to Eugene Moore,

Amount Involved is Twenty-Three Thousand Dollars-Another Hearing Asked For in German Savings Bank Case.

ion was handed down in the supreme court H. Langford of North Platte from compiling teday by Chief Justice Harrison, holding the copy for the senate and house journals. the Home Insurance company of New York He was awarded the contract for this work companies are putting up large quantities. liable to the state for fees paid to Eugene by the State Printing Board last week. The to establish the liability of other insurance who alleges that the bidding was not accordcompanies that paid fees to Moore. The ing to law and that no legal notice was opinion holds all liable, the amount in- given by the board. He seserts that the law volved being approximately \$23,090. Fol- requires advertisements for bids to be publowing is the syliabus of the opinion, writ- lished in at least three newspapers. When ten by Judge Harrison:

It is provided in the constitution of 1876 Auditor Cornell protested on the ground that all "fees that may hereafter be payable by law for services performed by an officer provided for in this article of the constitution shall be paid in advance into prepared.

constitution shall be pain in absence the state trensury.

This so modified section 33, chapter xiiii.
Compiled Statutes, General Statutes 1873, chapter xxxiii, section 32, in relation to fees to be paid by insurance companies to the state auditor for services to be performed by him as to in effect prohibit the payment of the fees to him or their reception by thim.

The incurance company applied to the then state auditor to perform for it certain then state auditor to perform for it certain services in the issuance of certificates of authority to transact business in the state and some other matters of the requirements of the law in regard to such companies and paid the fees to the auditor, and did not pay them and has not paid them into the transacy. The payment to the auditor was wholly unauthorized and did not bind the state nor did the money thus paid into the auditor's office belong to the state.

to other things for which they must apply to or call upon him, and has used and employed the results and hencits of said matters, will not be heard to urge against the recovery by the state of fees for such services which have not been paid into the state treasury; that the certificates and documents issued to it by the auditor were void for the reason that the fees had not been paid in advance and where required by the constitution.

y the constitution.

The fees were paid to Eugene Moore, then tate auditor. He could and did not act

Another Hearing Asked For. The supreme court has been asked to MONUMENT AFTER MANY YEARS. grant another bearing of the case of the

Siate of Nebraska against the German Savings bank of Omaha, a case involving the right of the receiver to dispose of real estate belonging to the bank, on an order of the court. Joel W. West of Omaha, who filed the motion for a rehearing, represents the stockholders of the bank who are fighting the sale, and he claims that they are being deprived of their property without due process of law and without having their The decree of the district court that is

appealed from was entered upon an order the stockholders to show cause why the real estate should not be sold. Mr. West contends that the code of civil procedure says this has no place in the laws assault. of Nebraska, because it affords no adequate protection of property and property rights. In his brief he gives voice to the follow-

Upon a correct solution of the question depends the safety of life, liberty and property in this state. No motive of expediency ought for a moment stand in the way of a correct enunciation of the law as the constitution of the state of Nebraska and of the United States guarantees it."

previously announced their intention of morning for treatment. abiding by the decision in the test case, and it is thought that there will be no further litigation concerning their liability.

The suit involving the decision of Knox county, growing out of the election of 1898. was argued and submitted to the court today. Judges Sullivan and Norval will hand down opinions at adjournment tomorrow. Chief Justice Harrison relinquished his

seat on the bench this afternoon and Judge-Elect Holcomb will be sworn in tomorrow morning.

Poynter Will Do Nothing.

was learned at the state house today that the statement given out yesterday by Governor Poynter with respect to his position on the question of appointing a new police commission for Omaha refers only to governor's interference, when as a fact the opinion has been divided almost equally as his new position there. the advisability of the governor appointing a new board. Two well known demoeratte politicians came down from Omaha yesterday to present objections to gubernatorial action and had petitions with them signed by over 2,500 voters. These petitions, so it is stated, contained the signatures, irrespective of politics, of a large number of bankers, business men, clerks, professional men and wage-workers, as present. well as all the brewers and saloon keepers. The governor interrupted his callers by his mind not to do anything, and that it would be unnecessary for them to present their petitions, and so the petitions containing 2,500 names of people expressing themselves as satisfied with the doctrine of home rule as promulgated by the supreme court, were taken back instead of being

State House Notes.

was an employe of the insurance commis- agency. sion under Governor Poynter,

St. Leonard's Catholic Church society of Madison filed articles of incorporation with Economic Metallic Packing company of Lyon incorporated with a capital stock of \$100,000. The incorporators are Franklin and William Everett. The C. K. Lawson company of Hastings incorporated to do a gen- wire. eral hardware business, with a capital stock

The Farmers' State bank of Loomis was chartered today by Secretary Hall of the Omaha, has accepted the deputy clerkship banking department. Its capital stock is under County Clerk-elect James Burns and

Orders were issued from the adjutant The appointment gives general satisfaction. general's office today discharging Privates Hiram Lott and Charles White of Company D. Second regiment, without honor, the cause being non-attendance at drills. Sergeant Lester Childers and Private Roy E to be a neat and commolious structure, is for my health and life. It cured me of lung Woods of the same company were discharged now being built on Fifth street and will be on their own application and Privates Frank | completed about February 1.

THERE IS A CLASS OF PEOPLE Who are injured by the use of coffee. Recently there has been placed in all the centry there has been placed in all the grocery stores a new preparation called GRAIN-O, made of pure grains, that takes the place of coffee. The most delicate stomach receives it without distress, and but few can tell it from coffee. It does not cost over it as much. Children may drink it with stear Benefit. Ests and 25 ofts. per package. Try it. Ask for GRAIN-O.

Sergeant Harry Hall of York has been financial condition. authorized to recruit Company A of that Decision in Test Case Concerning Fees Paid place for service in the new First regiment.

George Lyon of Company H of the First APPLIES TO /LU INSURANCE COMPANIES Barry that his company has reorganized and ham, presented Judge B. S. Ramsey with a GENERAL MASO SEES FREEDOM IN SIGHT The State Board of Purchase and Supplies concluded a two days' aession this afternoon, buying enough supplies for the various state institutions for the first quar-

Lincoln Local Notes.

ter of the year.

Injunction proceedings have been com-LINCOLN, Jan. 3.-(Special.)-An opin- menced in the district court to prevent R. Moore while auditor. This was a trial case suit is brought by J. H. Miller of this city. the printing board voted to let the contract

A Lincoln circle of the Economic League was organized last night and the following officers were elected: President, Henry E. Lewis: vice president, J. B. Strode: secrethe tary, W. R. Jackson; treasurer, A. J. Cor-The executive committee comprises W. F. Porter, A. J. Cornish and G. J. Hess. The entertainment committee is made up of George W. Berge, T. J. Doyle and R. D. Stearne. The leaders of the various subjects are: "Political Economy," W. Langworthy Taylor; "Political Science," Fred Shepherd; "Sociology," Rev. F. S.

Deputy City Attorney Maule has been given power of attorney to act for the city EVIDENCE AS TO MCLELLAN'S AGE. The services having been obtained and in the absence of City Attorney Webstel to the state auditor and such liability be enforced by sult.

who is now in Washington. Soon after Mr. Webster went into office an ordinance was Webster went into office an ordinance was A company which has obtained the performance of the services by the auditor in the issuance of certificates of authority to do business in the state, also his attention to other things for which they must apply successor would have received only \$100 per month. By the arrangement that has been made Mr. Maule will receive the usual ealary until a successor is elected in the spring. The second semester of the State univer-

The Lincoln Public Library Board has te auditor. He could and did not act agent for the State in the reception of brary building. Several lots have been of their brother. The nieces are also attempt nienanced or forbidden by the constitua state can only act through its officers the center of the city that none of them lave been accepted. It is probable that a law or in and about which they are thorized and empowered by law to pertain the center of the city that none of them have been accepted. It is probable that a public subscription will be started to raise thorized and empowered by law to persite in the downtown district.

sity opened today, after a vacation of ten

Actress to Place a Shaft on Her Mar

dered Father's Grave. FREMONT, Neb., Jan. 3 .- (Special.) - Miss Murtha, an actrers of the "Trip to Chinatown" company, was in the city yesterday with the players of that troupe. She ordered a monument erected on her father's grave. Christian Murtha's death here twenty-three years ago was a mysterious affair. He was run over by a train on the Union Pacific and terribly mangled. He lived nearly a day and to the last insisted that he was thrown under the train by a brakeman, but could not accurately describe his assailant, whose name he did not know. Neither would be tell the reason for the

Boy Accidentally Shot. COLUMBUS, Neb., Jan. 3 .- (Special.)-James, the 12-year-old son of County Attorney William O'Brien, was accidentally shot and dangerously wounded by a companion last evening. The ball from a 22caliber revolver entered just under the right eye and lodged in the back part of the head. It is said the boys were playing "hold up" and the weapon was accidentally discharged.

Station Agent in Trouble. PLATTSMOUTH, Neb., Jan. 3 .- (Special father. Charles Parker, were in the city today and filed a complaint against Louis Fahenstock, the Missouri Pacific agent at state. Avoca, charging him with criminal assaula upon the person of Miss Parker December morrow

New Hastings College President. HASTINGS, Neb., Jan. 3 .- (Special Telegram.)-The Board of Trustees of Hastings. resignation of Rev. Salem G. Pattison as petitions and indorsements in favor of the president. Prof. F. N. Filson was selected from the faculty to act as president for pressure brought upon him has been as the remainder of this year. Mr. Pattison much the other way. Even among the departs next week for Chicago, where he

Dr. Wharton Talks at Tecamseh. TECUMSEH, Neb., Jan. 3 .- (Special.) Last evening at the Methodist Episcopal church the third lecture of the course by the Epworth league was delivered by Rev. Dr. Wharton, pastor of St. Paul's church, Lincoln. His subject was "The Birth of

Magnetic Healer Held for Trial. DAVID CITY, Neb., Jan. 3 .- (Special.)teiling them that he had aiready made up Laughlin, the magnetic healer, who was arrested for practicing without a permit from the State Board of Health, had his preliminary hearing in the county court and was bound over to the next term of the district Governor Lee has appointed D. F. Jones of

To Arrest an Ex-Justice. HASTINGS, Neb., Jan. 3 .- (Special Telegram.)-Sheriff Simmering left today for Leon C. Crandall of this city was today Kansas with a warrant for J. W. Howard. appointed to the position of bond clerk in charged with obtaining money under false the auditor's office, to succeed F. L. Ar- pretenses. Howard was formerly a justice cherd, who died a month ago. Mr. Crandall of the peace here and conducted a collection

Celebrate a Railrond's Entrance. SIDNEY, Neb., Jan. 3 .- (Special Tele the secretary of state today. The Everett gram.)-At Bayard, fifty miles north of here, bonfires and fireworks are being used to celebrate the arrival of the B. & M. railroad at that point at 5 o'clock this evening. The news reached here over the telephone

> Deputy County Clerk Appointed. SIDNEY, Neb., Jan. 3 .- (Special Telegram.)-Miss Sarah J. Kelly, formerly of both will be inducted into office tomorrow. Dakota State Horticultural society

New Union Pacific Depot. DAVID CITY, Neb., Jan. 3,-(Special.)-A new Union Pacific depot, which promises

Burglars to Celebrate New Year's. clars bored a hole in the back door of G. H. Glaser's salcon and slipped the bolt. They carried off a quantity of cigars and a grip and a banket of bottled goods.

Berger and Lewis Oaborne, also of Company and 25, with L. P. Harris as judge. Madi-HOLDS THE COMPANY LIABLE Berger and Lewis Osborne, also of Company and 25, with L. P. Harris as judge. Madiastle fanciers and the society is in good

> Bar Association Remembers Ramsey. PLATTSMOUTH, Neb., Jun. 3 - (Special.) This afternoon the Cass County Bar asregiment has reported to Adjutant General sociation, through its president, R. B. Wind

> > Revival Meetings at Columbus. COLUMBUS, Neb., Jan. 3 - (Special.) Rev. Cannon of Lincoln is holding a series of revival meetings at the United Brethren

church. The meetings are largely attended lee Twelve Inches Thick. WEST POINT, Neb., Jan. 3 - (Special.)ce is twelve inches thick here and the local

ice dealers and the creamery and brewere

WANT THE ROSEBUD LANDS Gregory County Would Have Jurisdiction Over Eight More Townships Within Its Limits.

CHAMBERLAIN, S. D., Jan. 3,-(Special.) -Gregory county people have undertaken to secure the relinquishment by the Rosebud Indians of that portion of the Rosebud eight townships and the land is said to be have already been questioned and all appear to be willing to cede the land if a easonable price is agreed upon. Representative Gamble has introduced a bill in coninterior be authorized to appoint a com- gated. mission to treat with the Rosebud Indians for the land and many northwestern congressmen have signified their willingness the wealthiest in the state.

Alleged Nicces in !reland Say He Was

78 Years Old. SIOUX FALLS, S. D., Jan. 3.—(Special Telegram.)-Testimony was taken today in behalf of the claimants living in Ireland. who allege they are nieces of the late John McClellan. Practically all the evidence offered today was in reference to McClel lan's age, an important point in the controis not in the handwriting of John McClellan. Interest in the outcome is keen and there is no doubt the decision of County Judge Wilkes when rendered at the conclusion of the hearing will not be accepted as final.

Petition for Huron Mail Carriers. HURON, S. D., Jan. 3 .- (Special.) -Sine William H. Newcomer, letter carriers here, ice examination, petitions, letters and messages have been pouring into the department at Washington asking that the order he revoked Congressman Burke has suc- \$500,000 will soon be invited. ceeded in getting a stay of proceedings until February 1. Buell and Newcomer were carriers here before the free delivery system carriers, hoping that when the receipts of with whom Gil quarreled be dismissed. the office justified the re-establishment of the free delivery system the men would be reinstated to their former positions.

Wyoming Mineral Output Surprising. CHEYENNE, Wyo., Jan. 3 .- (Special.) --People were generally surprised when they read of Wyoming's mineral output for the General Wood and the Cuban leaders, includbusiness conditions in the state knew that provoked considerable excitement here. the coal output would amount to something Several of the insurance companies have The wounded boy was taken to Omaha this like \$4,000,000, but few had any idea that crowded with politicians discussing the sitreach over \$1,000,000 during the year. The claring their devotion to General Miro. figures as published, however, are believed Telegram.)-Miss Lillie Parker and her to be low. There are thousands of dollars the Spaniards, express great satisfaction at

> Well-to-Do Farmer Disappears. SIOUX FALLS, S. D., Jan. 3 .- (Special.) -Attorney J. L. Root issued the papers | There is uneasiness over the disappearance to be filed with Justice J. Kennedy in Union, of John Bundy, a well-to-do farmer of Welwhere the preliminary trial will be held to- lington township, Minnehaha county. He is a veteran of the Civil war and when he disappeared last Wednesday he had in his possession his pension vouchers, upon which he expected to secure payment as soon as he reached Sioux Falls. He was driving to college met this afternoon and accepted the Hartford, presumably for the purpose of taking a train for Sloux Falls.

Says Tripp is After Senatorship. PIERRE, S. D., Jan. 3 .- (Special Telegram.)-The correspondent of the Sioux populists and democrats of Douglas county will immediately enter upon the duties of Falls Press will say in his letter this week that the Dakota lecture tour of Bartlett operation with Cuban leaders in Havana. Tripp is only an ante-election campaign and that Tripp is playing himself in shape to be supported by republicans for United States senator if the fusionists should not have a majority in the legislature.

RAWLINS, Wyo., Jan. 3 .- (Special Telethe New Century." A large audience was gram )-John Doran, a Union Pacific brakeman of Laramie, was seriously injured by

being blown from a car while crossing Simpon hill tonight. The roof of the car was also blown off by the flerce gale. Doran was brought here for medical attendance. Two Appointments by Lee. PIERRE, S. D., Jan. 2 .- (Special.) -court. He gave a bond for his appearance. Watertown as a member of the State Board of Pharmacy, vice N. J. Blesser, Milbank,

> Buffalo county. To Reopen Institute for Blind. SIOUX FALLS, S. D., Jan. 3 .- (Special.) The State Board of Charities and Correcfor the blind, provided for by the last legis- in a mild form and will then be allowed to lature, on March 1. The board has selected | run and become immune to the Texas fever,

Miss Dora Donald for superintendent, Gaffy Rolds Court for Campbell. ABERDEEN, S. D., Jan. 2 .- (Special.) --Judge Campbell, who has been III for several days, is now somewhat improved. Judge larly liable to the disease. Gaffy will preside for him during the term at Britton today.

South Dekots Fruit Growers SIOUX FALLS, S. D., Jan. 3 .- (Special.) The eleventh annual meeting of the South be held at Parker, January 16, 17 and 18, The subject of the first day will be "Small Fruits.

trouble following grippe." Thousands owe their lives to the prompt action of this never failing remedy. It cures coughs, colds, broughitis, pneumonia, grippe and throat and lung troubles. Its early use prevents consumption. It is the only harmless remedy that gives immediate relief.

Pan-american Finances. BUFFALO, N.Y. Jan 3.—The treasurer of the Pan-American Exposition committee has just submitted the following report of the Banacial standing of the company to second annual show of the Eikhorn Valley Poultry and Pet Stock association will be held at Grand Army hall January 23, 24 ments, \$275,213, balance on hand, \$367,422

WOOD PARDONS FORTY MEN

Governor General Issues Order Giving Freedom to Santa Clara Prisoners.

Assurances of McKinley and Conduct of Government Convince Him of Absolute Sincerity of United States.

HAVANA, Jan. 3.-Today General Wood issued an important order giving freedom to forty men in the province of Santa Clara. Some of them had been detained without

rom division headquarters, on the ground to shake hands with the colonials. that a department commander did not have the power to pardon.

General Wood decided that the judgment of General Bates regarding their release was reservation lying within Gregory wise and consequently today's order setounty. The territory comprises about ting them at liberty was promulgated. Reports from other departments are daily

of especial value. Many of the Indians expected and it is believed that before the treated as prisoners of war, but as British of observing and reporting upon military end of the month a large number will have subjects caught in open rebellion. been released, especially in the province of Havana. The cases of those who have the colonials is greatly admired, and all been held for a long time in detention with- are delighted that they have struck the first gress providing that the secretary of the out trial will be the first to be investi- blow on the western frontier since the battle

provinces

dom from all foreign control was now in sight and that the assurances of President McKinley and the conduct of the government convinced him of the absolute sincerity of the United States.

Unfavorable Yellow Fever Report. The yellow fever report for 1899 shows 03 deaths in Havana, which means that versy. The Irish claimants seek to show eighty-three persons have died of the disthat the deceased was 78 years of age at the case since General Ludlow's report was imo of his death, instead of 68, as asserted issued at the end of August last. During by the American and Canadian claimants, the month of December there were seventy The purpose is to show that the McClellan new cases, of whom twenty-two died. On killed here is not the same McClellan whom January 1 of this year there were twentythe Canadian and American believed to be five cases under treatment. Today there are seventeen. The cold weather will probably diminish the number. This record does the center of the city that none of them lly bible offered by the opposing claimants not compare favorably with the records prior to the revolution, although the sanitary authorities claim that the increase of mortality is due to the fact that an unusually large number of Spanish immigrants have arrived during the last few months.

The people of Sancti Spiritus held a large ublic meeting today to express satisfaction eccipt of information that A. T. Buell and at the appointment of General Wood as governor of the island and at his selection were to be displaced and their places filled of secretaries, all of whom are regarded as proceeded so near the Boer position that it by persons who have passed the civil serv- capable of helping General Wood materially in establishing a permanent government

Bids for school furniture to the value of The Cienfuegos Center of Veterans has organized a committee to inquire into the circumstances of the death of Dionnessio was abandoned, four years ago, because of Gil, the former brigadier general in the to South Africa as soon as the channel a falling off in the receipts of the office, Cuban army, who was recently shot there equadron returns to Gibraltar. The parand for four years the citizens continued the by the police while resisting arrest. The system by paying the salaries of both veterans have asked that the sanitary officer

> Conference Between Wood and Cuban Leaders Proves a Nightmare. SANTIAGO, Cuba, Jan. 3 .- The news of he conference at Havana between Governor the second train

year 1899. Those who are familiar with ing General Jose Miro of this province, has This evening the clubs and cafes are the production of gold in the state would untion with more or less violence and de-The Americans and Europeans, especially

worth of the yellow metal washed out among the attitude taken by General Wood in favor the placers along almost every creek in the of restricting the franchise to intelligent and responsible citizens and the wealthy Cubans share in this belief. Cuba Libre publishes a dispatch from Havana summarizing General Wood's statements on this subject and announces that

it will deal with the matter editorially tomorrow. The violent Cuban partisans say a crisis s imminent, which will decide whether Cuba is to be American or Cuban, but the possibility of any serious trouble is ridiculed by the American officers and foreigners.

To Work for Cuban Independence. TAMPA, Fla., Jan. 3 .- A Cuban club, CEI Nacional," has been organized here, with a large membership, to work for Cuban independence. Its purpose is said to be co-

## TO BE TEXAS FEVER IMMUNES One Bendred Pure Bred Calves to Be

Sent South as an Experiment

by Stockmen. KANSAS CITY, Mo., Jan. 3.-Recent sucessful experiments in the inoculation of alves and yearlings as a preventive

shipped from Kansus City to Beeville, Tex., the country. The Texas Board of Agriculture has for two years been preparing for the reception

of these animals, having set apart and fenced who has resigned, and has named Patrick off a ranch of 10,000 acres, on which not a T. Finucare as fish and game warden for hoof has been allowed for two years, so that it is wholly free from any germs of Texas fever, owing to the action of the frosts of two winters. On this ranch the northern calves will b

inoculated with the poison of the fever ticks ions has decided to open the Gary school in such a manner as to bring on the disease after which they may be generally introfuced into the herds of Texas. The shipping of high-priced northern cattle south of for another year. There seems to be no Milwaukee the fever line has heretofore caused heavy losses, as the anknals have been particu- advantage of Great Britain's uncomfortable

T. F. B. Sotham, president of the Naof court in Marshall county, which opened tional Hereford Cattle Breeders' association, is leading in the present experiment and 100 to sell its fishing rights, but considers it Hereford and Shorthorn calves, to be shipped proper for Great Britain to make the first tomorrow, have been gathered from prize herds in the state of Missouri, Kansas, Ne- abeyance. braska, Iowa, Illinois and Indiana. The 10 calves are valued by Mr. Sotham at \$30,000.

INDICTED GENERAL MISSING "I am indebted to One Minute Cough Cure | Fails to Appear to Plead to Michigan Grand Jury Indictment for

Firend. LANSING, Mich., Jan. 3 .- Telegrams were received today from Arthur F. Marsh. ex-adjutant general of Michigan and chairman of the republican state central committee, stating that he was about to leave Brockport, N. Y., for Lansing to plead the indictment found against him for having, as alleged, had a part in the notorious military state clothing deal. Nothing has been learned yet as to the whereabouts of General White, the other indicted man Colonel Ely R. Satton of Detroit, a mem-

indicted generals, restified today before the smoke of the enemy's guns grand jury and exhibited his private bank ooks as a proof of his innocence of con-

nection with the clothing deal. It appears certain that the policy of the prisoners with new clothing. ontrolling faction in the senate is to disegard Governor Pingree's messages urging CZAR WILL KEEP HANDS OFF assage of new legislation before ending

the present special session A joint resolution providing for submiting to a vote of the people the question of

municipal awnership of street rallways, etc. was reported favorably in the house today.

(Continued from First Page )

became frenzied. There were deafening All had been released ten months before cheers as the troops traversed the main an order issued by General Bates, but street and it was almost impossible for them. they were immediately rearrested by orders to make progress, the crowds being so eager

It appears that the Landdrest and all the mounted rebels evacuated the place on the After looking carefully into the cases previous night. The unmounted rebels are reported to be entrenched in the vicinity Quantities of ammunition were captured and destroyed.

A dispatch from Modder river intimates that the Sunnyside prisoners will not be

At the Modder river camp the conduct of of Magersfontein. It is believed the relief The council of notables, as General Wood's of Kuruman will quickly follow. convention of representative Cubans is The latest advices from the Colesburg

called, held a morning session today, at district tend to modify the estimate of Gento aid the bill. If the movement succeeds which General Wood was present, and then eral French's success. The predicted occupa-Gregory county will soon become one of dissolved, many of the members having tion of Colesburg had not been accomplished to catch tomorrow's boat for the eastern last evening, while the Boers' guns, announced to have been silenced, were still General Maso, who hopes to return to active. The War office this afternoon issued Havana in the near future, said that free- a dispatch received from General French, under vesterday's date, saving his position was the same as on the previous day, that with small reinforcements he could dislodge the Boers from Colesburg and in the mean time he continued maneuvering.

General Buller continues his night bombardments and patrol surprises. As the Tugela river is again fordable and the stretcher bearers have again been requisitioned at Durban and Pietermaritzburg. there is a disposition to believe that the British advance will not be long delayed. It is reported at Durban that the captured German steamer Bundesrath had on board five big guns, fifty tons of shells and 180 trained artillerymen.

Nothing further has been heard from Molteno, which was reported from Sterkstroem to have been attacked by the Boers this morning. So far as known here there is only a small force there.

A dispatch from Sterkstroem announces that Wanelef, the Boer commandant at Sterkstroem, has died of his wounds.

A special dispatch from Rensburg, dated Tuesday, January 2, says a supply train throne at the opening of the Cortes yesterwithout a locomotive was set in motion within the British lines near Colesburg and was impossible to recover it, and the British Portugal is capable of preserving and deguns therefore destroyed the trucks. It is suspected that this was the act of a traitor The total British casualties about Coles-

burg in two days were six men killed and

twenty wounded. It is reported that the particular service squadron now at Gibraltar will be ordered ticular service squadron of cruisers is said to be just suited to watch Delagoa bay,

The supply train, says another dispatch from Rensburg, ran into a broken culvert SANTIAGO POLITICIANS EXCITED, and was wrecked. The Boers began looting it and another Rensburg train was dis patched to the scene in an effort to recover the provisions. The Boers opened fire on the treops and natives accompanying it, foreing treat after several of the natives had been killed.

## AMERICAN EQUIPMENT

Saddles and Bridles for English Cavalry Come from the United States.

ST. LOUIS, Jan. 3 .- The Globe-Democrat today says: St. Louis has been called upon to equip a considerable part of the new British cavalry contingent in South Africa. The first shipment of a consignment of saddles and bridles for the newly recruited rough riders and yeomanry of her matesty's service will leave St. Louis today for New York, where it is to be placed on shipboard for South Africa not later than the first of next week.

E. F. Hutchings, president of the Great West Saddlery company, limited, of Winni peg, Manitoba, who was in the city yesterday, was awarded the contract by the British government for furnishing the equipment for a large portion of the 10,000 nev cavalry troops called out after General Buller's reverse at the Tugela river. The contract was a rush order, and, being unable to fill it, Mr. Hutchings at once telegraphed the three leading army saddle manufacturers of the United States, located at St. Louis, Chicago and Cincinnati, for as-

sistance. On the basis of the replies received he awarded just half of the contract to the St. Louis house, one-fourth to the Chicago house and one-fourth to the Cincinnati photographs and the engagement was made

The British government has adopted for its rough rider service in the Transvaal against Texas fever are to be followed by an the United States cavalry (McClelland) experiment on a large scale. There will be saddle, pronounced by army men to be the chipped from Kansas City to Beeville, Tex., best saddle for scouting and rough riding concrrow 100 purebred Hereford and Short- in the world. The English have also horn calves, selected from the best herds of adopted the United States cavalry bit. which has been proved by long experience on the plains to be the best adapted for long campaigns on horseback.

## FRANCE WISHES TO BE FAIR No Desire to Take Advantage of England's Embarrassment

in Transvont.

PARIS, Jan. 3.- The opinion has been expressed in official circles to a representative of the Associated Press that the modus Kansas City vivendi between Great Britain and France Omaha regarding Newfoundland would be extended disposition upon the part of France to take situation in the Transvaal to force an unfair settlement of a matter not regarded as vital. Slo France is in the position of being willing proposition. Thus the matter stands in

ENGLAND WILL NOT TAKE DELAGOA Government Does Not Contemplate

Taking Any Such Step. LONDON Jan. 3 .- A representative of the Associated Press has been informed on good authority that Great Britain will not take that Congressman Boutelle has made some Delagon bay. The British government, it is added, does not contemplate any such step, in spite of

the clamor of the press and public opinton upon the advisability of so doing. CECIL RHODES IS STILL ON EARTH

Report from Kimberley that He is Clothing Boer Prisoners. KIMBERLEY, Dec. 26. The Boers last night evinced considerable interest in the Promier mine: using their searchlights This morning they actively shelled the fort ber of Governor Pingree's military staff and The Royal artillery replied. Our shells tion.

an internate both of the governor and of the were well placed and dropped amid the FORECAST OF THE WEATHER Last night's storm ignited some of our military mines, but there were no casual-

ties. Cecil Rhodes has supplied the Boer

They Need Not Fear Intervention by Russin.

LONDON, Jan. 4 - The Vienua corresponds | westerly winds. has assured the British ambassador at St. and colder Friday; southerly winds, becom-Petersburg (Sir C. S. Sentt) that Great ing northwesterly, Britain need not fear intervention or any For Missouri - Increasing cloudiness sori of difficulty from Russia in the pres- Thursday, threatening Friday, southeastent South African complications.

This may fairly be interpreted as an anwhen they learned that their deliverers were gurance including an indirect promise that ably fair and colder Friday, southerly trial and others were suffering excessive Canadians and Australians the enthusiasm France will abstain from creating difficulties winds, becoming northwesterly. for England

# POINTS FROM BOER TACTICS

Government Assigns on Infantey Cap- years tain to Accompany the Army of the Surahers.

WASHINGTON, Jan. 3.-Captain Carl Reichmann of the Seventeenth Infantry and essistant adjutant general of volunteers, has been detailed by the secretary of war to accompany the Boer army for the purpose operations in the war in South Africa. His duties will be similar to these of Captain Slocum of the Eighth cavalry, who is with the British army in the Transvanl.

Planning Aid for Boers. PHILADELPHIA, Jan. 3.—The Knights of the Red Branch at a meeting last nigh decided to extend all possible aid to Presi dent Kruger. Resolutions of sympathy for the Boers were adopted. The association claims a membership of 100,000, made up principally of Irish and Germans. A meeting of the local branches of the

Clan-na-Gael was also held last night for Omaha, cloudy drill. Fully 400 young men have been formed into companies and will, it is said, be sent to South Africa. Queen Receives Dr. Leyds,

THE HAGUE, Jan. 3 Dr. Leyds, the liplomatic agent of the Transvaal, attended the New Year's ball at the palace yesterday evening. Queen Withelmina conversed several times with him. He was received by the foreign minister today. Victoria People Indignant. VICTORIA, B. C., Jan. 3.-General in-

dignation is aroused among the loyal subjects of Great Britain at the expressed determination of Boer sympathizers living n the suburb of West Victoria to extend financial aid to the Transvaal republic. meeting was held New Year's night. considerable sum was raised to assist the Portugal Congratulates Itself.

was made of Great Britain, the Transvaal or Delagoa bay in the message from the day, King Charles, referring to the successful Portuguese expedition in Mozambique, said: "Thus again has it been shown that fending the countries it has conquered." Churchill Made a Squadron Leader. LONDON, Jan. 3.—The Pall Mall Gazette

LISBON, Jan. 3.-Although no mention

Negotiations Over the Bundesrath. BERLIN, Jan. 3 .- It is semi-officially anounced that Germany has not protested igainst the seizure of the Bundesrath, but has merely requested that the matter be

tion are now proceeding here. Astor Gives to Hospital Fund. LONDON, Jan. 3.-William Waldorf Astor as contributed £1,000 to the Prince of Nales' hospital fund.

investigated and settled as speedily as pos-

Pritish Recruiting in Russia. BERLIN, Jan. 3 .- It is reported that a British enrolling agent has been arrested at

## Korbheta, Russia. FIRST MARRIAGE OF THE KIND Christianized Chinese Couple to Wed

at Philadelphia-Bride and Groom Have Never Met. PHILADELPHIA, Jan. 3 .- The first mar lage in this country of a Christianized Chinese couple will take place here next week. The fact that the prospective bride

ends additional interest to the event. The future bushand is Wung John, the prorleter of a Chinese restaurant in this city nd his flancee is Su Ting Fu, who is now on her way to Philadelphia from San Francisco, where she was a pupil in the Presby

and bridegroom have never seen each other

terian school for Chinese girls. Some time ago Wung John applied to Rev Patrick Poole, in charge of the Chinese mis on here, with the request that the latter adeavor to secure a wife for him. Mr Poole went to San Francisco and selected Su-Ting Fu. She and Wung John exchanged e mail.

## PACKING HOUSE STATISTICS Further Reduction is Noted in Offerings of Hogs During the

Past Week.

and pay her expenses to this city.

CINCINNATI, Jan. 3 .- (Special Telegram.) Price Current says: There is a further reection in the offerings of hogs. Western packings are 425,000, compared with 525,000 the preceding week and 615,000 last year. From November 1 the total is 4,615,000, sgainst 5,720,000 last year. Prominent places compare as fellows:

St. Louis

## BOUTELLE REPORTED BETTER Attending Physician Writes that the Maine Congressman's Condition

is Slightly Improved.

BANGOR, Me., Jan. 3.-A private letter rom the attending physician at McLean asylum, Waverley, Mass., says: "I am very glad to be able to tell you further progress since I wrote you on Fri

Opposed to Taxing Oleo. ST. PAUL. M'on. Jan. 3. At a meetic held today of the St. Paul Stock exchan-a formal protest was drawn up and fo warded to Washington against the pa-sage of the Tawney bill for taking ole rargarine.

Farragut's 0td Flagship Floated VALLETO Cal. Jan. 3.—Commodere agut's flagship, the Hartford, was flagship only dook, where it oday out of the dry dook, where it agus three months under sairs. It is now said to be in prime cond

Partly Cloudy Thursday and Probably Fair and tolder Friday in Nebruska.

WASHINGTON, Jan. 3 .- Forecast for Thursday and Friday. For Nebraska-Partly cloudy Thursday Emperor Nicholas Assures the British fair and probably colder Friday; variable winds, becoming northwesterly,

For South Dakota-Pair Thursday, with colder in the afternoon: fair Priday, northent of the Standard says: Emperor Nicholas | Por lowa-Threatening Thursday: fall

For Kansas Threatening Thursday; prob-

Local Record.

OFFICE OF THE WEATHER BUREAU, OMAHA, Jan 2-Omaha record of tem-perature and precipitation compared with the corresponding day of the last three Maximum temperature... Munimum temperature 14 21 26
Average temperature 25 34 34
Produptation 0 60 50 2
Record of temperature and precipitation at Omaha for this day and since March 1

Report from stations at S p. m.

STATIONS AND STATE

neas City, clear

ACTURES

OF WEATHER. 9 34 36 30 36 42 48 38 50 38 54 North Platie, clear.

T indicates trace of precipitation. LUCIUS A. WELSH, Local Forecast Official.

Wonderful Remedy that Never Fails to Give Quick Relief. Free Trial Mailed to All Who Send

Name and Address.

No matter what causes your headache it can be stopped in twenty infinites by a new remedy discovered by Max Gessler, the famous Milwaukee famous Milwaukes chemist. It is a safe and harmless medi and harmless medi-cine, containing no opium or other pols-ons, and by sendingMr. Gessleryour name and address he will gladly FAUACH & send you a free

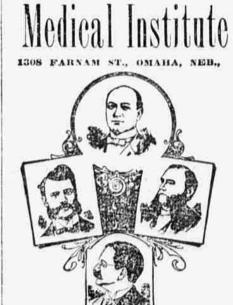
LONDON, Jan. 3.—The Pall Mall Gazette today announces that Winston Churchill, the newspaper correspondent who was captured by the Boers in Natal and taken to Pretoria, whence he subsequently escaped and arrived safely at Delagoa bay, has been appointed a squadron leader in the South African Horse.

South African Horse.

send you a free trial package so you can see for yourself what a merve out religious relief-bringer it is. Gessler's Magic Headache Wafers are sold by all druggists at 10 cents a lox, and if they do not cure your headache or neuralgia in twenty minutes, the druggist will hand you back the price. Write to Max Gessler, \$59 Journal Bldg., Milwaukee, Wis, for a free trial. Write today and be prepared for the next head-

SIR:-Vour letter and goods received. If you will send window display and advertising matter I will use it to advantage. As the goods give general satisfaction I push them; a thing which I never do with any other proprietary medicine. Yours respectfully. F. Burkhardt, Druggist, Newark, ible. Friendly negotiations in this direc-

> THE SPECIALISTS OF THE State Electro-



Wung John forwarded \$200 to his afflanced FAIL. with which to purchase her wedding gown When Electricity falls to cure, when med

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snd vitality, weak and shrunken organs; shattered nervous system caused by overwork, excesses and self-abuse, resulting in weakness of body and brain, night emissions, losses in the urine diszlners, falling memory, lack of confidence and ambition pains in the back, bins and kidneys, and other distressing symptoms, unfitting one for business or pleasure. Our special system of treatment will cure YOU, restors your physical and sexual health and make you once more a man among men—no matter who or what has failed.

RUPTURE Cured by their new methdetention from work-a painless, sure and VARICOCELE Hydrocele, swelling

the organ and glands treated with unfail-CONTACIOUS BLOOD POISON Syphilis and all diseases of the blood compity and thoroughly cured and every ace of poison eradicated from the system

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WRITE your trouble. If living away at home. Book, "Guide to Health," free References-Best Bunks and Business men in this city. Consultation free Hours — 8 a. m. to 8 p. m. Sundays 1.

