

HOLDS THE COMPANY LIABLE

Berger and Lewis Osborne, also of Company D, were relieved from duty because of non-compliance.

Decision in Test Case Concerning Fees Paid to Eugene Moore.

Sergeant Harry Hall of York has been authorized to recruit Company A of that regiment for service in the new First regiment.

APPLIES TO 711 INSURANCE COMPANIES

Amount Involved is Twenty-Three Thousand Dollars—Hearings on Hearing Sacked Bank Case.

LINCOLN, Jan. 3.—(Special.)—An opinion was handed down in the supreme court today by Chief Justice Sutherland.

It is provided in the constitution of 1875 that all fees that may hereafter be payable by law for the services of any officer provided for in this article of the constitution shall be paid in advance.

The insurance company applied to the state auditor to perform for it certain duties in the performance of which it was to be paid by insurance companies in the state.

The services having been obtained and the fees not paid the company became liable to the state auditor and such liability can be enforced by the auditor.

A company which has obtained the performance of these duties is not entitled to the issuance of certificates of authority to do business in the state.

Another Hearing Asked For.—The supreme court has asked to grant another hearing of the case of the State of Nebraska against the German Savings Bank of Omaha.

Attorney in Place of Sheriff's Estate.—The receiver of the "Trip to China" company, was in the city yesterday with the players of that troupe.

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.

Section Agent in Trouble.—PLATTSMOUTH, Neb., Jan. 3.—(Special Telegram.)—Miss Lillie Parker and her father, Charles Parker, were in the city today and filed a complaint against Louis Palmenchek, the Missouri Pacific agent at Avoca.

Pointner Will Do Nothing.—It was learned at the state house today that the statement given yesterday by Governor Pointner with respect to his position on the question of appointing a new police commission for Omaha refers only to the question of the election of 1898.

Dr. Wharton Talks at Tecumseh.—TECUMSEH, Neb., Jan. 3.—(Special.)—Last evening at the Methodist Episcopal church the third lecture of the course by Dr. Wharton, pastor of St. Paul's church, Lincoln, his subject was "The Birth of the New Century." A large audience was present.

Magnetic Healer Held for Trial.—DAVID CITY, Neb., Jan. 3.—(Special.)—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 court. He gave a bond for his appearance.

To Arrest an Ex-Justice.—HASTINGS, Neb., Jan. 3.—(Special Telegram.)—Sheriff Simmering left today for Kansas with a warrant for J. W. Howard, charged with obstructing justice. Howard was formerly a justice of the peace here and conducted a collection agency.

Celebrate Railroad's Entrance.—SIDNEY, Neb., Jan. 3.—(Special Telegram.)—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 wire.

Deputy County Clerk Appointed.—SIDNEY, Neb., Jan. 3.—(Special Telegram.)—Miss J. Kelly, former clerk of the Omaha, has accepted the deputy clerkship under County Clerk-elect James Burns and both will be inducted into office tomorrow. The appointment gives general satisfaction.

New Union Pacific Depot.—DAVID CITY, Neb., Jan. 3.—(Special.)—A new Union Pacific depot, which promises to be a neat and commodious structure, is now being built on Fifth street and will be completed about February 1.

Burglars to Celebrate New Year's.—WINSIDE, Neb., Jan. 3.—(Special.)—Burglars bored a hole in the back door of G. H. Glaser's saloon and slipped the bolt. They carried off a quantity of cigars and a grip and a basket of bottled goods.

and 25, with L. P. Harris as judge. Madison county has a large number of enthusiastic fanatics and the society is in good financial condition.

Bar Association Remembers Ramsey.—PLATTSMOUTH, Neb., Jan. 3.—(Special.)—This afternoon the Omsa County Bar association, through its president, R. B. Windham, presented Judge H. S. Ramsey with a silver pitcher, tray and cup.

Reverend Meetings at Columbus.—COLUMBUS, Neb., Jan. 3.—(Special.)—Rev. Cannon of Lincoln is holding a series of revival meetings at the First Brethren church. The meetings are largely attended.

Ice Twelve Inches Thick.—WEST POINT, Neb., Jan. 3.—(Special.)—Ice is twelve inches thick here and the local ice dealers and the creamery and brewery companies are putting up large quantities.

WANT THE ROSEBUD LANDS—Gregory County Would Have Jurisdiction Over Eight 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 reservation lying within Gregory county.

The territory comprises about eight townships and the land is said to be of especial value. Many of the Indians have already been questioned and all appear to be willing to sell for a reasonable price.

General Maso, who hopes to return to Havana in the near future, said that freedom 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 Cleveland Times report for 1899 shows 163 deaths in Havana, which means that eighty-three persons have died of the disease since General Ludlow's report was issued at the end of August last.

Alleged Nieces in Ireland Say He Was 30 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.

Petition for Honor Roll Carriers.—HURON, S. D., Jan. 3.—(Special.)—Since receipt of information that A. T. Buell and William H. Newcomer, letter carriers here, were to be placed on the honor roll, a petition was filed with the post office.

Wyoming Mineral Output Surprising.—CHRYSTENNE, Wyo., Jan. 3.—(Special.)—People were generally surprised when they read of Wyoming's mineral output for the year 1899.

Well-to-do Farmer Disappears.—SIOUX FALLS, S. D., Jan. 3.—(Special.)—There is uneasiness over the disappearance of John Bundy, a well-to-do farmer of Wellington township, Minnehaha county.

Sass Trip Is After Senatorship.—PIERRE, S. D., Jan. 3.—(Special Telegram.)—The correspondent of the Sioux Falls Press will report for Cuba, including that the Dakota lecture tour of Bartlett Trip is only an anti-election campaign.

Two Appointments by Lee.—PIERRE, S. D., Jan. 3.—(Special.)—Governor Lee has appointed D. F. Jones of Watertown as a member of the State Board of Pharmacy.

To Reopen Institute for Blind.—SIOUX FALLS, S. D., Jan. 3.—(Special.)—The State Board of Charities and Corrections has decided to open the Gary school for the blind, provided for by the last legislature, on March 1.

Gery Holds Court for Campbell.—AGRIEN, S. D., Jan. 3.—(Special.)—Judge Campbell, who has been in the county for several days, is now somewhat improved. Judge Gaty will preside for him during the term of court in Marshall county, which opened at Britton today.

South Dakota Fruit Growers.—SIOUX FALLS, S. D., Jan. 3.—(Special.)—The eleventh annual meeting of the South Dakota State Horticultural society is to be held at Parker, January 16, 17 and 18.

Indicted General Missing.—Falls to Appear to Plead to Michigan Grand Jury Indictment for Fraud.—LANSING, Mich., Jan. 3.—Telegrams were received today from Arthur P. Marsh, ex-adjutant general of Michigan and chairman of the republican central committee, stating that he was about to leave Brockport, N. Y., for Lansing to plead to the indictment found against him for having, as alleged, had a part in the notorious military state clothing deal.

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WOOD PARDONS FORTY MEN

An intimate both of the governor and of the indicted generals, testified today before the grand jury and exhibited his private bank books as a proof of his innocence of connection with the clothing deal.

GENERAL MASO SEES FREEDOM IN SIGHT

After looking carefully into the cases General Wood decided that the judgment of General Bates regarding their release was wise and consequently today's order setting them at liberty was promulgated.

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

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HAY FILES PROTEST

When they learned that their deliveries were tantamount to an Australian embargo, the Spaniards became frenzied.

It appears that the Landrost and all the mounted rebels evacuated the place on the previous night. The unmounted rebels are reported to be entrenched in the vicinity.

A dispatch from Modler river intimates that the Spaniards prisoners will be treated as prisoners of war, but as British subjects caught in open rebellion.

At the Modler river camp the conduct of the colonials is greatly admired, and all are delighted that they have struck the first blow on the western frontier since the battle of Mader.

The latest advices from the Colesburg district tend to modify the estimate of General French's success. The predicted occupation of Colesburg had not been accomplished last evening.

General Buller continues his night bombardments and patrol surprises. As the Tugela river is again fordable and the stretcher bearers have again been requisitioned.

It is reported at Durban that the captured German steamer Bundesrath had on board five big guns, fifty tons of shells and 150 trained artillerists.

Nothing further has been heard from Mollino, which was reported from Sterkstroom to have been attacked by the Boers this morning.

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

A special dispatch from Rensburg, dated Tuesday, January 2, says a supply train without a locomotive was set in motion within the British lines near Colesburg.

The total British casualties about Colesburg in two days were six men killed and twenty wounded.

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

The British government has adopted for its rough rider service in the Transvaal the United States cavalry (McClellan) and is announced by the British government that the best saddle for scouting and rough riding in the world.

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FORECAST OF THE WEATHER

Partly Cloudy Thursday and Probably Fair and Colder Friday in Nebraska.

WASHINGTON, Jan. 3.—Forecast for Thursday and Friday: Partly cloudy Thursday; fair and probably colder Friday; variable winds, becoming northwesterly.

For South Dakota—Fair Thursday, with cold in the afternoon; fair Friday; northwesterly winds.

For Iowa—Threatening Thursday; fair and colder Friday; southerly winds, becoming northwesterly.

For Missouri—Increasing cloudiness Thursday, threatening Friday; southwesterly winds.

For Kansas—Threatening Thursday; probably fair and colder Friday; southerly winds, becoming northwesterly.

Local Forecast.

OFFICE OF THE WEATHER BUREAU, OMAHA, Jan. 3.—Omaha forecast of temperature and precipitation compared with the corresponding day of the last three years.

Table with columns for Year, Maximum temperature, Minimum temperature, Average temperature, and Precipitation.

STATIONS AND STATE OF WEATHER.

Table listing weather conditions for various stations including Omaha, North Platte, and others.

Free Headache Cure. Wonderful Remedy that Never Fails to Give Quick Relief.

No matter what causes your headache it can be stopped in twenty minutes by a new remedy discovered by Max Gessler.



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3308 FAIRMONT ST., OMAHA, NEB.

When Electricity fails to cure, when medicine fails to cure, go to the State Electro-Medical Institute.

WEAK, NERVOUS MEN. CURE WHEN ALL OTHERS FAIL.

RUPTURE. Cured by their new method. Varicocele. Hydrocele, swelling of the organs and glands.

CONTAGIOUS BLOOD POISON. Syphilis and all diseases of the blood promptly and thoroughly cured.

PRIVATE DISEASES. Inflammation of the bladder, gonorrhea, etc.

WRITE your trouble. If living away from home, send it to Headquarters.

Hours—8 a. m. to 8 p. m., Sundays, 10 a. m. to 12 p. m.

BEECHAM'S PILLS. Purify the Blood, Regulate the Bowels, and Strengthen the System.