

MARRIES HER FIRST LOVE

Woman Who Refused W. K. Vanderbilt Here with Her Husband.

ON WAY TO NEW HOME IN SOUTH DAKOTA

Recalls Romantic Love Story of Charles W. Hargens and Pearl Carley Hunt and Its Recent Happy Denouement.

Though she has thrice refused to marry William K. Vanderbilt, Mrs. W. Hargens, who was last Wednesday Mrs. Pearl Carley Hunt, now Carley of New York City, looked not a whit unhappy because of it as she entered the Her Grand hotel yesterday morning with her husband of two days, Dr. Charles W. Hargens of Hot Springs, S. D.

Thus Omaha figures in a romance in high society that in its many phases promises to outlive anything of recent years. The denouement of the entire affair occurred at South Bend, Ind., last Wednesday morning, when the two who are now in Omaha were married at the home of the bride's cousin, John Chess Ellsworth, in the presence of about 300 society people from New York City.

In the first place, Mr. Hargens and Miss Carley were chums together in New York City, about of an age, and by the time they grew up so that Charles went to college and Pearl to a seminary they were in love. When they both emerged from their educational processes this was still the case, but then the young man was introduced into New York society, while the young man was still a "cub" and must make something of himself. He went to medical school.

But Miss Carley was unusually beautiful, had also aristocratic and wealthy. This meant many suitors, but the young woman attending clinics had no chance in the end when the attentions of pomp and position were pitted against him. So Miss Carley married Mr. Hunt, said the swim went on, except for the young Hargens, except Mrs. Hunt's the great prove.

Young and Charming Widow. Mr. Hunt did not live long and left his young wife with more millions and an enhanced matronly beauty. There was an interval and this time they were not butters, but older, more serious-minded men. Among them was William K. Vanderbilt, who three times in succession proposed to the young widow.

However, there was a handsome young physician out in the west whom Mrs. Hunt had not seen for some years and she determined to have a look before she married Vanderbilt. Hargens had unobtrusively flashed his medical course, avoiding society, and had gone to Hot Springs, S. D.

Meanwhile he kept track of Mrs. Hunt and knew of her widowhood. Finally he went to New York City and as soon as the two met everything that was for the future things arranged. When Vanderbilt heard of it he once more brought the influence of his wealth and position to bear, but it was useless. Mrs. Hunt had married in mistake once and refused to repeat the error.

So Wednesday they were married and William K. Vanderbilt ran out in his private car to attend the ceremony. Everything was simple but the decorations and the spectators. Neither bride nor groom had any attendants at the altar. A cake from Sherry's of New York was a feature of the wedding breakfast which followed and the pair started at once for Denver. They left Omaha last night for a honeymoon in Colorado they will go to Hot Springs to live.

ANNUAL WASHINGTON BALL

Picture of Flowers, Follies, Smiling Faces and Beautiful Gowns.

The Washington club gave another of its charming balls at the clubhouse on Harney street last night, being the fourth annual ball on the occasion of Washington's birthday. One hundred couples in full dress tripped the mazy waltz in a ballroom gorgeously decorated. There was a profusion of flowers, of palms and foliage, of perfume, music, beautiful gowns, laughing faces, brilliant jewelry and the general prevailing air was a spirit of merry-making and gaiety.

A bank of palms lining the stage in lieu of footlights masked the orchestra, which sat behind. In each corner of the great hall a host of American beauty roses half hid a punch bowl which nestled beneath, while on the walls between were festooned ropes of evergreens entwined with blossoms. Over the stage a portrait of the father of his country was emblazoned against a magnificent spectacle of Old Glory, and about it were draped the American colors.

On the floor below were the reception room and parlor, both converted into veritable conservatories, but it was in the dining room where the decorator's art reached its zenith of perfection. On each of the tiny tete table, with room for four covers, was a cut glass vase holding a bouquet of roses and carnations. A broad carpet of smilax skirted the top of the wainscoting; on the walls roses of palm leaves hung at intervals and about them garlands of evergreens fell in graceful cascades.

At midnight an exquisite supper of six courses was served. All the members and guests of the club wore the club motto, an arched cartouche, with a heart of violet. To the following committee is due much of the credit for the beauty of the decorations and the general success of the function: Will H. Wood, chairman; Charles R. Bone, secretary; James F. Patton, E. S. Harrel, T. E. Sanders, Hugh J. Murphy, W. C. Kenyon, P. T. McGrath, James G. Martin, M. R. Murphy, W. H. Dudley, George F. Smith, G. L. Ingwersen, W. E. Wood, H. E. Tagg, A. N. Benn, E. Straus, Samuel Frank, John T. Fredericks and Samuel Wehrhahn.

CENTRAL LABOR UNION MEETS

Installs Delegates from Several Trades and Resolves for Chinese Exclusion Bill.

The Central Labor Union met last night in the new temple at Fifth and Dodge streets and there was a large attendance. The following delegates were installed: Boot and shoe workers, Joseph Butler, John Kirby; egg inspectors and butter workers, C. P. Halkin, William Beach, Charles A. C. P. Halkin, Charles Stevenson, cigar makers, J. Longmuth, A. resolution was adopted asking the Nebraska senators and the representatives in congress from this district to urge the passage of the Chinese exclusion bill. A communication from the city clerk stating that the communication from the labor union protesting against the city renewing the contract with the Thomson-Houston Electrical company for street lighting until the company stopped the business of inside wiring had been referred to the committee on street lighting was received.

The arbitration committee reported that it had called upon Hugh McCaffrey and

found that the painters' union had no grievance. The report was accepted. The reports of standing committees were received and routine business transacted.

NEW PASTOR FOR IMMANUEL

Baptist Church in North End Calls Rev. Robert Kerr Eccles from Ohio.

Rev. Robert Kerr Eccles, now in his fifth year as pastor of the First Baptist church of Bowling Green, O., has accepted a unanimous call to become the pastor of Immanuel Baptist church, at Twenty-fourth and Binney streets, in this city, and expects to enter the work there on March 5.

Dr. Eccles is a graduate in arts and medicine of the Royal university of Ireland and a past graduate at Trinity college, Dublin, coming to this country, he entered Rochester Theological seminary, from which he graduated in 1884. He has had only two pastorates, ten years in Salem, O., and five at Bowling Green.

The call of Immanuel Baptist church was extended to him upon recommendation of such men as President Strong and Prof. Patterson of Rochester Theological seminary, President Hard of the Ohio State Board of School Examiners and Rev. R. M. Dillon, the recently selected pastor of Clifton Hill Presbyterian church of this city, all of whom speak in the highest terms of Dr. Eccles as a deep thinker, a fine scholar, a forceful and entertaining speaker and one who attracts by his personality all who come in contact with him.

The Best Army in the World.

The American army is the most effective organization in the world. The men are well fed and well paid, but these alone will not make a good soldier. He must have steady nerves and a strong constitution. To fight disease it is also necessary to have the same reinforcements. If you are weak and nervous you need Hostetter's Stomach Bitters at once. It will steady your nerves and cure indigestion, heartburn, dizziness and constipation. Try it.

LOCAL BREVITIES.

Walter H. Butler, former congressman from Iowa, will address the Jacksonian club on Monday night, 1417 Farnam street, Saturday night.

William Tuxter died at his home, 3019 South 16th street, at 10:30 o'clock yesterday morning. He was 32 years of age and leaves a family.

Omaha will play a game at 8:30 o'clock this morning at Cut-off lake. A good attendance is looked for, as this will be the last of the season.

Requisition papers have been issued for Otto Loebner, now in Chicago, but charged with the murder of a man at Cut-off lake on Charles A. Lewis, an Omaha saloon keeper.

The Peter Cooper club has adopted resolutions of respect for the late Allen Root and his wife, who died in the city. The relatives of Mr. Root, who was a member of the club.

Orders were issued yesterday for the detention of Service Clerk Lawhorn of the army headquarters for the Philippines. He is to leave Omaha today with Mrs. Lawhorn.

A lamp exploded at the residence of Mrs. Mabel Peterson, 1212 North 16th street, yesterday morning, causing a small blaze. The fire was extinguished before the arrival of the fire department.

Judge Dickinson has divorced Mabel from Henry Peterson because Henry appears to have been insane at the time of the marriage. The divorce was granted in the city court.

The three night schools, which have been made a part of the public school system, suspended operations last evening, pursuant to an order issued by the board of education.

Lucy Jackson, colored, pleaded guilty to a charge of larceny yesterday and was sentenced by Judge Baxter to thirty days in jail on the condition that she report to the day. She had pleaded not guilty to larceny from the person.

Susan Snelson, who was arrested at her own cost the \$5000 suit which she began against the Union Pacific Railway company in her capacity as administrator of the estate of her husband, Quintin Smith, who was killed while on duty, has found for the defendant in the suit of John H. Augustine against Mrs. Snelson.

John Craig has filed a complaint in police court against the postoffice by virtue of a charge of keeping a nuisance in the building used for the postoffice. The charge is that the building is a nuisance because of the noise and the smell of the coal stoves.

Two burglaries were reported to the police yesterday. During the absence of the family the burglar entered the residence of S. Blath, 2041 Chicago street, and entered the same afternoon and night. The burglar took a large quantity of clothing and other articles were scattered over the floor.

Union station is to undergo a thorough overhauling and touching up. The presence of snowballs building their nests in the eaves of the car sheds has reminded the city council that the station has been neglected for some time.

The Child Saving institute has petitioned for a hearing before Judge Vinson Friday morning. The institute is in the case of the Margaret Van and Storage company against Mrs. Waxman for \$6, alleged to be due for the care of the child.

DR. PRICE'S Cream Baking Powder

Each time the United States Government has officially tested the baking powders the report has shown Dr. Price's Cream Baking Powder to be of superlative leavening strength, free from alum, absolutely pure and wholesome.

This is gratifying, for Dr. Price's Cream Baking Powder is depended upon by millions of people to raise their daily bread.

NOTE.—These Government inquiries also developed the fact that there are many mixtures upon the market made in imitation of baking powder, but containing alum or other caustic acid, whose use in food is dangerous.

PRICE BAKING POWDER CO., CHICAGO.

STAMPS TONTINE AS A FRAUD

Special Master in Chancery Submits Report in Grand Island Case.

BUSINESS CONTRARY TO PUBLIC POLICY Holds that Tontine Companies Have No Standing as Legal Corporations and Cannot Be Adjudged Bankrupt.

R. R. Horth, special master-in-chancery in the case of the involuntary bankruptcy of the Security Tontine Investment company of Grand Island, has filed a report in the United States district court, which, if sustained by Judge Munger, will have an important bearing upon these concerns and the people who put their money into them, as it virtually denies the right of the contract holders to maintain action under the bankruptcy laws to secure a settlement of the affairs of the companies.

The report, in brief, is as follows: The testimony discloses that the Security Tontine investment company is one of the "diamond tontine companies," whose business is a decidedly questionable one. It is not a corporation, as it is not organized under the laws of any state. Of the \$100 paid into the treasury of the corporation by each contract holder, the corporation expensed \$25.00 for "its services, another \$10.00 becomes the property of the corporation under the contract, and later, by inducing the contract holder to accept \$10.00 of the sum of \$100 provided for in the contract, the corporation secures another \$10.00.

Thus it will be seen that the corporation by contract holds the corporation proposes to retain \$60 as compensation for nursing the remaining \$40, and at the end of a few weeks returns to each contract holder his \$100 in cash, provided it is in the treasury of the corporation. Here, as in the case with the ordinary contract, the corporation retains a favored few are given contracts bearing low numbers and these, as a result, are able to secure an advertising medium, reap a handsome profit at the expense of their misguided friends and neighbors.

Owned Only One Diamond. The testimony discloses that of the material contract for the corporation of \$100, only one diamond, and this to the holder of contract No. 1, the diamond is returned by inserting into the contract the clause in reference to the diamond. It is not intended to relieve the contract of its otherwise unlawful character. This attempted evasion adds to the resources of the corporation without accomplishing the desired result. The business in question is a speculation, and is contrary to public policy, its contract is so unconscionable that no court would enforce its provisions, and its scheme is so shallow that it seems remarkable that it should have ever met with any degree of success. It is unable to conceive how the transactions of the corporation can be construed as a mercantile pursuit.

It is a matter of fact that the corporation holds fully paid up but unperfected contracts, and that the corporation has no money in its treasury with which to meet these matured contracts. It is not intended to relieve the contract of its otherwise unlawful character. This attempted evasion adds to the resources of the corporation without accomplishing the desired result.

Further find as conclusions of law that the Security Tontine investment company, having never been organized, principally either manufacturing, trading, printing, publishing or mercantile pursuits, it is not a corporation as can be adjudged in involuntary bankruptcy under the provisions of the bankruptcy act.

M'INTOSH WANTS A REFEREE

City Attorney Connell, However, Considers It Unnecessary in Tax Mandamus Case.

Attorney J. H. McIntosh and City Attorney Connell had a consultation yesterday on the subject of the appointment of a referee to hear evidence in the case now pending before the state supreme court to mandamus the city council to reconvene as a board of equalization. Mr. McIntosh said he would apply for the appointment of such a referee and submitted the following names for the approval of Mr. Connell: Judge Ryan, Lincoln; A. J. Sawyer, Lincoln; A. Post, Columbus; Judge Evans, Hastings; and S. L. Gelsthafer, Lincoln.

"It is necessary to appoint a referee," said Mr. McIntosh, "in order to get the merits of the case fairly before the court, as the court hasn't the time to take the evidence itself. We want to go into this matter thoroughly and shake it up from the bottom."

Mr. Connell said: "There is no necessity for the appointment of a referee. We admitted everything that was alleged in their application that was truly alleged and only put in issue such matters as were fairly established by the exhibits and heard there is no occasion for the services of a referee."

"To submit this matter to a referee would take six months' time and his salary, together with the expense of making up the record, would involve an expense of several thousand dollars."

MRS. FIGG WINS FIRST CASE

Jury Brings in Verdict for \$1,150 Against Hanger, Browning and Dunahoo.

In Judge Fawcett's court at 9 yesterday morning a jury that had been out since 9:30 Thursday afternoon returned a verdict giving Mrs. Sarah C. Figg judgment against John F. Hanger, W. W. Browning and Albert Dunahoo for \$1,150 and costs. She had sued for \$2,000.

The plaintiff's allegations were to the effect that the three defendants, whose wives it is disclosed, had abandoned them for the Figgites, maliciously and without probable cause made information before the county clerk of Sarpy county July 10, 1900, falsely charging her with being insane. She was arrested on an insanity warrant and imprisoned eight days, at the end of which time and as the result of habeas corpus granted by a district judge declared her not insane and unlawfully deprived of her liberty. It was the injury thus done to her credit and her peace of mind that she wished to repair at a cost of \$2,000.

In his instructions to the jury the judge included this: "To warrant a verdict for the plaintiff in action for malicious prosecution for the filing of a complaint of insanity, there must be malice on the part of the persons filing such complaint and a want of probable cause for believing that the party complained of is insane. If the party filing such complaint act in good faith on evidence, whether true or false, which is sufficient to create in the mind of an ordinarily cautious and prudent man a belief of the insanity of the party charged, such persons are protected and justified in filing such complaint of insanity."

When the verdict was returned the Figgs and their followers were all down in Judge Estelle's court, where Mrs. Figg's suit against Allan Wood, a minor, and others, for tarring and feathering, her, is being heard.

REDELL MAY SUE FOR SALARY

Mayor Moore Thinks City Should Contest Claim for Services Not Performed.

What the next step will be in the Redell case has not yet been disclosed. The lawyers for Redell during the hearing before the police board took pains to lay the foundation for an appeal to the district court by objections and exceptions to the questions propounded to the witnesses. The evidence, however, was so conclusive on the issues raised by the charges that it is not expected that they will go to the expense of perfecting an appeal.

It is said that one of the attorneys for Mr. Redell suggested before the hearing that if the board would agree to pay his salary up to date, including the entire time he was suspended, he would resign and forego further contest. If this proposition was inspired by Redell or by his attorneys, it is a matter of record that it is not probable that a suit will be instituted against the city to collect the money Redell would have had had he acted as chief night alarm.

Mayor Moore said yesterday that he expected to be sued before long with reference to such a suit to collect Redell's back salary, but as Redell had neither performed the work nor presented himself for service, he believed the city should oppose any effort to collect pay for services not rendered.

SATISFIES HEALTH OFFICER

Measur in Which Schools and Factories Respond to Vaccination Order.

Health Commissioner Coffman expressed himself yesterday as very well satisfied with the manner in which the city schools and the managers of factories were responding to his vaccination order issued a week ago.

"So far as I know," said he, "there has been no disposition on the part of those employed in large numbers of persons to resist the order and the city schools have fallen into line in good shape. There are not as many cases of smallpox in the city now as one might infer from consulting the records at the health office, for the reason that several physicians have mistaken chickenpox for smallpox. We have investigated a number of cases that were reported to us as smallpox only to find the patient suffering from a very mild attack of chickenpox, or varicella, in the city now."

LOECHNER TRIAL TO COME

Number of Witnesses Summoned to Appear in Criminal Court Next Monday.

John Henry Loechner of the South Omaha school board and a prospective candidate for mayor is still unsuccessful in his effort to evade trial for malfeasance in office and now seems certain of an opportunity to tell the public how it happened next Monday in criminal court. Witnesses to be called from South Omaha are: J. W. Cross, 596 North Nineteenth street, city registrar; Frank Lewis, Twenty-second and O streets, laborer; Frank Crawford, Twenty-second and Q streets, lawyer; Bruno Eichtenzeyer, 567 South Thirtieth street, contractor; Theodore Schroeder, 44 South Twenty-eighth, contractor; James Murphy, 382 South Thirty-first, foreman at Armour's.

SHUTS OUT NON-RESIDENTS

All-Nebraska Team Specifies that Its Opponents Must Be Residents of Omaha.

Additional interest in the coming shoot of the All-Nebraska team against the trap shooters of the Omaha Gun club is caused by the fact that the All-Nebraska team has specified that the Omaha team shall be composed of no one but residents of Omaha. This action, if accepted by the Omaha shooters, and it probably will, will cut out Hardin, Borsheim and Montmorency, who were first selected on the team, as they reside either in Council Bluffs or South Omaha.

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COMED SATURDAY The greatest and most sensational shoe selling in Omaha is now going on at the Rochester Shoe Co., 1515 Douglas street. COME SATURDAY and take advantage of this great bankrupt shoe sale—entire stock to go for benefit of creditors. No waiting, fifty salesmen in attendance. Seating room for all. Nothing but high grade footwear. The Creditors and Bankrupt Sale. The Rochester Shoe Co. Estate 1515 DOUGLAS STREET 1515

AFFAIRS AT SOUTH OMAHA

Names of Candidates for Seats in Republican City Convention.

KOUTSKY AND KELLY BOTH FILE LISTS

Candidates in Every Ward Excepting the Sixth, Where Councilman Vansant Names the Delegates—Magle City Goals.

In compliance with the call issued by the republicans the central committee candidates filed with Secretary Jones last night a list of delegates to be voted on at the primaries to be held on Monday, March 7. As had been expected Kelly and Koutsky both filed lists of delegates. The names of the delegates follow:

First Ward—Jay N. Williams, Bruce McCulloch, Charles Adamson, W. B. Cheek, James V. Chizek. This delegation is also for Adams for member of the council.

Second Ward—Joseph Blaha, Gustaf Magnus, G. L. Gunderson, J. J. Daley, Frank Miller.

Third Ward—Frank Belding, Benjamin Olson, George B. Sherwood, Quince Woeoley, William Bush.

Fourth Ward—Charles Offerman, Jed DeLee, E. Thompson, James N. Donnell, Peter Oliver.

Fifth Ward—Anton Cera, J. Chapman, John Mader, S. B. Sherwood, Frank Kofala.

Sixth Ward—M. Mabery, Jay Laverty, R. Cox, C. C. Stanley, E. T. Miller. In this ward there was no contest between any of the republican candidates and the list of delegates was filed by Councilman W. B. Vansant, who is a candidate for election.

The delegates named by Candidate Koutsky are: First Ward—E. R. Leigh, George A. Curtis, A. H. Murdock, E. E. Darling, E. L. Gustafson.

Second Ward—John Kubat, Gus Olson, John Keegan, Jolly Larson, Jacob Metzer.

Third Ward—George Johnson, William C. Schmidt, John Mazaloch, Henry Ditzler, James Rybin.

Fourth Ward—Edward Erickson, William C. McGrath, John A. Nelson, William Coulter, George E. Hardy, John Miller.

Fifth Ward—J. Copenhaver, George Housman, T. J. Cooley, Michael Hanno, Stephen Wawzyukiewicz.

Sixth Ward—Independent delegation.

WARRANTS STILL OUTSTANDING.

City Treasurer Koutsky reports that of the last warrant call made on January 25 over \$20,000 worth of securities mentioned in the call have not been presented for payment. The call was to take up \$70,000 in warrants, and interest stopped on the date warrants are not receding any interest. Notice by mail has been sent to all of the holders of these warrants, but still they are not presented for payment.

Magle City Goals.

New matter is needed for the city office. The banks will be closed today, also the city offices.

C. W. Hill has returned from a visit with relatives in Iowa.

Harvey B. Christie is home from an extended southern trip.

An important meeting of the Eastern Star will be held tonight.

Mr. and Mrs. Charles M. Stafford, 413 North Twenty-fourth street, announce the birth of a daughter.

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