## SUMNER LEAVES FOR SOUTH

Abanders Omaha Post to Assume New Station in Ok'abema City.

GOES FIRST TO ST. LOUIS WITH HIS STAFF

Gives Up Command of This Department Friday, When He Becomes Head of Southwest Milltary Division.

Major General Samuel S. Sumner, commanding the Department of the Missouri, with his aides-de-camp, First Lieutenant Hamilton Bowie, Ninth cavairy, and Captain Eugene P. Jervey, jr., Tenth cavalry, departed yesterday via the Burlington for St. Louis, where they will remain a few days prior to their departure for Oklahoma City, where General Sumner will, January 15, assume command of the new military division of the southwest, which will comprise the Departments of Texas, Colorado and Arizona. Until January 15 General Sumner will exercise command of the Department of the Missouri from St.

Brigadier General Camillo C. C. Carr, now at Fort Riley, will arrive in Omaha the evening of January 14 or morning of Janu-15 and assume temporary command of the Department of the Missouri until the arrival of Brigadier General Theodore J. Wint, who has been assigned to the permanent command of the department.

Major E. J. McClernand, chief of staff of the Department of the Missouri, will depart Wednesday to assume his duties as chief of staff of the newly created Military Division of the Northwest, with Major General John C. Bates as commander and bendquarters at St. Louis.

At least three of the clerks at Department of the Missouri headquarters will accompany Major McClernand. These will be either Chief Clerk Michael N. Greely or Paul B. Harm, as chief clerk of the new division, and either Silbin Richardson or John B. Hitch, as clerks, and William Kilp of the engineer corps department.

#### Bean Will Inspect Ment.

Pursuant to his own request, Major W. H. Bean, chief commissary of the Department of the Missouri, has been directed to proceed to Forts Leavenworth and Riley, Kan., on duty pertaining to the subsistence department of the army in connection with the trial issue of fresh beef hash to the scoops at those stations.

The ration is put up in one and two ration equs or tins and is prepared from the best cooked fresh beef, onlons and potatoes, and is regarded as the best thing in the ration line yet prepared for the army. It is expected to succeed the issue of onions, beef and potatoes, particularly as an emergency ration. The ration was originally designed by the commissary department of the army and is prepared by one of the great packing houses. It is created estensibly as n field ration and if its success is demonstrated it will be used extensively in the Philippines with the army. The ration is renveniently and hermetically packed, so that its deterioration is impossible and a number of the attaches about headquarters who have used it for some time pronounce

selling liquor to Indians, was taken before Judge Munger in the United States district court and discharged from custody. He has been in jail since August.

Stlas Bighead, an Indian and Fritz Groenbeck, white, who have been in the Douglas county fail for like offenses since August last also were released. Judge Munger gave each of the culprits a lecture upo the danger of such proceedings and intimated that should any of them reappear before him again for selling liquor to indians they would be liable to draw penitentlary sentences.

There being no cases ready for trial before the United States district court, the jury was excused until 9 o'clock Tuesday morning. The first case coming up for hearing will be that of James Davis, charged with postoffice robbery.

## WATER RUINED PIANO

Pay for Alleged Carelessness of Employes.

Mrs. Alice Weeks has brought a novel suit for damages against the city. She alleges that while some employes of the city were holding a hose and flushing the city streets they caused water to be thrown onto a plane in her house valued at \$250. It is alleged that the water did "shoot and

T. C. Hanlon and A. T. Mitcheil, ex-soldiers, were arraigned in police court on the charge of cruelty to animals. They pleaded not guilty, but were convicted by testimony and each fined Et and costs. James C. Cols, a soldier arraigned on the mime charge, proved an alibi and was dismissed, and H. E. Waiton and W. P. Delaney. Fort Crook residents, were given a passport to freedom from a charge of drunkenness on the strength of having fought the little black men of the Philippines for three years and escaped alive.

### CORNISH DOES NOT COME HERE

Vice President of Union Pacific Denies He Will Become Head of Operating System.

William D. Cornish, vice president of the Union Pacific, is in the city, and when seen vesterday said:

"My visit to Omaha at this time has no significance. I am simply here for three or four days to visit with the heads of departments and become familiar with some details of the business which I cannot learn in my office in New York.

"So far as the successor of President Burt in the management of the affairs of the company are concerned, I have nothing to say at this time. I do not believe that It has been definitely settled who will assume the management. You people out here will know who it is about as soon as anyone. There is no truth, so far as I know, in the statement that I am to locate in Omaha and assume active control of the system. .

"Regarding President Burt's plans for the future all I know is that he tells me it is his intention to take a vacation of several months. He has not said what his intentions are after the vacation is over.

The election of a general manager for the Union Pacific lies with the board of directors, but, of course, Mr. Harriman being president, his choice would very likely govern."

Judge Cornish did net tell of any contemplated improvements to be made by the Union Pacific during the coming year. He said that was entirely in the hands of the president and construction department. When asked if it was true that large additions were to be built to the local shops, he answered, "I do not know."

#### Very Near a Crime,

Te allow constipation to peison you body. Dr. King's New Life Pills cures it and builds up your health or no pay. Se For sale by Kuhn & Co.

### Divorce Mill Grinds On.

In a petition for divorce which has been filed by Mrs. Garnett B. Moler she alleges that her husband, H. A. Moler, has been guilty of extreme cruelty; that he has frequently drawn a gun on her, has used vile and obscene epithets and that he has been guilty of adultery with a number of women, one of the alleged co-respondents being given as Anna O'Brien.

Amelia G. Stradley has filed a petition for divorce in the district court in which she charges J. Paui Stradley with cruelty and abandonment.

#### PERSONAL PARAGRAPHS.

Charles L. McLaughlin is home from New

Miss Mabel Vicars, stenographer in the ity legal department, is ill with grip. Mrs. E. W. Nash and Fred Nesh ir., and wife left for New York Sunday evening. Dr. Russell Burt and wife of Chicago spent Sunday with the parents of Dr. Burt in this city.

R. G. Heaton of Kansas City, M. A. Mc-Nerny of Carthage, Mo.; H. F. Barnhart of Pierce, Neb.; J. P. Haie of Red Cloud and J. M. Wineman of Pender are at the

Mr. and Mrs. George W. Brean and sister of Seattle, Morris Gross of Madison, James Tierney and family of Deadwood, B. S. Balley and F. M. Woods of Lincoln are at

A. V. Whiting of Lincoln, W. P. Killen of Sumpter, Gre.; Mrs. Rose of Butte, Mont.; Mary C. Pease of Alliance and Mr. and Mrs. Charles Wirth of Long Pine are at the Her Grand.

Miss Mabel G. Swift of Chicago has arrived in the city for a two weeks' visit with her father, Postoffice Inspector A. O. Swift, and family. She has been in Chicago for the three months last past.

Superintendent Hunt of the water company will leave Omaha Wednesday for lower California, where he will spend the remainder of the winter. Chronic bronchial trouble has made a change of climate per-

uble has made a change of climate ne

Captain of Police H. P. Haze is home from a week's visit with his mother, Mrs. H. P. Haze of Pella, Ia. Last Wednesday Mrs. Haze celebrated her eighty-fifth birth-day anniversary and the occasion was made one long to be remembered, a family re-union taking place.

union taking place.

Former Governor James E. Boyd and George B. Cockrell of Omaha attended the funeral of General Victor Virquain at Lincoln Sunday. The deceased was adjoutant general of the state guard under Governor Boyd's administration, while Judge Cockrell was quartermaster of the Ninety-seventh Illinois infantry, of which General Virquain was colonel at the close of the civel war.

civil war.

1. J. West of David City. A. M. Miller of Seward, J. K. McCormick, John Welsh of Denver, H. L. Goold of Ognisils. M. N. Cornelius of Columbus. Mr. and Mrs. H. B. Kennedy of Edholm. W. S. Cornutt of Nebraska City, George Zorn of Cheymne, T. L. Sloan of Pender, Charles Kunzmann of Springfield, Mr. and Mrs. W. I. Bainbridge of Friend are at the Merchants.

## FIGHT FOR THE TERRITORY

Electric and Gar Companies in Contest fo the Local Field.

LATTER FAVORS WELSBACH BURNERS

Statement is Made that Gas Company Now Rents Posts from the Own-

ers of the Welsbach Lamps.

The question of granting a contract to the Weisbach Street Lighting Company of America for the illumination of the outlying districts by gasoline with improved burners and posts has developed into a contest between the gas and electric light companies for control of the territory. According to councilmen and other city hall officers the gas company favors the Welsbuch proposition for reasons of self-interest, while the electric light company a week age submitted an offer to place incandescer lamps, thirfy-two candle power, for \$35

A man particularly familiar with affairs of the gas company said: "It is given out that the posts and lamps now used by the gas company are merely rented from the Welsbach company for \$8 a year. The latter in the gasoline contract offers to put in the posts and fixtures and

#### maintain the lamps for \$30 a year. Gas for Gasoline.

"As rapidly as the gas company can eco nomically extend its mains it will endeavor to substitute the gas for gasoline. Only a two-year contract is desired. At the end of that time all lighting contracts will expige and there will be a new deal all around. Whichever of the local companies is in on the field probably will win out." Said a councilman:

"The game of the electric light company is to get the incandescent lamps in the suburbs, by the contract to compensate itself for the erection of pole lines, and when the people kick on the inadequate lighting, substitute \$94.50 arc lamps for \$25 incandescents. It is a clever scheme, but I don't think it can get by the council."

#### FOSTER TO LINCOLN Sheriff Fears for Safety of Prisoner Charged with Killing Thomas

Henry Foster, the colored man who is charged with having shot Thomas Gentleman, a watchman in the Union Pacific yards, Thursday night while Gentleman was attempting to arrest him, was taken to Lincoln Saturday night for safe keeping pending his trial.

Gentleman.

It is said that the sheriff believed Foster would be much safer in the penitentiary than in the county jail. While there has been no open demonstration it is understood that a number of Gentleman's friends were preparing to make things interesting for the prisoner if he had been held here. Gentle man was very popular with the employes of the railroad company and was regarded as one of the best officers who has ever been on the police staff of the system.

spent Sunday with the parents of Dr. Burt in this city.

DRAWS FINE AND JAIL TERM

Man Who Sells Liquor to Indians Will Now Pay for the Concession.

Prank Baumer, charged with selling liquor to Indians, was arraigned before Judge Munger in the United States district court and changed his plea of not guity to guilty. He was sentenced to pay a fine of \$200 and to be imprisoned in the Douglas county jail for six months.

Signature of Carthage Munder to Indians, was taken before Stanford Anderson, colored, indicted for selling liquor to Indians, was taken before of the Reaton of Kansas City, M. A. Mc. H. F. Beerbare in the was certain that was the only means to the most trustworthy officers on the force. He also makes the statement that Foster did not shoot Gentleman while the officer was approaching him to make the arrest, but that the shot was fired while the two men were scuffling.

H. A. Venable of St. Paul, Mr. and Mrs. P. F. Mead of Washington, D. C., and L. C. Erwin of Hastings are at the Murray.

Mrs. Pryor L. Markel arrived in the city. She will spend a few days visiting her father, Rajph Kitchen of the Paxton.

George F. Bidwell, general manager of the Union Pacific is at home after an extended trip in the cast.

J. A. Munroe, freight traffic manager of the Union Pacific, severing from a trip to Chleago Sunday evening.

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"Hoster will not should be served as a few hours later in the hospital."

Mr. Canada also says that Gentleman was county just of the shot which ended the officer's life a few hours later in the hospital."

Mr. Canada also says that Gentleman was county just of the part of the Moral and the colored man drew his revolver and fired the shot which ended the officer's life a few hours later in

he was certain that was the only means left of saving his own life. In this particular case it appears that he waited too long. The statement that the two men were scuffling when the shot was fired, Mr Canada says, is borne out by the fact that Foster's coat was torn from the shoulder to the bottom where Gentleman had hold of it during the scuffle.

Foster will be held at the penitentlary until his trial comes off, at which time he probably will be brought back to be artrial will take place, but it probably will be considerable time yet.

#### SAYS HE HAS BOOTH'S SPURS Grand Island Man Exhibits Relies He Asserts Belonged to Lincoln's Assassin.

H. P. Makeley of Grand Island, a mem ber of the petit federal jury who acted as foreman of the jury in the Dietrich case, had on exhibition at the office of the United States circuit court clerk yesterday a very interesting exhibit of curios and relics that he has collected from all parts of the world. Among them is the pair of spurs he claims were those worn by John Wilkes Booth the night he killed President Lincoln and which were the arese of his tripping on the stage of Ford's theater as he jumped from the president's box. The collection comprises a number of old books, papers, dating back one to three centuries, and curios of various descriptions, all of them being possessed of some historical interest.

#### GETS BOTH WATCH AND COIN Prisoner Steals Timepiece and Money from Woman and Has Them with Him.

Louis Sorenson was arraigned in police arceny, to both of which he pleaded guilty. Miss Anna Brady of 212 South Twentyfifth street, complaining witness, was present and testified that she had lost a watch and \$51 in cash last Saturday night. Screnson was arrested on suspicion of stealing the watch and was found possessed of it and \$41. The rest of the money be spent for a brand new outfit of clothes, he told the police. He was bound over in the sum of \$1,000.

## Mortality Statistics.

The following births and deaths have been reported to the Board of Health:
Births—Frank Daliquist, 2010 Bancroft;
James Wright, 321 Davenport, girl; Lloyd
D. Payne, 1866 Chicago, girl; Alex Grenburg,
613 South Tenth, girl
Deaths—Mrs. L. A. Taylor, Florence, 74;
Mary Thompson, 1866 Binney, 77; Elizabeth
Ann Burr, 1115 South Twenty-ninth, 72; Mrs.
Lucy A. Brown, 3812 North Twenty-first,
32; Francis Kunold, 22:6 South Eighteenth,
66; Thomas Gentleman, died in St. Joseph's hospital, 69; Mary E. Truman, 1743
South Twenty-sexth, 55; Mrs. A. Matous,
Immanuel hospital, home Plattsmouth, 55. een reported to the Board of Health:

## Tries to involve Officer.

"Sure as I'm standing here. Judge, that officer gave me the whicky and then pinched me." This was the way Mary Doe explained to Judge Berka how she came to be under the influence of liquor Sunday night, and it was her only attempt to satisfy the court regarding a certain hilarious time she started in a Third ward resort. The woman was fined \$2 and costs.

## New First Baptist Church.

Omaha's church edifices soon will receive a notable addition in the new First Baptist church, which will be erected at Twenty-ninth and Habney streets at a cost of \$5.000. A permit for the building has been secured from the city. John McDonald is the architect and Dan Shane is the con-tracter.

## MAY CLOSE HALLS SUNDAYS

Mayor and Chief of Police Consider Action TO HEAR THE CONTEST CASE Against Public Dances.

MATTER MAY GO TO THE CITY COUNCIL

Finding of Young Girl Intexicated in Douglas Street Resort Leads Officials to This Consideration.

Mayor Moores and Chief of Police Donaue have taken under advisement the matter of closing all public dance halls on Sunday nights. The matter may be brought to the attention of the council. It is said by these officials that the morals of the young people of the city are not conserved by allowing these dances to continue "While no action is contemplated or will

be taken with regard to family functions performed Sunday nights by different organizations, the public halls are under the ban and action against them may be taken soon," Chief Donahue stated. "This last outrage by a man twice the providing it is appealed to the supreme

girl's age," said the chief, referring to the court. case of Minerva Garner, "has caused us to take steps to investigate these hails. This Garner girl was turned over to her mother this morning and it is to be hoped her experience will be a lesson to her and to other wayward girls.

#### SEXTON AND ROURKE GO DOWN Proceed to Lincoln, Where New Prob-

lem Confronts Base Ball Enthusiasts.

M. H. Sexton, president of the Western

league, passed through Omaha yesterday morning. He was joined here by William A. Rourke, and the two went on to

Reports emanating from Lincoln are to professional base ball in that city may fall through, because the street car comcontribute its share toward financing the police, who were able to stop the fight. scheme. Those interested in base ball at court on the charge of burgiary and grand Lincoln announce that they have been able FEAR FOR SAFETY OF VESSELS to secure the necessary money to start the ball rolling, but that the action of the street car company was entirely unexpected and puts a new problem before them, the solution of which promises to be troubless

The fact that Rourke and Sexton have gone to Lincoln a day in advance of the

## KNOW IT WELL

#### Familiar Features Well Known to Hundreds of Omaha Citizens. A familiar burden in every home,

A lame, a weak, or an aching back

The burden of a "bad back."

Tells you of kidney ills. Doan's Kidney Pills will cure you. Here is Omaha testimony to prove it. Mr. W. V. Doolittle of 22% South 10th St. engineer on the Union Pacific railroad, says: "For two years and a half I had backache. At first I thought very little of it, but during the winter of 1898 it gradually grew worse, and I saw that something had to be done. Getting up and down from the engine gave me no small amount of trouble. I could scarcely endure the pain and thought

cured me." For sale by all dealers. Price 50 cents. Foster-Milburn Co., Buffalo, N. Y., sols agents for the United States. Remember the name Doan's and take

time for the annual meeting lends color to the story that things are not satisfactory in that city.

their annual conventions in this city from for the victims of the location of the wreck or the victims of the disaster.

This evening the Holyoke returned from a made for the occasions by Ne-braska and western lows lines.

Cannot

stand still. Must

go forward or

needel

backward.

## Judge Vinsonhaler Now Ready for the Controversy Between Bingham

The Bingham-Broadwell contest, to de

termine which of the contending parties has been legally elected to the office of clerk of the district court, will be begun before Judge Vinsonhaler this morning. It is expected that this contest will be quite lengthy. Both sides have preferred charges of irregularity at certain election precincts in Omaha and South Omaha. It is alleged that some of the election officials were drunk, that others went away from the polling places without first counting the votes, in the meantime leaving the ballots so that they could be handled and manipulated by persons other than those duly authorized by law. Both sides have been on the search for evidence for more than two months, and it is expected that the case will be stubbornly fought and that it will not be concluded within two years,

## CITIZENS AND MARINES CLASH Several Men Fatally Cut During

Encounter at Norfolk, Va., in

Which Police Take a Hand,

NORFOLK, Va. Jan. 11.-In a fight be tween citizens and marines at the Portsmouth ferry dock today, Lawson Cuddy and Joseph Flynn were fatally cut and Robert Dadden, Benjamin Marks, Frank Benedict and Joe Donahue, marines, are held by the police pending the results of

the wounded men's injuries.

More serious trouble was averted by detachment of police charging the ferryouse and fighting their way through the combatants to stop a squad of marines of an incoming ferry boat from landing. The the effect that the attempt to resuscitate cause of the fight is not known. One of the marines during the charge of the pe lice drew a razor and began slashing right pany at the last moment has refused to and left. A riot call brought additional

### Vienne is Reported to Have Arrived in Port with Its Engines

PARIS. Jan. 11 .- There is still no news of the French naval coiller Vienne, which is generally considered as lost. Anxiety is expressed concerning the crutser Galileo, which was sent to seek the Vienne, but the Gaulois affirms that the ministry of marines has received a dispatch from the Galileo, though this dispatch is not published.

A dispatch from Oran, Algeria, dated January 1, said that the Vienne, bound from Rochefort to Toulin, and fears for the safety of which had been felt, owing to the vessel being twenty-two days out and not heard from, had arrived there with its engines damaged.

## TRAIN HITS SLEIGHING PARTY

Man Instantly Killed and Wife In jured While Crossing Pennsylvania Railroad Tracks.

LATROBE, Pa., Jan. 11.-Charles Caponi was instantly killed and his wife fatally injured tonight at the Bradenville crossing sometimes my back would break. Pro- of the Pennsylvania railroad. The couple curing Doan's Kidney Pills at Kuhn & Co's were sleigh riding and while crossing the drug store I took them and they completely tracks a freight train rounded the curve and struck the sleigh.

Conventions for Omaha. The Nebraska Lumber Dealers' associa-tion, the Nebraska and Western Iowa Coal Dealers' association and the Nebraska Hardware Dealers' association will hold

15CUI

have

always gone

forward. They're

better now than ever.

NATIONAL BISCUIT COMPANY

#### SEA GIVES UP ITS DEAD Bodies of Several Persons Who Lost Are Recovered

SEATTLE, Wash., Jan. 11.-The bodies of drift shoreward will be recovered. several persons who lost their lives in th wreck of the Sound steamer Clallam, which REVISE THEATER ORDINANCE went to the bottom during a terriffe storm Friday night, were recovered today. Some of the bodies have been recognized, but others have as yet not been identified Throughout the day a fleet of tugs has been patrolling the waters in the vicinity of the wreck, keeping up an incessant search for podies of victims, while parties of men on the straits.

Vancouver, this morning picked up lifeother was floating but a short distance away. They were identified as Miss Louise Harris, the daughter of W. J. Harris, the Spokane mining millionaire, and Mrs. in the resolutions of the special commission. Thomas Sullins of Seattle. The bodies of Chicago theaters, with the possible excepboth Miss Harris and Mrs. Sullins had lifepreservers buckled around their bodies. Another body was picked up near Beacon

Hill this morning. It was identified as that of Miss Ethel Disprose, a nurse in the Tacoma hospital. The body of Miss Gallately, daughter of A. J. C. Gallately, manager of the Bank of Montreal at Victoria, was brought in late today from off Clover point. The body of Alexander Harvey, a deckhand on the steamer, was found near the quarantine station at Williams Head. PORT TOWNSEND, Wash., Jan. 11.

any of the passengers or crew of the Clallam will be found alive. All day yesdeep sea tugs engaged in the search for victims and wreckage one of difficulty and danger. No further bodies have been reovered and of the five brought here yesterday all have been identified, the fourth proving to be the remains of C. F. Johnson of Victoria, a relative of Chief Justice Hunter of the provincial court. The fifth from each balcony and gallery connecting body is that of Archie Hudson, a young man connected with the steward's depart-

The tug Sea Lion returned early, this norning from the vicinity of the wreck, der Champagne according to

This evening the Holyoke returned from a

day's search, during which it communicated with all the residents along the shore of San Juan island, with the result that a force of fifty volunteers are now carefully patrolling the beach, while the three steam launches and the boats from the United States revenue cutter Grant are engaged in the waters adjacent to the shores. Under these arrangements any bodies which

Three Chicago Houses May Not Be Able to Comply with New Regulations.

CHICAGO, Jan. 11.-The special commission of aldermen and building exfoot patrolled the beaches on either side of perts appointed by Mayor Hamison to revise the present ordinances regulating The tug Albion, on its way from Victoria the construction and operation of the playhouses as a result of the Iroquois theater boat No. 1 of the lost steamer Clallam. It fire tonight completed a new ordinance contained the body of one woman, and an- and agreed on the provisions which with be applied to existing theaters. Its report will be submitted to the city council tomorrow evening and if that body concurs tion of three, probably will open their doors within a week or ten days.

The three theaters may not be permitted to open because their stages and auditoriums are more than fifteen feet above the street level. The theaters that agree to conform to the new regulations will be permitted to open under certain restrictions and with the understanding that they comply with every provision of the new law regulations before October 1. In the meantime the galleries that have

inadequate exits will be closed, and two There is little or no ground for hope that to four firemen detailed on the stage. The new ordinance will require that every stage be made absolutely fireproof back terday and all night the storm kept up of the proscenium arch, by requiring firewith unbated fury, making the work of the proof walls, steel curtains, steel gridiron and rigging lofts, steel frames for the stage and the installation of automatic sprinkling systems. This will mean the practical reconstruction of every stage in the city. In addition to this every theater will

> directly with the street will have to be constructed.

have to be reseated and special stairways

Don't be guided by sham prejudices. Orbringing only a small quantity of flotsam good taste-then it'll be Cook's Imperial.

# OH! THAT BACKACHE.



The simplest, easiest and most effective remedy for this most common complaint is an Allcock's Porous Plaster. Millions have been cured of back trouble during the past half century by this wonderful, healing, strengthening and pain relieving plaster.

REMEMBER - Allcock's Phasters are guaranteed not to contain beliadonna, optuse or any poisonous ingredients. They are made of healing vegetable gums which soothe, strengthen and cure.

Stop the Ache with an

The original and only genuine porous plaster

## MAGAZINE begins the new year with an edition of the

MCCLURE'S

# 415000 Copies

January Number of

To make sure of getting this number, buy it at once before the edition is exhausted. The McClure's for December sold out in ten days.