THE OMAHA DAILY BEE.

ESTABLISHED JUNE 19, 1871. OMAHA, SATURDAY MORNING, MAY 30, 1896. SINGLE COPY FIVE CENTS.

THANKS SENT FROM TEXAS

Gratitude of the Lone Star People for Aid from Nebraska.

ROBBERS GET A PLEASANT DALE MAN

E. J. Newton Sandbagged on His Way Home from Lincoln and Relieved of a Large Roll of Bills.

LINCOLN, May 29.—(Special.)—From the executive office of Texas Governor Holcomb has received the following letter, written by Mr. J. W. Madden, private secretary to Governor Culberson: "Since the receipt of your telegram of the 21st inst., in which you so kindly tendered aid to the bereaved, storm-stricken and home-wrecked people of our state, Governor Culberson has been unavoidably absent from the capital, and is so now, but has instructed me to express to you on behalf of the people of Texas thanks for your very generous and benevolent offer of assistance, and to assure you that the same is accepted in a spirit of the profoundest gratitude. The storm was terrific and appalling and in the destruction of life and property was the most disastrous that has ever visited our state, and the people of Texas in general, and those who were the immediate sufferers in particular, will treasure in sacred remembrance this manifestation of sympathy and good will on the part of yourself and the kind and noble-hearted people of your state."

The following claims for water were today allowed by the Board of Irrigation: Burwell ditch, North Loup river, Loup county; Giles ditch, Goose creek, Cherry county; Farmers' ditch, Elkhorn river, Holt county.

E. J. Newton, who does business in this city and resides at Pleasant Dale, a few miles in the suburbs, was sandbagged last night while on his way home and robbed of $200. He has no idea of the identity of his assailants, for he was struck senseless at once and on recovery found himself in a ravine about half way home.

The National bank of Galva, Ill., won its suit against the Western Manufacturing company, securing a verdict of $3,200. The defendant has appealed for a new trial.

In the district court this afternoon Mrs. Lena C. Olmstead was an applicant for a decree of divorce from her husband, Frank W. Olmstead, now a resident of Chicago. Mrs. Olmstead gave her residence as the Lincoln hotel and her occupation as a traveling sales agent for an Omaha yeast company. She said that she had married Olmstead at Council Bluffs October 9, 1879, and had a son 16 years old. While living at Salt Lake her husband had induced her to come east and had then sold off all the household effects and fled to Los Angeles, taking their son with him. Having secured possession of her son, she came on to Omaha, and a year or a later her husband returned and induced her to live with him again. But he again disappeared, taking with him $2,800 of her money. She has never seen him since. Judge Holmes said that under the law desertion for at least two years must be shown, while the evidence was that Olmstead had left her in December, 1894. He granted the divorce, however.

The district court decided today that William M. Clinton can collect no more money from the Burlington railroad. Clinton fell under the wheels of a Burlington train five years ago, and both of his legs were cut off. He was a member of the Burlington Volunteer Relief association, and received aid from it at the rate of $1.50 a day for one year, when he began suit against the company for $20,000. The court held that the association and the Burlington Railroad company were one and the same, and that by accepting the relief he had waived his right to collect from the company direct. This is following the decree of the supreme court in the case of Bell against the Burlington, reported in the Forty-fourth Nebraska.

The parents of Ernest Hildebrand, who was killed with his wife at Lemars, Ia., last week, have retained attorneys and will sue the Omaha road for $10,000 damages.

Judge M. L. Hayward of Nebraska City is in town today looking up the exact relative position which his gubernatorial boom occupies to that of others. J. H. MacColl is also in Lincoln.

Omaha people in Lincoln: At the Lindell—W. C. Barnes, William Krug, H. C. Rountree. At the Lincoln—J. E. Riley, B. F. Carpenter, S. S. Welpton.

NELIGH CITIZENS MUCH PLEASED.

Gates College Endorsement at the Association Meeting the Cause.

NELIGH, Neb., May 29.—(Special.)—Bells are ringing tonight and the college campus is bright with colored lights and bonfires as a result of the strong endorsement given Gates college at the meeting of the Elkhorn Valley Association of Congregational churches held at Creighton. At the meeting the Norfolk college was scarcely mentioned, and no effort for its endorsement was made, owing to the manifest and determined stand of a majority of the delegates and ministers in favor of Gates. This led to the adoption of the following resolutions by a handsome majority:

Whereas, We learn with pleasure that Gates college at Neligh is doing effectively the work it was established to do; and

Whereas, Starting the present year in the midst of uncertainties, with obstacles thrown in its way such as few institutions have sustained, and which few, if any, could have successfully overcome, it has prosecuted its work uninterruptedly, with a constantly increasing enrollment of students under efficient instructors; and

Whereas, In spite of the discouragements and hindrances of last summer and autumn, and the general business depression which lessened the attendance and income of other similar institutions, it has more than held its own financially, and in students and general management has reached a higher standard than it had before the recent unpleasantness; and

Whereas, These facts indicate a healthy vitality in the institution and a loyal constituency that augur well for the future; therefore, be it

Resolved, By the Elkhorn Valley Association of Congregational Churches that we bid Gates college godspeed in its good work, and heartily recommend it to the churches of north Nebraska, and to the friends of Christian education abroad as an institution whose noble work has won high encomiums from those who have become familiar with its history and its methods, and whose present condition and future prospects give promise of still greater usefulness in the future.

Members of the P. B. K.

LINCOLN, May 29.—(Special.)—Upon the bulletin board at the main building of the University of Nebraska appear the following names of those who have been elected to membership in the Phi Beta Kappa: Class of '73, J. S. Dales; '75, W. M. Stephenson; '76, G. E. Howard; '77, A. W. Field; '78, Florence L. Vaughn, H. H. Wilson; '79, C. N. Little; '81, E. P. Thangst; '82, B. B. Davis, May Fairfield; '83, G. G. Hitchcock, G. A. Pierce, D. H. Wheeler, jr.; '84, G. W. Botsford, Flora Frost Snell; '85, E. J. Churchill, Conway McMillan, A. G. Warner; '86, A. L. Frost, G. H. Frankforter, Cora Fisher Warner; '87, E. D. Howe, C. S. Polk, Adella Stratton; '88, H. P. Barrett, C. S. Lobinger, Roscoe Pound; '89, Jennie Bonnell Frost, C. B. Newcomer, W. L. Stephens, T. A. Williams; '90, C. F. Ansley, Gertrude Lass Hardy, T. H. Marsland, H. C. Peterson, F. C. Taylor; '91, F. E. Bishop, A. A. Fauret, May E. Wedgwood, Elinor L. Williams; '92, H. J. Edmiston, Lydia A. Muller, W. B. Pillsbury, E. Louise Pound, Josephine Tremain; '93, Vesta Gray, Julia M. Koenmeyer, D. N. Lehmer, H. A. Senter, C. F. Strouse; '94, R. C. Bentley, May Chamberlain, F. Clemente, A. C. Fling, Maude Hammond, W. L. Westermann, Katharine Weston; '95, Ellen H. Bentley, Nellie Compton, Phoebe Hopper, Alma Hosic, Jessie Jury.

The members elected from the class of '95 have not been posted, the delay being caused by a name having been omitted.

NEBRASKA SCHOOL EXERCISES.

Class Day at Hastings the Occasion for a Celebration.

HASTINGS, May 29.—(Special Telegram.)—The eleventh annual commencement exercises of the Hastings High school were held at the Presbyterian church this afternoon and evening. At 2 o'clock the church was crowded and a few minutes after many were turned away. The graduating exercises were opened by invocation, followed by a chorus of forty voices. Those who graduated and the subjects of their orations are: Merton Frances, "Our Chances for Commercial Supremacy;" Elizabeth Fisher, "What Now?" Margaret Pickens, "Among the Old Masters;" Arthur Niles, "Illusions;" Julia Hartwell, "Success;" Ella Geoenwold, "Blessings of Liberty and Peace;" Marie Kihnan, "What Can a Woman Do?" Eva Stewart, "Dreams of Fairyland;" Kenton Kelsey, "Opportunities of Youth." At the close the pulpit was completely covered with flowers and bouquets. In the evening at 8 o'clock Rees' orchestra opened the exercises. A fine address was delivered by Rev. F. H. Sanderson of Omaha on the subject of "Masteries." The presentation of diplomas followed.

BELLEVUE, Neb., May 29.—(Special.)—The public schools here closed a very successful year today. The usual program was omitted and a general picnic substituted. A very creditable display of drawings, botanical specimens, etc., were on exhibition during the week. The present corps of teachers has been retained for the coming year.

FALLS CITY, Neb., May 29.—(Special.)—The class day and commencement exercises of the public schools were held in Gehling's opera house Tuesday and Wednesday evenings. A fine program was arranged and will be carried out. Hon. A. W. Norton of the Nebraska State normal delivered an address, and Prof. William Reece of the schools here presented the diplomas. The opera house, holding about 800 people, was crowded on both evenings.

WEST LAWN, Neb., May 29.—(Special.)—At the close of a very successful term of school one of the most enjoyable entertainments of its kind was given Wednesday evening at Pickard's hall by the pupils of West Lawn school, and J. A. Kelrn and Miss Jennie Weaver, teachers. The entertainment consisted of recitations, dialogues, tableaus, shadow pictures, drills, music, etc. To judge from the applause and laughter, "The Photographer," given by Ross Clemens, Byron and Clyde Pickard, and "A Discourse on Apples," given by Elmer Rood in the character of a negro evangelist, caused the most merriment. Little Stella Pickard's rendering of the song, "Won't You Come to My Tea Party," displayed one of the sweetest of child voices. A German song rendered by Dora and Tina Ruser and Minnie Koch was highly appreciated. Probably the prettiest features of the program were the flag drill by ten young ladies and the tableau, "Crowning of Sappho," Miss Pearl Clemens as Sappho.

HUMBOLDT, Neb., May 29.—(Special.)—The first evening's program of the commencement exercises of the High school was rendered at the opera house yesterday evening. There were two orations and a lecture by Chancellor MacLean. His subject was, "Nebraska's Public School System." Tonight orations by the remaining members of the class concluded the exercises. The graduates are: Rosa Gill, Ida L. Hall, Ray O. Hummel, E. Grace Sansome, Mary A. Loennig, Orin J. Stronger, Pearl K. Huenes, Ella G. Johnston, L. Logan Cornelius and Charlotte M. McDowell.

WAYNE, Neb., May 29.—(Special Telegram.)—More than 700 people assembled at the opera house last night to witness the commencement exercises of the Wayne High school. The members of the graduating class of '96 are: Pearl E. Sewell, Elsie M. Merriman, Mary L. Cunningham, Theodore Sease, Pearl R. Reynolds, Lulu E. Thompson, Walden Tucker, Thomas E. Cook, Charles Reynolds and Edward B. Phillips.

Judgments Against a Defunct Bank.

BEATRICE, Neb., May 29.—(Special Telegram.)—Five judgments, aggregating $5,000, were rendered today in district court in favor of different depositors in the defunct American bank, which closed its doors in 1893. These judgments are against the bond that was put up by the bank after closing and are collectible.

City Attorney Pemberton filed a petition today asking for a mandamus against the Beatrice Electric company to compel the company to put its street car tracks into the condition required by the ordinance under which its franchise was granted. Immediately after the filing of the papers a motor car made its appearance on the street the first one that has been run over the line since the service was suspended several weeks ago.

Dodge County Crop Prospects.

FREMONT, May 29.—(Special.)—There will be a big crop of hay this year; in some places the grass is already nearly fit to cut. Small grain is growing rank and lodging considerably in low places. Wheat and rye have been headed out for some time. Corn is mostly in and that put in early is being plowed. The early planted beets are up and in good condition. Owing to the rains the weeds have grown rapidly and crops will need more cultivation than in some seasons. The beet growers will soon employ a large number of persons in thinning and weeding.

Located an Illicit Still.

DUNBAR, Neb., May 29.—(Special.)—United States Marshals Parkhurst and Hubber arrested George Roos, a well-to-do farmer, for running a small distillery on his place. It was placed in an outbuilding, which was supposed to be a chicken house. The worm and still were taken out and shipped to Omaha. The officers have been hunting for this still for the past two years, but it was not until recently that they were able to locate it. Roos has been placed under $1,000 bonds, which was easily secured.

Held Memorial Exercises.

FREMONT, May 29.—(Special.)—At all the city schools this afternoon there were special exercises in commemoration of Memorial day and short addresses at each building by members of the Grand Army of the Republic appointed by the post for that purpose. The monument to the unknown dead has been placed in position at Ridge cemetery and will be dedicated tomorrow. The exercises at the cemetery will be held in the morning instead of the afternoon, as was formerly the custom.

Rev. Brinstead and Wife Celebrate.

FREMONT, May 29.—(Special.)—Rev. Mr. Brinstead and wife of the Baptist church celebrated the third anniversary of their wedding last evening by giving a reception to their church friends and others. Over 200 invitations were issued and the spacious parsonage was crowded. Elegant refreshments were served during the evening. The pastor and wife were the recipients of many handsome and valuable presents.

Where Colored People Will Celebrate.

FREMONT, May 29.—(Special.)—A committee from the colored people of Omaha has secured the Chautauqua grounds for a picnic to be held August 4. It expects it will be attended by 1,000 colored people, delegations being expected from Lincoln and other places.

Tramp Given a Jail Sentence.

STANTON, Neb., May 29.—(Special.)—John James, the tramp who assaulted Conductor Hutchinson at this place Tuesday, was arraigned yesterday and sentenced to ten days' imprisonment on a bread and water diet.

Spain Tries to Buy War Ships.

MADRID, May 29.—The government has authorized a naval commission to be sent to Genoa to purchase two ironclads, already built, for 13,000,000 francs ($3,600,000) each. It is said that the United States was treating for the purchase of these ironclads.

AFTER YEARS OF LITIGATION

Granville James at Last Secures a Verdict Against the Union Pacific.

AFFIRMED BY THE SUPREME COURT

Has Run the Gamut of All the State and Federal Courts—$7,500 Damages Awarded for the Loss of a Foot.

As announced in the Washington dispatches of The Bee, the case of Granville James against the Union Pacific for $7,500 damages has been decided by the United States supreme court in favor of the plaintiff. The case has a more interesting history, however, than would appear from the brief announcement of the decision. The matter has been kept in the courts for eight years and the case has been tried in six different courts. There have been no new trials, and all the decisions have been in favor of the plaintiff. The long postponement of payment has been made possible only by the machinery of the law, relating to the Pacific roads.

Granville James was an Iowa boy who, in 1888, came over to this state and secured employment with the Union Pacific. In July he was at work for the company at North Bend. One night, while in the act of coupling two cars of a freight train, his foot was caught in an unblocked switch frog and taken off. It was plainly due to the negligence of the company that no wooden block had been placed in the frog, and it was alleged that the injuries that James sustained were directly caused by such negligence.

James secured an attorney of this city and the latter filed the first papers in a suit against the company in September, 1888. The case first appeared in the district court of Douglas county. Then it was before the federal court in this city. It was transferred by the plaintiff to the district court of Pottawattamie county, Iowa. From there the Union Pacific took it to the federal court in Council Bluffs. Then it was taken on appeal to the United States circuit court of appeals at St. Paul. From the latter court it went to the United States supreme court. It was argued in the supreme court on May 4, Senator Thurston appearing for the union Pacific and Francis A. Brogan for the plaintiff.

While the original verdict was for $7,500 damages, the increased costs and interest will be the means of giving James upward of $10,000. The long delay in arriving at a final settlement in the case illustrates the manner in which a railroad may retard the machinery of the law and on that account the case is regarded by lawyers generally as one of the most interesting on record.

ELKHORN FILES ITS ANSWER.

Combats All the Contentions of the Lincoln Commercial Club.

LINCOLN, May 29.—(Special.)—The Fremont, Elkhorn & Missouri Valley Railroad company has followed the Union Pacific with its answer to the petition of the Lincoln Commercial club filed with the State Board of Transportation and asking that body to restrain the Elkhorn and Union Pacific from putting into effect new rate schedules. The lines of the Elkhorn's defense vary considerably from those of the Union Pacific. The first point made by the Elkhorn is, after admitting that Lincoln is a city of considerable size, to deny that it has information sufficient to form a belief as to whether it contains 60,000 people, and, therefore, denies the allegation, and also denies that Lincoln has received any other or different recognition as a commercial and manufacturing center or distributing point than Omaha, Fremont and other cities along its lines. The defendant admits that a schedule of rates, commonly called a "distributing tariff," was put into effect several years ago and alleges that the distributing tariff now in force was first put into effect on November 19, 1890, but denies that it was first put into effect as a result of any litigation, either in the courts or before the Interstate Commerce commission, and alleges that the tariff and rates specified were put into effect for the purpose of meeting competition with other lines touching common points between the city of Lincoln and the termini of the Elkhorn in South Dakota and Wyoming. And the defendant alleges that said tariff was not put into effect until long after the litigation referred to in complainant's complaint had been settled and adjusted.

Defendant asserts that rates now in force from Lincoln to various stations were put into effect voluntarily and were not established by order of the State Board of Transportation and that no duty was or is imposed upon defendant by law, or otherwise, to consult the shippers of the city of Lincoln before changing its rate schedule. The new tariff was to have taken effect April 20, 1896, and would have done so but for an order of the Board of Transportation, which restrained defendant from putting the same into effect until a hearing could be had before the board. Defendant disclaims any responsibility for the action of the Union Pacific railroad and denies that rates from Lincoln to other points at the present time are too high or in excess of rates maintained upon similar traffic under similar conditions in other adjoining states, or in other parts of Nebraska, but says that the rates are unreasonably low, unremunerative, not compensatory and unjust, and that the new schedule which was to have gone into effect April 20 is still too low to afford reasonable compensation. Defendant says that the business over its lines done by Lincoln shippers is small, and the proposed change of rates would not be of any considerable importance or consequence. The answer goes into details in support of its allegations in denial of the complaint of the Lincoln Commercial club, describing the differences effected by the proposed change in the schedule.

Defendant further alleges that for several years past the Commercial club of Omaha and the wholesale and retail merchants of that city have frequently complained that in granting to Lincoln lower rates for a longer haul over a branch line than for a shorter haul over its main line, it was discriminating against the city of Omaha and in favor of Lincoln, and have notified defendant that unless this condition were changed proceedings would be instituted before the State Board of Transportation for the purpose of abolishing such discrimination. Defendant further alleges that the Commercial club of the city of Omaha has filed a petition of intervention in the case commenced by the Commercial club of Lincoln against defendant and the Sioux City & Pacific Railroad company, and that this answer is tendered as an answer both to the complaint of the Lincoln Commercial club and to the Omaha Commercial club's petitions of intervention. Therefore the defendant asks that the complaint of the Lincoln Commercial club be dismissed and that defendant be permitted to put into effect its proposed tariff of April 20, 1896. The answer is signed by William B. Stirling, attorney for the Elkhorn.

The State Board of Transportation is in receipt of a communication from George H. Crosby of the Burlington road, restoring the old method of shipments of live stock. The secretaries of the board are highly pleased with this adjustment of the difficulty, as it will shut off a large volume of complaint from shippers which has, of late, deluged the office of the board. The restoration will go into effect June 5. The secretaries have been at work on this matter for some time.

Sleepers and Second Class Tickets.

The Burlington's passenger department has issued a general circular on the sleeping car privileges of holders of second-class tickets. The holders of second-class tickets will hereafter be allowed sleeping car accommodations on the Burlington route only east of the Missouri river and St. Paul. This privilege will not be allowed holders of second-class tickets reading between St. Louis and St. Paul, intermediate points or points beyond. "It is not intended," says the circular, "to encourage the use of sleeping car privileges by holders of second-class tickets, but access to sleeping cars in the territory authorized will no longer be denied respectable holders of second-class tickets."

MAY USE UNION PACIFIC BRIDGE.

Manager Dickinson Talks of Supreme Court Decision.

General Manager Dickinson of the Union Pacific returned from the western trip of inspection yesterday afternoon. Some of the directors returned east via St. Louis with President Clark, while the others went back via Kansas City and Chicago.

To a Bee reporter this morning Mr. Dickinson said that he thought the recent decision of the supreme court in the Omaha bridge case would hasten the building of a new union depot in this city. "Certainly," said he, "the decision gives the Rock Island and the Milwaukee companies a right to use the bridge."

He said the Union Pacific was in excellent condition and the prospects throughout the west for a good season were very bright. Concerning the segregation of the Oregon Short Line he said that it would probably not take place until fall. The proposed Utah & California and the Salt Lake & Pacific roads, he said, were receiving a great deal of attention from the people of Utah. He thought that they would probably be built, as the interest and activity of the Mormons in connection with the roads was very great. He said nothing definite concerning the construction of the roads had yet been decided, however, and it would be a difficult matter to say how soon the roads might be built and operated. He said when completed they would be operated separately from the Union Pacific system and in connection with the Short Line. The managements of the new roads would undoubtedly be friendly with the Union Pacific system and neither systems would in any way antagonize the other.

Traffic Being Resumed.

The Missouri Pacific reported yesterday morning that the damage to its track between Kirkwood and St. Louis had been repaired and that regular train service had been resumed. The "Nebraska Limited" left the cyclone city Thursday night at 8:10 o'clock, as usual. The Missouri Pacific's wires are still in trouble. The local office has as yet been unable to establish telegraphic communication beyond Sedalia, Mo.

The Wabash has re-established regular train service between this city and St. Louis. The express which left there Thursday night arrived in Council Bluffs yesterday morning, only twenty minutes behind schedule time.

The Milwaukee has repaired the damage done to its road during the early part of the week by the severe storms in Iowa. All the portions of the track that were washed out have been replaced and both passenger and freight trains are now running on schedule time. The Dubuque branch has also been repaired and all freight is now being accepted.

Railway Notes and Personals.

J. L. Bartley, general agent of the B. & M. at Deadwood, is in the city.

R. Haldane, traveling freight agent of the Canadian Pacific, is in the city.

Traveling Passenger Agent Falconbach of the Mexican National is in town.

Assistant General Solicitor Kelby of the B. & M. has gone out in the state to represent the road in several suits for taxes.

There will be a regular meeting of the local passenger association at 9 o'clock Monday morning. The consideration of steamship rates will be the principal order of business.

A Raymond & Whitcomb party of fifteen Bostonians, en route to Alaska, was in town for a few hours Thursday. The Rock Island brought the tourists in and the Union Pacific took them westward.

Within the next month the United States postal authorities will put on a new mail car on the Omaha road between this city and St. Paul. It will leave here at 8 o'clock in the morning and on the return trip will leave St. Paul at 8 o'clock p. m. This will give the Omahans who have business interests in Wisconsin and Minnesota the service they have long desired.

The chairman of the Western Passenger association has ruled that it is not competent for any road in the association to offer a rate to Milwaukee with return by way of Chicago, using the boat line between those two cities, lower than the agreed rate of lowest first class fare for the shortest all-rail route. This ruling is made in view of the large amount of travel that is expected to go to Milwaukee to attend the meetings of the National Republican league.

CONFESS TO GREAT LAND FRAUDS.

Two Spaniards Will Testify in the Peralta-Reavis Case.

SAN FRANCISCO, May 29.—Sandoval and Valencia, two aged Spaniards of this city, who are under indictment as alleged conspirators with James Addison Peralta Reavis in his famous land fraud, have withdrawn their petition in the United States district court for a writ of habeas corpus and agreed on their own accord and contrary to the advice of their attorneys to go to New Mexico for trial.

It comes from an official source that they have confessed their part in the gigantic conspiracy and agreed to turn state's evidence against Peralta Reavis, whose trial is to take place in Santa Fe during the latter part of June. For this service, it is stated, the government has promised them immunity from prosecution.

The confessions of Sandoval and Valencia, it is stated, will assist the government in making out a case against Jose Ramon Noe, who is also under indictment for conspiracy, but who has not yet been apprehended. He is said to be now sojourning in Mexico.

JULESBURG MATTERS OF INTEREST.

Several Decisions Rendered by Judge Armour in District Court.

JULESBURG, Colo., May 29.—(Special.)—District court, with Judge E. E. Armour presiding, adjourned here yesterday, after having been in session since Tuesday morning.

Edward Twelvetree and Ben Miller were sentenced to the penitentiary for one year for stealing Sheriff Wallace's horse and buggy last fall.

The injunction against Sedgwick county, wherein the county board was prayed to be enjoined from carrying out its printing contract with H. C. McNeal, was granted.

A committee of five persons was appointed to examine the county treasurer's books, and some old matters disposed of.

Crops are looking fine here.

The Julesburg creamery is now making 1,200 pounds per day.

Troubles in the Business World.

WINONA, Minn., May 29.—Lemuel C. Porter, engaged in the manufacture and sale of flour under the name of the L. C. Porter Milling company, made a voluntary assignment this afternoon to H. C. Bolcom. Assets estimated at $200,000 and liabilities $200,000. Stagnation in trade and increased competition has caused business to be conducted at a loss since 1892. The company has a capacity of 1,000 barrels daily.

Unrequited Affection Leads to Suicide

CLEVELAND, May 29.—Tony Scaromelile, an Italian aged 26, today stabbed and terribly mutilated Caroline Abbey, an Italian girl 16 years old, living at 316 Hill street, with whom he was in love. He then drew a pistol and sent a bullet through his own brain, dying almost instantly. The tragedy resulted from the refusal of the girl to marry Scaromelile. She is fearfully cut, but may recover.

Outside of the Storm Belt.

In the press dispatches from St. Louis, it was reported that George Roose and wife of this city had been killed. Yesterday morning F. F. Roose of this city, a brother of George Roose, received word that no such deaths had occurred. His brother and sister-in-law were uninjured, not having been in the storm belt during the tornado of Wednesday.

CHANGES HIS PLEA TO GUILTY

Juror Gump Throws Himself on the Mercy of the Court.

SWEENEY HAS NO EVIDENCE TO OFFER

Judge Baker Promptly Finds Him Guilty of Tampering with the Bolin Jury—West's Trial Set for Monday.

Court convened at 9 o'clock yesterday morning, but the first half hour was spent by Gump and Sweeney in close consultation with their three attorneys and Mrs. Sweeney, the wife of Sweeney and sister of Gump. The attorneys advised the two prisoners to plead guilty to the charge and throw themselves on the mercy of the court. Many whispered consultations were held by the attorneys for the defense with the county attorney and Judge Baker and after considerable delay, Attorney Van Dusen arose and informed the court that Gump would ask leave to withdraw his plea of "not guilty" and enter a plea of "guilty." In the case of Sweeney, he said the defense would not introduce any testimony, but would allow the case to rest.

"On these facts," said Judge Baker, "there is only one thing for me to do. I find the defendant, Sweeney, guilty in the manner and form as charged in the information. Both defendants will be remanded to jail to await sentence. I cannot say, now, when I will pass sentence upon them, but will probably do so sometime next week. Mr. County Attorney, what will you do with the case against Fitzpatrick?"

"That case may be passed until some time next week," answered Baldridge. "I have the witnesses summoned in that case for next week and will take the case up some time during the week."

WEST PLEADS NOT GUILTY.

At this point Attorney West entered the court room in custody of Deputy Sheriff Grebe and accompanied by his law partner, Charles Ogden, who said that he appeared for West in the preliminary proceedings, and asked when the hearing would be had.

Baldridge suggested Wednesday morning of next week.

"I prefer to have it set for Monday," interrupted West. "I will waive the reading of the information, and will enter a plea of not guilty."

After some discussion the hearing was set for 9:30 a. m. Monday next. West asked to be released until that time on his own recognizance.

"I don't think I ought to do that, Mr. West," replied Judge Baker. "While I have a high appreciation of you as a member of the bar, I don't think I ought to show any discrimination. I will fix the bond at $1,000."

Mr. Ogden volunteered to be surety for West, and he was accepted by the court.

The prisoners, Sweeney and Gump, were taken to Justice Foster's court for examination on the charge of bribery, and the criminal court resumed its normal condition once more.

The county attorney stated after he left the court room that he would not file an information before Justice Foster, charging West with bribing a juror, until after the contempt proceedings before Judge Baker had been decided.

West was seen at his office and refused to discuss the merits of the case in detail. He said it might not put him in the best light before the public to refuse to talk, but he thought it would be best to await developments.

BOLLN NOT LET IN ON THIS.

"I will say this, however," said West. "These charges are absolutely untrue in substance and in fact. There are some facts which are sufficient to give color to the balance of the statements, but as for ever giving him (Fitzpatrick) a dollar, I unhesitatingly deny it and don't hesitate to put myself on record in that particular."

Henry Bolln was seen in his room at the county jail, rather impatiently waiting for one of his attorneys to come around and get his bond arranged so he could be released. "I see West is pretty busy in court on his own account," remarked Bolln. "I suppose that accounts for him not coming to see about my bond."

In reply to questions Bolln denied all knowledge of the bribery, except what he had read in the papers.

"I never gave West a dollar either as fees for his services or for any other purpose," said Bolln, very positively. "If he used any money in the way he is charged it was his own money and not mine. I know it was not any money received from my sister, as she only sent me $200, and I can account for every cent of that, and I have not had any other money." Bolln then proceeded to detail various household purposes for which the money had been expended, including also $35 paid for the extra court reporter employed in the first trial. "If any bribing was done," said Bolln in conclusion, "I know nothing whatever about it."

In the proceedings before Judge Baker the prisoners are accused of contempt of court, the punishment for which rests with the court to impose such a sentence as the nature of the offense seems to warrant. The proceedings before Justice Foster are for bribery, the penalty for which is a fine not exceeding $500 and imprisonment in the county jail for not exceeding thirty days.

Yesterday morning Sweeney and Gump were arraigned before Justice Foster on the charge of jury bribing and through their attorney waived examination and were remanded to jail.

BUSINESS WAS NEW TO THE COURT.

Two Men Before Gordon on Account of Plying Their Trade.

A new professional calling, the existence of which has hitherto been unknown to the police of Omaha, was brought to light in police court yesterday morning.

Charges of "vagrancy and having no visible means of support" were lodged against Charles Wilson and James McCoon. Both pleaded not guilty and alleged that they were professional tattooers, Wilson drumming up the trade, while his partner, McCoon did the work. Wilson was very wroth at being arrested while seeking to ply his vocation in Omaha. He was greatly surprised that the police were ignorant of the ways of his honorable profession, but promised to leave the city at once, if given his liberty. Other towns, he told the court, had always given him a warm reception, and a few dollars in cash, while Omaha had only offered him a berth in its police station. Wilson was given a permanent leave of absence from the city. McCoon offered to produce his books showing that he is a graduate of an accredited school of tattooers. The court concluded it would investigate the subject and continued the case against McCoon.

Bells on Bicycles.

OMAHA, May 29.—To the Editor of The Bee: It seems criminal negligence that the city council does not pass an ordinance requiring bicycle riders to equip their machines with bells (or whistles) and lanterns and authorizing the police to arrest all riders found on the streets without the necessary preservatives to life and limb. All cities and even the small towns in the east require these simple precautions against accidents, while in Omaha there are several thousand wheels ridden by men and women who approach unsuspecting pedestrians day and night, without warning, and that there are not more serious and fatal accidents is a cause for wonderment.

The light is peculiarly essential at night, so that parties approaching a wheel may not only see it, but know in which direction to turn to avoid contact with it.

PEDESTRIAN.

Elected to the French Academy.

PARIS, May 29.—M. Gaston Bruno Paulin Paris, the French philologist, has been elected to the seat in the French academy rendered vacant by the death of Alexander Dumas.

TRIBUTES TO THE SOLDIER DEAD.

Veterans Will Have Charge of Memorial Day Exercises.

Memorial day will be fittingly celebrated in Omaha today by the remaining veterans of the great civil conflict and their numerous friends. As the number of survivors of that terrible conflict is steadily diminishing from year to year, so the observance of each succeeding Memorial day becomes a more solemn duty and a more sacred trust to those who remain to enjoy the results achieved through the war of the rebellion.

Yesterday the school children throughout the city were taught the true meaning of the annual decoration of the soldiers' graves. Today will be observed in a manner similar to that which has been the custom for several years past. In the morning the graves of the soldiers and sailors of the civil war will be decorated with flowers and flags by the members of the Woman's Relief corps, of the Ladies of the Grand Army of the Republic and a delegation of the Grand Army posts, each committee taking a different cemetery in which to decorate the graves. In the afternoon there will be a street parade, which will form at Fifteenth and Douglas streets at 1 o'clock. On the arrival of the parade at Hanscom park the veterans and their friends will listen to an oration by John L. Webster, esq.

All citizens, and especially those living along the line of march, are requested to display the national colors in the form of flags, bunting or other suitable decorations. Many of the local shop windows have already taken on a patriotic appearance, and by sunrise tomorrow a general display of the red, white and blue may be seen. All the school house flags will be suspended at half mast during the day.

The several posts of the Grand Army of the Republic of this city and all other soldiers and sailors of the war of the rebellion will form on Woolworth avenue, east of Park avenue, right resting on Park avenue, at 2 o'clock p. m., from right to left, according to seniority, as follows: Phil Kearney post No. 2, commander, W. H. McKay; George A. Custer post No. 1, commander, John Jenkins; U. S. Grant Post No. 110, commander, Lafayette Anderson; George Crook post No. 262, commander, Alfred Bugh; soldiers and sailors not members of the Grand Army of the Republic.

The line of march into the park will be taken up upon the arrival from the city of the escort.

The escort will form on Fifteenth street north of Douglas at 1 o'clock p. m. in the following order, from right to left: Omaha Guards, Captain H. B. Mulford commanding; Thurston Rifles, Captain W. J. Foye commanding; carriages containing orator, chaplain and officer of the day; battalion of High School cadets, Lieutenant J. A. Penn, Second United States infantry, commanding.

The line of march will be west on Douglas street to Twenty-fourth, south on Twenty-fourth to Harney, west on Harney to Twenty-eighth, south on Twenty-eighth to Leavenworth, west on Leavenworth to Park avenue, south on Park avenue to Hanscom park.

END OF THE PUBLIC SCHOOL YEAR.

Many Patriotic Speeches Delivered by the Veterans.

Today chronicles the end of the public school year and teachers and pupils will separate for the long summer vacation. Owing to the policy of retrenchment inaugurated by the Board of Education, the closing comes a month earlier than usual, except in the High school, which will continue in session for another four weeks.

The close of the spring term is usually an occasion of rejoicing in the schools, and, following the precedent of previous years, the pupils gave informal entertainments. Since today is Memorial day, the same program is made to serve for both occasions and the tribute of the children to the nation's dead also expresses their satisfaction at the relief from the tedious round of school work.

In the majority of the schools the exercises were held, beginning at 10 o'clock in the morning. The programs were very similar, opening with patriotic songs by the puptis, which were followed by brief addresses by the old soldiers who were detailed for that duty by the special committee of the Grand Army of the Republic posts of the city. There was a wide diversity in these speeches. Some of the veterans were not speechmakers and only aimed to express in the simplest language what they believed to be the significance of the day, while others spoke more elaborately. But they all told some story of the days of '61, which was more eagerly heard by the children than the most polished eulogium.

In connection with the addresses, the children rendered short programs of songs, flag drills and recitations and in many of the schools the entertainment was rounded off with the gift of some slight token as an expression of the esteem in which some favorite teacher was held by her pupils. In the schools where prizes had been won in the competition afforded by the Omaha Humane society, the medals were presented to the successful essayists by the principals with appropriate expression of the satisfaction which the success of their pupils afforded them and the gold and silver ornaments were worn by the recipients with no little pride.

The early closing of the grades affords the teachers an opportunity for an extended vacation and many of them will leave today. As the election of teachers was also held a month earlier, they have all learned their fate and those who were re-elected can crowd as much enjoyment as possible into their summer, while the few who failed will be compelled to hustle for other positions. Since they were dropped on the score of economy, and not on account of any fault that was found with their work, it is not expected that they will experience any great difficulty in locating themselves in other cities.

GOMPERS MEETS THE MANAGERS.

Unavailing Efforts to Settle the Street Car Trouble in Milwaukee.

MILWAUKEE, May 29.—Samuel Gompers held two conferences with the street car managers today but was unable to unravel the strike problem. The men made a proposition that the company make three shifts in its forces, so as to employ all the old hands, as well as the new, at the old rate of wages, but the company will not grant the request. The strikers will hold a mass meeting tonight. Governor Upham attended the conferences with Gompers in the capacity of a private citizen.

Will Bridge Green River.

GREEN RIVER, Wyo., May 29.—(Special Telegram.)—A contract was entered into today by the Board of County Commissioners and the city of Green River with the Wrought Iron Bridge company of Canton, O., for the building of a wagon bridge across the river at this city for $5,435. The Rock Springs Lumber company also began work on its $15,000 saw mill plant here, with which it expects to turn out 8,000,000 feet of dressed lumber annually.

Preachers Fined for Drunkenness.

MIDDLETON, O., May 29.—A sensation was created today in the synod of the western district of the Evangelical Lutheran church, by the announcement that two ministerial delegates to the synod had been fined this morning for being drunk and disorderly. They were immediately expelled by the synod. They are Rev. Andrew Ponger, Stanton, Ind., and Rev. O. T. Kohlitz, Hopeville, Mercer county, Ohio.

Marriage Licenses.

Permits to wed have been issued to the following parties by the county judge:

Name and Address.	Age.
Fred Stellinah, South Omaha	[illegible]
Frances Garlick, Omaha	[illegible]
Jacob Broomfield, South Omaha	[illegible]
Sallie Wilson, South Omaha	[illegible]

Thief and Property Located.

The supposed thief of three fine nickel plated revolvers, the property of A. Binger, together with the property, were located in Council Bluffs yesterday. The man given his name as John Williams. A warrant is out for his arrest. The property was taken Thursday night.

GOOD NEWS FOR BALL CRANKS

Prospects Bright for Omaha Getting Into the Western League.

TEAM HAS PLENTY OF MONEY BEHIND IT

Indications that the Indianapolis Franchise Will Be Transferred to This City in the Near Future—Reasons Therefor.

From a Cincinnati friend The Bee learns that there is a great deal more in the transfer of the Indianapolis Western league team to this city than was at first supposed and while it is highly improbable that this change will be made this season it is almost a sure thing for 1897. The intention is to transfer the Hoosier capital club to this city and the Cleveland team in the National league to Indianapolis. It is still hoped by the promoters of the scheme, John T. Brush of the Indianapolis club and Frank De Hass Robinson of the Cleveland club, to have this all accomplished by the Fourth of July, but it is not likely that the National league clubs will