

FERRETING OUT THE FACTS.

Progress of the Alleged Police Corruption Investigation.

IMPORTANT RAILWAY MATTERS.

Burlington Officials Here—Law and Order—Battled Burglars—Court and Police News.

The investigation was resumed yesterday morning, commencing at half past 9 o'clock. Marshal Cummings sat by his lawyer and looked calm and composed. He paid the most careful attention to the development of the testimony, and now and then gave suggestions to Mr. Burnham. Mr. Sullivan, the new counsel, equally determined and confident. The lobby was comfortably filled with on-lookers.

James H. McHugh sworn and testified. I met Travis in Montana. He was called by Travis, and I went to his home here in jail. Never had any conversation with Judge Beneke about this case.

Captain C. B. Rutin, sworn and testified. I knew Mr. Jot Travis, the brother of the man who was arrested here. Jot is a raiser of horses and cattle, and is also interested in mining and several other things. I had a talk with Mr. Rutin about the case, and he told me exactly what the sum was. I understand that Mr. Cheighton was reimbursed in the amount between \$300 and \$500, for the money he paid over to Mr. McHugh for Travis' benefit. But I do not know the exact amount.

By Mr. Burnham. I have an impression that Mr. Jot Travis advanced the money to Mr. Travis, and was reimbursed by Cheighton, who was in turn protected by me.

By Mr. Furry. I understood all along that this money was paid in the way of employing a lawyer to get Travis out on a writ of habeas corpus. There was no talk between us that the money was to be used in influencing the officers to release Travis. I never heard that the money or any part of it was to be used for corrupt purposes. I supposed all the time that it was to be used in retaining a lawyer. I did not know that the money was to be used in any other way. I never heard that the money was to be used in any other way.

Mr. S. Patrick—I am well acquainted with Mr. Jot Travis, the brother of the man who was arrested, met him in Salt Lake City. He is considered to be wealthy—probably about \$100,000. I never heard that the money was to be used in any other way. I never heard that the money was to be used in any other way.

Ex-Captain Sullivan, sworn and testified. I was captain of police in the latter part of 1884. I knew Gen. O'Brien and Marshal Cummings. I had known Gen. O'Brien about seventeen years. I remember the case of a man by the name of Travis who was arrested, and a fugitive from Council Bluffs. Gen. O'Brien was Travis' attorney. He came to me at one time and had a conversation with me about the case. He told me that he would like to have Travis taken to the hospital. I told him that I had no control over the jail and that he had better go and see the marshal. The next day he met me and said he would give me \$100 if I would find things so that Travis could be taken to the hospital. I knew nothing about this thing at the time. Ed. Gorman told me the next day that he had been released, and he asked me "How much did you get out of it?" I replied, "What do you mean?" He said, "I mean something of that kind. I then asked him how much he gave the marshal, he said: "I never gave any money, but I dropped it in a glove, and that glove contained \$100." and the money, the day or two afterwards. He said he was sorry he had released Travis, because the Bluffs officers wanted him. He there offered me a sum of money, and I refused to take it. He said he was sorry he had released Travis, because the Bluffs officers wanted him. He there offered me a sum of money, and I refused to take it.

Chief of Police Skinner, of Council Bluffs, testified. I knew of the arrest of Travis. Marshal Cummings telephoned to the marshal of Council Bluffs to come for Travis by 10 o'clock or he would be released; about 2 o'clock the marshal told me that he had the telephone from Omaha; he said it had come before 11 o'clock, in plenty of time to catch the 11:30 dummy; I guess he did not care much about the case, and so neglected to send any one to the jail. I think it was his negligence which caused Travis to be released.

C. A. Baldwin testified. I remember the "highway robbery" case for which Lawrence was arrested. The complaint was made to me by the marshal, and when he told me the facts about the matter I refused to act for him. I told him there was actually nothing in it; all there was to it was a disagreement about a horse trade; my client had paid \$20 to bind the trade and then wanted his money back; I told him that horse-trading was not highway robbery in Nebraska; it was not necessary to bring any money to Lawrence's release; he couldn't be held.

A. R. Fenwick, reporter for the Herald, sworn and testified. I had an interview with Maurice Sullivan about the Travis case. I wrote the article which appeared in the Herald subsequent to the interview with him. This article was the result of a series of interviews which I had with different persons.

Heard the Herald was shown to Mr. Fenwick and his attention was called to the statement therein that Sullivan had said that Cummings had offered him \$5. Mr. Fenwick said that he took no part in the interview with Sullivan, but was reasonably sure that Sullivan had made that statement.

"Would you as a newspaper man of honest standing have written such a serious article, and made such statements therein unless you were sure that they were absolutely correct?" Mr. Burnham asked.

No, certainly not.

By Mr. Ogden. Mr. Sullivan stated to me I think it was on the day after the article appeared, that there were small inaccuracies in the article, and that the amount of money paid, I did not correct this statement, because I did not think the inaccuracy of enough consequence. He said the thing was corrected by the other papers.

A. J. Kendrick, of the Bee, sworn and testified. I had a conversation with Sullivan about the marshal, some five or six weeks ago. I never saw him since then. It was a week or two before these charges of dishonesty were made. Sullivan then told me, I think in these words, "A more honest man than Tom Cummings never lived. He has been in a position several times to take money as bribes, and I have never known him to do it. I questioned Sullivan about the matter of the marshal's honesty, and he said there had been implications made that money had been thrown into his (Cummings) hands by the liquor men, who were then being prosecuted for keeping their saloons open after midnight."

By Mr. Ogden. This conversation took place on the sidewalk in front of the police court room, some time in the morning, about five or six weeks ago.

John Turnbull sworn and testified. I was at the jail when Travis was brought in. He was very weak and had three wounds in his abdomen.

I remember the policemen's hall. Maurice Sullivan, Marshal Cummings and I were appointed a committee to go about to see the sporting men and women who were in the hall, and to see if they could afford to contribute to this thing. The police have been easy on you, and haven't tried to blackmail you. You'll

find it to your interest to buy tickets," or words to that effect.

Sullivan was told me repeatedly that Marshall Cummings was an honest man, with the Travis case; I never told Maurice Sullivan that I paid the marshal anything; never told him that I dropped the glove with the \$100. I had a talk with Sullivan about the case; he spoke about the matter of "money for the boys" in the case; he said nothing about the marshal; he said Sullivan was about the only man who spoke to me about money for Travis' release; I was present when Travis was released. Mr. McHugh was there, too. Travis was released on the fifth day after his arrest. I never offered Sullivan one cent to secure the release of Travis; I never was told by Sullivan to see the marshal to get Travis released; I never asked Sullivan about the release if he got anything out of it that I know of; I have talked with Sullivan about the marshal some time in the past three or four months; he told me the glove with the \$100. I had a talk with the marshal's head, and not a squatterman lived.

Cross-examined. I appeared in the police court on the day of Travis' release, and the hearing of the case was set for 1 o'clock in the afternoon; no one appeared against Travis, and he was ordered turned loose.

When Travis was released the carriage was ordered, as I supposed, because he could not walk; I do not know where he was taken; I supposed he was to be taken to St. Joseph's hospital; all I said to Sullivan about the case, in an official capacity was to ask him where the marshal was, and he said he would hunt him up; I saw the marshal about having the glove with the \$100. I had a talk with the morning before the release; I had a talk with the marshal and Judge Beneke, and the case was set for hearing at 1 o'clock; no one appeared against him that I know of; Judge Beneke was not there at 1:15 the clerk said he could not be held any longer; he was then turned over to me; the clerk said there was no complaint against him; I did not know that Travis had been released, about 3:30 o'clock, two men came to the court from Council Bluffs and swore out a complaint against him.

John Beneke sworn and testified. I was police judge when Travis was released; [there witness was given complaint] the complaint is in my handwriting. I made the corrections; the first correction was "4th" to "3d"; complaint was written on the 4th; it was not signed until the 5th; Travis was released by me; Ed. Gorman, came and signed the complaint; I told him he must produce evidence to hold Travis; he could not be held over four days; on the morning of his release Gen. O'Brien urged me to release him; I refused to do so; I told O'Brien that I would release Travis after dinner if no one appeared against him; I told the marshal to telephone to Council Bluffs and he did so; after dinner no one appeared and I released Travis' release. I do not think the marshal did anything wrong about it; my experience with Council Bluffs officers has been such that I never believed the evidence they would make complaints to hold men who owe money which they wish to recover; Spetman told me that he had lost no money by the forgery, and so I could see nothing to be gained by releasing him.

Questioned about the Lawrence case, the witness continued: I remember the case; the marshal came to me in the morning and said he had released Lawrence and said the complaint had not been made; I told him that I would make complaints to hold men who owe money which they wish to recover; Spetman told me that he had lost no money by the forgery, and so I could see nothing to be gained by releasing him.

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all arrived and went out on time, both freight and passenger. The B. & M. is blocked for three days by a freight train stuck in the snow near Tekamah as last pulled through, and everything is blocked since then.

It is remarked by old railroaders that such impediment to traffic never before resulted from such a slight fall. Not more than eight inches of snow fell, but the high wind which made drifts in the cuts and cleared the falling caused the whole trouble.

NOTES AND PERSONALS.

J. A. Munro, the new general freight agent of the Union Pacific, who succeeds Mr. Shelby, accompanied by his assistant, Mr. H. A. Johnson, who succeeds Mr. McMillan, arrived yesterday to enter upon the duties of their offices. Mr. Johnson comes to the Union Pacific from a service of many years with the Missouri Pacific. He is well known in Omaha, where he formerly held weekly visits when stationed at Atchison. On one of these occasions he joined the Omaha club and is still a member of that organization. He is unmarried and will take up permanent quarters at the Milard hotel.

A. A. Egbert, formerly superintendent of the Colorado division of the Union Pacific, who has resided in Omaha for many months has been appointed superintendent of the Texas Pacific with headquarters at Marshall, Texas. He left with his family yesterday to enter upon his new duties.

S. S. Stevens, general western agent of the Rock Island, left for the east to-day. J. E. McGuire, western passenger agent, and Alex. Mitchell, traveling passenger agent, both of the Rock Island, returned from Chicago yesterday morning.

FIRST FRUITS.

The Law and Order League Shows Its Hand.

The first fruits of the Law and Order League were borne yesterday, in the files of several complaints in the police court.

Special Policeman James has been for several weeks engaged in "working up" cases for the League. As a result yesterday filed complaints for the arrest of Edward Leeder, on a charge of allowing minors to play pool in his rooms, and of Smith & Henshaw, of the saloon under the opera-house, on a similar charge. Complaints against one or two other saloon men have been drawn up and will be served today. Mr. James also filed a complaint against Mr. Keene, who runs an agency of the Louisiana State Lottery at 1503 Farnam. This branch has been running for some time, and is said to be a flourishing business. Keene was arrested about 5 o'clock in the afternoon and locked up at the central police station. He immediately sent for E. A. Smyth, who endeavored to secure his release. It is possible, however, he was unsuccessful. Judge Stenberg refusing to liberate him unless he furnished bail in the sum of \$500.

James also filed a complaint against a man named Land, who had been charged with having been robbed on the ice. Land was taken to the jail, and a complaint was filed against him. Land was taken to the jail, and a complaint was filed against him. Land was taken to the jail, and a complaint was filed against him.

UNITED STATES COURT.

The Leighton & Clarke Insurance Cases—The Lincoln Jury.

The Leighton & Clarke insurance case drags its ponderous weight from day to day through the United States court, and no signs of the end can yet be viewed. H. T. Clarke among others was put upon the stand yesterday. The substance of his testimony was that he knew nothing of the matter as he was out of the city at the time of the fire and loss-adjustment. The drug firm presented several witnesses, who testified that portion of the stock which had been counted as O. K. among the salvage was subsequently discovered to be worthless.

The sensational points of the trial are yet to come, when the insurance companies attempt to prove on the evidence Mr. Leighton's fraudulent secretion of portions of the stock.

The United States clerk and marshal drew the following civil jury yesterday for service at the Lincoln term, under order to report at Lincoln on Tuesday, January 19:

A grand jury was drawn, but no summons will be issued upon it, as District Attorney Lamberson has not yet determined whether he will have the grand jury consider it. It is probable, judging from what he said when here a few days since, that the grand jury will not be called.

Eight attachments upon Furry & Co., of Hastings, were filed yesterday morning.

A BURGLAR TARGET.

A Drug Clerk and With Pistol a House Breaker.

About 5 o'clock yesterday morning Mr. R. Stangorh clerk in J. W. Bell's drug store at the corner of Tenth street and the tracks, while sleeping in an apartment in the rear of the store, as is his custom, was awakened by a noise at the window in the next room. He arose and seized his pistol prepared to make investigation.

As he entered the room adjoining he heard a slight crash of glass, and saw a man reaching through a broken pane in the window. Without further deliberation Mr. Stangorh drew on the intruder and blazed away. The bullet went through the window so closely in proximity to the head of the clerk that at once concluded he had caught his game. He saw the burglar start back and to make sure work fired again. The burglar went out the window, and small mirror hanging near the window. After the fusillade, Mr. Stangorh ran out and around the house, but the thieves were out of sight. He then summoned the police and after five or six minutes on the scene and helped in the search. No trace of the outwitted burglars could be found, and the conclusion obtains that the Stangorhs missed their mark. He, however, establishes reputation as a defender of his trusts, and gives a pointed warning to all burglars not to monkey with the drug store when he is on watch.

THE CHARITY BALL.

The idea of holding a charity ball this year has not been abandoned as some have supposed, on account of the late season, but steps are being taken for the event, and it will undoubtedly be a grand success.

Those who have interested themselves in the matter feel assured that the people of Omaha are in hearty accord with the objects to be attained, and that the ball will exceed in brilliancy that of last or any other season. The following committee, which has been organized, is extensively signed by leading citizens, and voices the sentiment of the community:

The success of last year's charity ball and the benefits accruing to the poor of the city from the large sum realized thereat, warrants the success of a second entertainment of this nature.

We believe that public opinion in Omaha is decidedly in favor of repeating the charity ball, and we therefore call upon the citizens of Omaha interested in the matter to meet in the parlors of the Milard hotel, at 7:30 o'clock, on Thursday, January 8, to appoint committees and effect immediate arrangements.

HIS FAREWELL SUPPER.

The Retiring Secretary of the Omaha Club Dined and Wined.

The members of the Omaha club gave a complimentary supper Tuesday evening to W. F. McMillan, the retiring secretary of the club, who left yesterday to engage in commercial business in Chicago. The tables were spread for sixty guests in the grill room of the room, and were handsomely decorated with snail and adorned with baskets of roses. On the right of the guest of the evening sat Mr. John Clark, with Vice President A. C. Wakely on the left. The menu was elegant and the service was perfect. The work of Adams & McElroy, their make-up, which was as follows: reflected the great credit on Steward Crombie, of the club:

Blue Points
Consomme
Amuse-Bouche Sherry.
Boiled Kidney Sauté
Chicken Croquettes with French Peas
French Asparagus
Sauté Remoulade
Siberian Punch
Cigarettes
Roast Quail, Stuffed with Truffles.
Lettuce Mayonnaise
G. H. Mumm.
Celery
Cordon Rouge Trappe.
Ice Cream in Form.
Bon Bons
Florida Orange, California Grapes.
Cafe Noir.
Henry Clays.

The viands were heartily discussed, after which speeches were the order of the evening. Owing to the absence of President Guy C. Barton, Vice President Wakely responded to calls with a few well-chosen remarks, saying he was sure it was a pleasure to all to be present. This pleasure was increased by the motives which brought them together, to do honor to their retiring secretary, W. F. McMillan. The Omaha club was comparatively a new organization. It was formed only two years ago and all were familiar with the success which it had already achieved. Organized in the room of the savings bank, it had soon removed to what is now the Arcade hotel, and again, in last May, it transferred itself to its present elegant apartment. Even now the club contemplated another removal to a building of its own.

The duties of managing the club had been laborious, but they had been performed ably and satisfactorily as well. Mr. McMillan responded briefly, thanking the club for the unexpected testimonials of esteem, and expressed the hope that all would call on him at his new home in Chicago.

In reply to calls for Mr. Garneau, that gentleman proposed the health of McMillan and his Chicago friends. "May he always stay with them," which was greeted with applause.

With the vice-president said that the success of the club was due in a large measure to the efforts of Mr. McMillan. He said Mr. Morse, "he told the truth. He was a hard worker, even when he should have been attending worship—I mean worship at the shrine of female beauty. Long may he live."

Mr. Morse's remarks were followed by applause, and after the application of a bible quotation by Mr. John Clark the company listened to the singing of an original melody by Mr. Summers. Mr. W. E. Adams then read a series of resolutions, and the company spent the balance of the evening in social enjoyment.

Those present were Messrs. W. F. McMillan, John T. Clarke, A. C. Wakely, L. Bennett, Bishop, Wilbur, Towle, Taylor, Floyd, Patterson, McGeorge, P. H. H. Drake, Bradford, McDell, Pike, Dietz, Balch, W. C. Cray, Deuel, N. Cray, G. Squires, Adams, Gurley, Summers, Lawrence, Berlin, Shepherd, White, Shapley, McGowan, Amis, Burley, Norris, Haddock, T. McCague, W. Rogers, Wyman, Carlton.

Mr. McMillan who leaves the Union Pacific for the most popular city in the West, Omaha. He returned to the city in 1881 from the Milwaukee & St. Paul headquarters in Chicago taking the position of stenographer to Mr. P. P. Shelby, and rising by successive promotions to the responsible position of assistant general freight agent of the Union Pacific. He leaves the Union Pacific where he has been for a number of years, and is going to the firm of Joy, Morton & Co., of Chicago, where the best wishes of his numerous friends in Omaha will attend him.

NOSES IN DANGER.

The Bee is requested to call attention to a dangerous highway which should have immediate attention as a suit for damages against the city is instituted. The place is at the corner of Tenth street and Jefferson square. The snow has piled up as high as the gate and the cross bar of the same is just even with one's face. One man has already been nearly killed by a collision with the bar, and if the proper steps to clear the snow are not taken, numerous accidents will no doubt occur.

AMUSEMENTS.

"THE BLACK FLAG." The next dramatic attraction to appear at Boyd's opera house will be "The Black Flag." It will be presented next Saturday and Monday evenings. The play is written by Edwin Fothergill and company from the Union Square theatre, New York. The scenic and mechanical effects of the play are of a brilliant order. The advance sale of seats opens Friday morning at the box office.

KEENE'S COMPANY DISBANDED.

Although the Tragic Improves, Speedy Recovery is Impossible.

Pathetic Scenes About the Bedside of the Stricken Actor—He Will be Taken to His Brooklyn Home in a Few Days.

Kansas City Times, Jan. 6th: "I never saw such a steady improvement," said Dr. H. C. Baker last night when asked about the condition of Thomas W. Keene. "It has been wonderful. To-day for the first time he understood that his engagement at the Coates house was broken and that his wife was coming to see him. He is also able now to articulate much more distinctly and for the first time he was able to repeat the famous soliloquy, 'Now is the winter of our discontent, etc.' Heretofore he had been unable to pronounce the words winter and summer."

"He is showing wonderful fortitude and is taking his misfortune like a brave man. One of the most pathetic things I ever saw was the look in his eyes when he discovered that his right side was paralyzed. As Mr. Hayden and myself picked him up the night of his misfortune, he reached over with his left hand and lifted his right forehead. When it dropped back again he looked up at us, and such a look it was. Talk about the look of death, I can't be compared with the look of Tom Keene's eyes when he realized his condition. We who saw it will never forget it. He was able to-day to say, 'I am glad it was the most pathetic thing I ever saw in my life. I can easily imagine the mental suffering he must have endured in the brief space of time.'"

"He realizes his condition perfectly now and says he is willing to do whatever is for the best. He wanted to smoke a cigar to-day, but of course the proposition was not given a thought."

"We have ever been able to go on the stage again."

"I think, if everything continues as favorable as heretofore, he will be able to resume his duties in two months at least. Of course having had one attack he will always be liable to a second, but his physicians can, to a certain extent, with proper regard to their directions by Mr. Keene himself, guard against it. He will do whatever he is directed, for he fully understands his condition. I predict that he will be able to walk from his room to the back when he leaves for New York Friday morning."

Mr. Keene's wife is expected to arrive from New York to-night, and husband and wife will be in the city on Friday morning. The company has not been formally disbanded and will not be for six weeks to come, but all the members have been given permission to accept engagements if they desired to do so. Most of the members of the troupe left the city yesterday and the remainder will be leaving on Friday morning.

Mr. Keene's manager, Mr. Lee Townsend, his advance agent, and a few of Mr. Keene's most intimate friends, will remain and accompany him to New York.

Marriage Hints.

ELKHORN, Jan. 6.—The residence of William Hopper, Esq., of this place, was the scene of a very select party on New Year's evening, to celebrate the marriage of Miss Alice Hopper, the daughter of Mr. William Hopper, Esq., to Mr. James Walsh, of McAdell precinct.

At the hour of 8 o'clock the bride was escorted to the altar by her cousin, Mrs. F. W. Corlies. Both ladies were handsomely dressed, and the bride looked charming. Mr. Walsh was led by Mr. W. E. Crassey. He looked very proud on the capture of such a charming young lady.

The presents were numerous and valuable. After the marriage ceremony, which was performed by the Rev. Mr. Preston of Irvington, the company partook of a very sumptuous repast, and enjoyed themselves to the small hours of the morning.

Mr. Walsh is well known in Douglas county, being a resident here for more than twelve years. Few of the hunters and politicians of Omaha who visited the