

SHE STUCK TO HER STORY

Rigid Cross-Examination Fails to Shake Clara Lewis' Positive Direct Statements.

QUITE CERTAIN HAYS FIRED THE SHOT

Yesterday's Proceedings in the Case of the Men Accused of Mayor Miller's Murder—New Witnesses but Little New Evidence.

The preliminary examination before Judge Berra of Dick Berlin and Charles Hays, accused of murdering Mayor Miller of South Omaha, continued to be a drawing attraction. The court was crowded to suffocation again yesterday afternoon, and the crowd stood silently during the four hours' session.

The greater part of the afternoon was given to cross-examining Clara Allen, whose sensational testimony had been given the day before. Attorneys Estelle and Strosor for two hours piled the witness with questions.

In reply to Attorney Estelle's queries, the Allen women related in detail over and over again her story of the occurrence of the fatal Tuesday on the evening of which Mayor Miller's almost lifeless body was found in the weed grown hollow at Eighth and Dodge streets.

Retesting Her Story. She said that Miller was in Lou Scott's house, of which the witness was an inmate, between 12 and 1 o'clock on that day, and that she saw him there with the main and Hays accompanied him. She described the appearance of each of the three men in detail, and said that she saw Miller's body partially concealed by the bank level his revolver at some object down in the hollow and fire. Hays went down the hill with his revolver in his hand, stopped over the spot where Miller was afterward found and walked north up Dodge street until he was overtaken by Berlin, who appeared at the spot first.

Witness said that she did not reveal to the detectives or Miller's friends who called at the house that night her suspicion that the suicide was a murder. The first time she spoke of it was to Deputy Sheriff Thompson on the night that he was arrested, for impeaching an officer in a public house, and she had some remark about the mayor's suicide. She replied that some people might call it suicide but she knew better.

At that point the officer came in and arrested Thompson, who afterward returned, and she said that she divulged her knowledge of the shot fired by Hays. She could not tell the time of the interview. It might have related to Hays also, or to Hays a month. She had afterward gone to South Omaha with Thompson and identified Hays as the man whom she saw fire the shot.

Positive in Her Replies. At this point Mr. Estelle's examination became more dramatic. "You say," said he, "that Mayor Miller and these two men were in your house on the day when he was shot? You say this man Hays fired a shot toward the corner of Eighth and Dodge streets about 2 o'clock on the afternoon of the shooting. You saw a man standing near the spot where Miller was found. Never saw him before or since. He was middle sized, round shouldered, wore dark clothes and a black slouch hat. He had a small mustache and a white forehead." "I saw a man standing near the spot where Miller was found. Never saw him before or since. He was middle sized, round shouldered, wore dark clothes and a black slouch hat. He had a small mustache and a white forehead." "I saw a man standing near the spot where Miller was found. Never saw him before or since. He was middle sized, round shouldered, wore dark clothes and a black slouch hat. He had a small mustache and a white forehead."

Other Women Testify. Mrs. Kate Hime, a washerwoman who lives with her husband at 915 Davenport street, was the next witness. Briefly told her story was that she had seen the man at Eighth and Dodge streets about 2 o'clock on the afternoon of the shooting. She saw a man standing near the spot where Miller was found. Never saw him before or since. He was middle sized, round shouldered, wore dark clothes and a black slouch hat. He had a small mustache and a white forehead."

Perfect action and perfect health result from the use of Dr. Witt's Little Early Risers. A perfect little pill.

INGRATED ON HIS PATENTS. Commencement of a Suit. Interesting Electrical Street Battle.

TO-DAY, Dec. 3.—Suits were brought here today involving every electric street railway in the United States. Two suits were filed in the United States circuit court by Hon. Frank H. Hyde and O. S. Bramback, attorneys representing Benson Bidwell of Rochester, Ind., against the Toledo Consolidated Street Railway. It is claimed that this company has infringed upon Bidwell's fundamental original patents for running electric street cars and the important patent on the use of overhead trolley contact, and also that the patents for the running and lighting of cars with the lamps and trolley system and the lighting of streets and houses along the line from the current which propels the cars have been infringed upon.

Constipation cured by Dr. Witt's Early Risers.

For a Canal from the Great Lakes. CHICAGO, Ill., Dec. 3.—S. A. Thompson, secretary of the Chamber of Commerce, Duluth, Minn., has issued a preliminary circular looking to a call for a convention to perfect an organization for the purpose of forwarding the construction by the national government of a ship canal through United States territory from the great lakes to the Hudson river and thus to the sea. He suggests that the convention be held soon after the Christmas holidays in Washington.

Arrested the Newboys. A brace of young boys, William Olsen and Emil Horstmann were arrested and locked up at the police station yesterday for peddling the Sunday Sun. The authorities are determined to enforce the ordinance to the letter, and every newsboy who sells the publication will be promptly arrested.

Fell From a Third Story. W. M. Bush, a carpenter employed on the new building at Tenth and Capital avenues, fell from the third story of the structure yesterday morning and fractured his right ankle. He was taken to his home at 375 North Eighth street. The accident was caused by a broken joist.

To Assess Damages. The county commission has fixed upon December 30 as the day when they will sit as a board of equalization to assess damages arising from the proposed change of the channel of the Elkhorn river in the vicinity of the town of Waterloo.

After the Millionaire's Money. A claim for \$20,000 has been filed in the office of the probate judge by Eliza W. Palestine against the estate of H. C. Cassel, the Kansas City millionaire, who died several months ago. The claim is for a balance due on a promissory note.

HAPPY THEATER MANAGERS

London Places of Amusement Nightly Crowded with Pleasure Seekers.

LATEST BIDDERS FOR PUBLIC FAVOR

Productions Which Attract and Hold the Through—Old Favorites Given Cordial Greetings—Gossip of Actors from Across the Water.

LONDON, Dec. 3.—The improved weather has brought a gleam of prosperity to the theaters. All the leading houses are doing a capital business and the managers are correspondingly happy. "In Town," at the Prince of Wales theater, and "Ma Ma Looie," at the Globe, are the most notable successes.

"As was expected 'The Old Lady' will be withdrawn from the Clifton theater tonight, but it would be hard to explain the withdrawal from the boards of the Comedy theater of 'The Arabian Nights,' an amusing work which will tonight make way for 'Today,' a new comedy by Charles Brookfield. The play is founded on Victorian Sunday 'diversions.'"

At the Shaftesbury theater, "Margaret," which had a run of over 100 performances, is about to be replaced with a new comic opera entitled "Pat," composed by Edward Johnston. The libretto is by Mr. H. Monmouth, the well known actor.

Unusual interest is taken in the performance of Mr. Carlotta's "Liberty Hall," at the St. James theater. Mrs. Terry's daughter, Alva Craig, will be in the cast. The gastric fever with which Mr. Fred Leslie was suffering in the early part of the work, has developed into typhoid fever.

Catches the Caltow Yacht. A novelty at the Tivoli music hall is the new dance of Marie Leyton, which can only be described as a kind of serpentine dance, with a startling effect produced by the opening into a kind of many colored electric lights, which shine through the electric covering the breast, arms and legs of the dancer. The dance has proved a great attraction to "masquerade," and the place is filled nightly with her devotees youths.

The Waterloo chamber at Windsor castle, which will accommodate 200 guests, and which has been used for a similar purpose, was converted into a theater for the occasion. The stage being too small to accommodate the scenery from Covent Garden theater, Sir Augustus had scenery especially painted for the performance, the regular Covent Garden went to Windsor on a special train. Sir Augustus had scenery especially painted for the occasion of the performance, the regular Covent Garden went to Windsor on a special train.

Still an Attraction. The "Pantomime" at Drury Lane will be arranged from three nursery rhymes—"Bobby," "Little Red Riding Hood" and "Hoppey." "The Fireman's Mascot," a good singing, a span of pretty horses, and the sweetest, prettiest, most charming child in the world.

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FOR THE NEXT COUNTY FAIR.

Annual Meeting of the Douglas County Agricultural Society Held Yesterday.

ARRANGEMENTS HAVE BEEN MADE TO APPRIS HIM

IN GOOD TIME. The train which he is to journey to Plymouth was signalled. The duke, however, quietly missed the train. A special fish train was run almost immediately after the first train had passed, and the station master, when he learned the duke had no objection to traveling on a fish train, stopped it. The duke boarded this train, on which he traveled to Plymouth.

The Star announces that Miss Isabella Urquhart is the latest American recruit to the English stage, and that she will soon appear in London.

A project has been started for the formation of a theatrical trust, with a capital of \$20,000, in which the dramatic and dramatic critics, the American managers and actors will combine for the protection of their various interests. The "trust" is to be formed for the purpose of undertaking all kinds of theatrical business, including the production of plays. Among the managers who have already subscribed for shares are Mr. George Edwards, Mr. Edward Terry, Mr. James Sedler, Mr. Henry Patton, Mr. Haddon Chambers, Mr. Imre Kiralfy and Mr. Clement Scott.

Dr. Galt's "Life of Christ" is being translated into Russian by one of the dignitaries of the cathedral at Moscow. The first volume will be published in that city about Christmas and the three others will follow at short intervals.

A pile of people have died, out Dr. Witt's Witch Hazel Salve will cure them.

Real Estate Owners' Association. There's a call out for a general meeting of the members of the Real Estate Owners association, to be held at 3:30 o'clock tomorrow afternoon in the rooms in the New York Life building. The meeting is called by George H. Boggs, president, and George P. Bemis, secretary of the association.

A committee comprising some of the members of the city council and a number of citizens, is now at work preparing amendments to the Omaha city charter, with a view to presenting such amendments to the legislature for adoption.

The object of this meeting of the members of the Real Estate Owners' association is to receive and consider suggestions as to needed amendments to the charter and have them brought to the attention of the committee, and to determine what changes are desirable in any of the laws relating to real estate.

Marriage Licenses. The following marriage licenses were issued by County Judge Egan yesterday:

Guaranteed by the State. The following are the names of the couples who were married at the County Judge's office yesterday:

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