ESTABLISHED JUNE 19, 1871.

OMAHA, SUNDAY MORNING, FEBRUARY 17, 1901.

SINGLE COPY FIVE CENTS.

# Prices Cut in Two to Close Out All Winter

Large assortment of new and beautiful Silks, Dress Goods, and Wash Goods at special opening sale prices.

## The Leading Dress Goods House west. Over 30,000 Styles Always on Hand,

Spring goods are here by the carload, wool challis-all woll, silk striped, etc.	come and examine our 1,000 styles o
Colored Dress Goods The finest two-faced English venetian, oxford with red back, tan with blue back, gray with black buck, etc.—these goods are the best made and sell for— yerd	Black Dress Goods Priestley leads them all. Priestley's extra fine broadcloth, west England; the finest goods made—yard
English melton in all shades, extra heavy for fine tailor suitings— yard	Priestley's veilings
Scotch tweed, an elegan: imported fabric, 64-inch wide, extra heavy and newer than homespuns, in light gray, medium gray and oxford gray—  yard	Lupin's cheviots, in black 5.00
Mohairs in all the new spring shades and evening shades, in all the qualities from	We are now showing over 1,000 styles wool challis in plain stripes-figured Pe

Embroideries	and Lacas
00 places of half word double fold severe in	100 pieces of all wool dress goods—word 75c, \$1.00 and \$1.25 a yardat
50c	wool challis in plain stripes—figured Per stan dots, etc.—at 39c, 45c, 59c, 65c up to

# chiprolueries and Laces.

This will be the greatest lace and embroidery season seen for years. We open the season with the greatest line ever seen in the city. 25 cases fine embroidery from the grand embroidery auction sale in New York.

Embroideries and insertings at 1c yard. Embroideries and insertings at 21-50 yard. Elegant nainsook and swiss embroidery worth 15c to 25c, all at one price, Monday, 16c yard. All-over embroideries 25c, 75c and \$1-worth 75c to \$2.50 yard. The new batiste, all-overs, \$2 to \$5 per yard. The finest line in the city



money. Allover laces 15c to \$6.00 per yard. New English torehon laces worth 10c to 35c yard, all go at 5c yard.

Slightly mussed underwear laces 2c, 3c and 4c yard-worth 10c to 40c. Needles ic package. Sewing silk 10c doz. SPECIAL-Best quality Brush bindings 5c yard. Plain velveteens 4 yards for 10c Corduroy velveteens 25%c per yard. Special sale on shoe lace for hand bags,

# Special Sale

New 1901 Foulard Silks. Every lady knows that we show the largest stock of Foulard Dress Silks in the city of Omaha. We handle only the very finest and better grades of Foulard, styles that are exclusive, designs that we control, made by the celebrated mills of Cheney Bros. First great Foulard sale to introduce these new styles on Monday. A sale when prices are cut on the linest of silks, in fact our annual, regular commencement sale that thousands of ladies take advantage

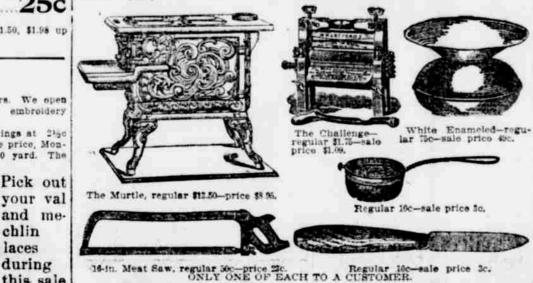
PERSIAN FOULARDS in both CHINA POULARDS-about 20 TWILL FOULARDS, regular \$1 FINEST ROYAL PERSIAN THE FAMOUS ENTERPRISE SILK FLANNEL-A STRONG LEADER FOR MONDAY-This is the new Shirt Walst material—name stamped on selvedge—about 40 pieces, all colors, plain and polka dot-Monday's price, 750 HERE ARE A FEW OF THE EXTRAORDINARY SILK BARGAINS WE OFFER DURING THIS SALE: BLACK CHINA-30 pieces CHECK AND STRIPE WAIST FINE BLACK TAFFETA-70 COLORED CHINA SILKS-50

.20c SILK-about 100 lar 60c quality-41c so on sale-BIG SPECIAL TAFFETA BARGAINS IN BLACK AND COLORS FOR MONDAY-all shades of blue, brown, green red, cerise, old rose, helio, pink, light blue-about 50 pieces, worth \$1.00-also 50 pieces black heavy rustling taffets, worth from

\$1.25 to \$1.50, all 27-inch wide, all perfect new silks, on sale for Monday at, 69c. BLACK PEAU DE SOIE SPECIAL-fine all ANOTHER LOT OF THOSE BEAUTIFUL SPECIAL PRICE MONDAY ON ALL of our 

WINSLOW TAFFETA has established a reputation for itself. No other taffeta enjoys such confidence as does the Winslow. Taffeta is one of the leading silks for spring and Winslow is in GREAT DEMAND. ALL MAIL ORDERS for any of the above silk specials must be in before Wednesday in order to secure same

### Great Bargain Sale in Housefurnishings Monday Regardless of cost-just to make things lively-no ply for spring.



# Furnishing Goods Sale

All the ladies' 50c and 75c Jersey ribbed vests and pants on sale Monday at 25c. All the children's 50c union suits at 25c. Ladies' 50c corsets in all sizes at 39c. The W. B. regular \$2.50 corset in coutile. pink, blue and lavender, on sale at \$1 each.



# manufacture, Monday's price,

# Grand Wash Goods Display.

An immense assortment of ALL that is NEW, nobby, and stylish in washable fabrics, for the season of 1901.

FABRICS IMPORTED DI-RECT from the FASHION CEN-TERS of Europe are NOW on sale.

Grandest variety, surpassing beauty, the acme of style.

We wish to call especial attention to the immense variety of our wash goods collection, making the choosing of summer fabrics, from a line embracing over 2,500

DISTINCT MAKES AND KINDS. Wide range to suit all in bolts, fine grade, all silk, regu- pieces in all bright shades, all every respect.

We show now 479 styles in the celebrated | Wm. Anderson's fine Madras Shirtings, in imported Irish dimity, ranging from the over 200 styles, positively the largest and staple patterns to the fancy floral effects, at 360 styles in FRENCH SUBLIME FOULARD supplied. Range from 25c to 50c a yard. the richest lustre and most silky fabric produced, at ..... 50 styles in American tissue foulard, in ginghams for shirt waists, in excellent designs, copies of foreign goods, at . 278 styles in satin Raye dimity (the bandsomest dimity in every way of-50c fabrics. fered) for sale at ... 100 styles in Irish linen for shirt 35c waists, plain colors and stripes.... 169 styles in the genuine French percale, waist madras, 32-in. wide, in

or (Alsace cretonne) noted for its fineness and exquisite printings, for shirt waists, children's wear, etc.. St. Gaul Swisses, in embroidered designs, which we control in the wide widths, considered the finest wash fabrics in the mar-

St. Gaul Swisses, in the ordinary widths. Sale at 121c. in grand embroidered effects, at .....

25c shirt Makers and the trade generally.

The greatest collection of 25c grades from 10c to 25c.

Every thing new in woven

50c grade of fine linen shirt newest stripes, go on special 25c sale tomorrow at 25c yard.

> All the newest, yard wide novelties, in percales, now on

75c-98c Out of town customers sup-Mous De Soie, in plain colors, dots, lace, stripes, satin stripes, creped and the new week, as work on getting out Ombre Ridgeway effects, a fabric \$1.00 week, as work on getting of of great popularity, 45c to .... \$1.00 lines will then be completed.

# Linen Department

Linens, Muslins, Sheetings, and Bed Spreads, at prices that speak for themselves. A few of the special things for

A few of the special things for Monday a	re:
Heavy 4-ply yarn crochet spreads, 98c worth \$1.75, Monday, each	64-inch Mercerized fine bleached Table Damask—selling other places 50c
Some more of those fine large 221c	Fine 12-4 Marseilles spreads-worth \$3.00-
Monday, yard	Monday, each— at
68-inch very fine blenched Damask, Irish	4-4 fine L. L. Muslin, yard— 41c
manufacture, Monday's price, yard	worth 10c yard, at $6^1_2c$

9-4 Bleached Sheeting, excellent quality, Monday at 18c yard. 8-4 Brown Sheeting, equally as good as the above, at 17c yard.

Judge Fawcett Sustains Injunction Against different complaints against the plaintiff for Shields and Others.

Court is Emphatic in Its Ruling Against the Men Who Entered Into Conspiracy Against the Editor of The Bee.

The persecution of Edward Rosewater, started by County Attorney George W. Shields and his deputy, I. J. Dunn, Miles Mitchell and P. J. King, police chief and police judge, respectively, of South Omaha, has been stopped by order of the district court. Decision in favor of Mr. Rosewater was rendered by Judge Fawcett yesterday morning. Some days ago Mr. Rosewater filed a peti-

tion in the district court alleging that Shields, Dunn, Mitchell and King, for the purpose of annoying him and preventing him from giving proper attention to his any law, but it was never the policy or incandidacy for United States senator, had tention of the law to mulct a defendant in entered into a conspiracy for filing numerous and successive complaints charging bin with violation of the corrupt practices ac of the state and causing his arrest and trial on each separate information, when the object of vindicating any law violated by him might be attained by one arrest and one trial. Mr. Rosewater asked for an injunction restraining Shields and the other conspirators from making a multiplicity of might be joined in one action.

## Numerous Reasons Cited.

E. W. Simeral, counsel for Mr. Rosewater, assigned several grounds in support of the plea for an injunction, as follows: First, that the corrupt practices act of

this state does not apply to candidates for the United States senate. Second, that when a defendant in a criminal prosecution waives a preliminary examination the state has no right or authority to proceed with the examination of wit-

Third, that section 1 of article iii of chapter xxvi, relating to elections, provides only a single penalty for a violation of any one fendants that a court of equity will never

or all of its provisions. that each violation of section 1, article iii, is cours of equity to interfere and prevent the a separate and distinct offense, they can all prosecution of a multiplicity of criminal be joined in one information under different actions when they can all be joined in one. counts and that it is the duty of the state To hold that a court of equity has not that

state should be compelled to so join them.

## Judge Fawcett Explains.

PLAIN CASE OF PERSECUTION | joined in one complaint, and if they can be, it is also clear that they should be. Under the undisputed record before the court it appears that the defendants are about to file in the nighborhood of seventy the violation of section 1, article iii, all of the offenses being of a like character and covering substantially the same ground. If different complaints for these offenses of a like character and growing out of the same transaction, then the plaintiff may be arrested seventy times, brought into police court, obliged to employ counsel to represent him in seventy preliminary examinations, and also to defend him in seventy different trials in the district court, eutailing an enormous amount of unnecessary expense. And the mere fact that the defendants are willing to go to all the trouble and labor and loss of time incident and the trial of seventy different cases. when they can all be tried in one, is conclusive evidence that it is done for the purpose of harassing and annoying the plaintiff.

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during

this sale

Unnecessary, Onerous, Oppressive. "The policy and intention of the law is to punish every person for a violation of unnecessary costs. And, in this case, if the plaintiff has been guilty of seventy different violations of our corrupt practices act, he should be vigorously prosecuted for every one of those violations, and, if convicted, and they are separate offenses, should be punished for each violation, but the simple fact that he may have violated the law in seventy different instances is no reason why the officers of the state should complaints against him on practically the add to the penalty provided by the statute ever it is clear that an official may perform his official duty a certain way, and by the performance of it in that way his full duty will be performed and no one unnecessarily injured, it is the duty of a court of

the party with whom he is dealing un-

## abnoyances.

Law is Not to Persecute. "In other words, the policy of the criminal aw is to prosecute, but never to persecute. I fully agree with the contention of deinterfers to prevent a prosecution of a Fourth, that even if the court should find criminal action, but it is the duty of a power might, in many instances, be dis-The judge did not decide either of the astrons in the extreme. And, in this arst three questions raised by the petitioner, as the conclusion he reached on the ever as to the right of the state to fourth point made it unnecessary for him prosecute every one of these charges to decide them. The court ordered the in- against the plaintiff in one information, I function on the ground that even if each would unhesitatingly refuse to grant the Violation of section 1, article tit, is con- injunction, but, believing, as I do, that burg purchased the old Cozzens house propsidered a separate and distinct offense, they the state clearly has the right to vindicate erty at Tenth and Harney streets for \$18. may be joined in one information and the and enforce its laws and prosecute the the provisions of our criminal the useless expense of having seventy dif- scutive committee that she was willing to subscriptions, but the names of contributors They have decided that the jurisdiction at

black, pure silk china, regular

Omaha Presbyterian Theological Seminary Buys College Site.

From Herman Kountze the Seminary Authorities Purchase a Commandthe Location for the Proposed \$50,000 College Building.

After much consideration the executive fund. The committee hopes to make a sale committee of the Presbyterian Theological seminary of Omaha has definitely settled new college may not be delayed. to the filing of seventy different complaints upon Kountze Place as the location of the new \$50,000 college building which is to be erected before the fall term opens. The whole of the six-acre tract on the

west side of the Twentieth street boulevard, covering the two blocks, north and south, from Spencer to Emmett street, and one block east and west, from Twentieth to Twenty-first, has been purchased from Herman Kountze for \$20,000. The committee considers that it has secured the best site in Omaha for the purpose. The north side of the grounds is only one block from the main entrange to the old Transmississippi Exposition grounds, now being

converted into a public park. Convenient to the Cars.

The college will be conveniently situated Sherman avenue line, and but little farther from the Twentieth and Lake streets line. same allegations and causing his arrest and by piling upon him an unnecessary, onerous Spencer street, on the south side, is paved, trial on innumerable informations that and oppressive amount of costs. When and with the boulevard in front much of special improvement taxes will be saved. wires are, of course, all available and, in in some other manner which will be suburban churches of Omaha. burdensome and oppressive and entail upon

necessary and burdensome costs and of visiting the Auburn, N. Y., seminary and now at work raising money for the endow- satisfy the foreigners. others with a view to determining on the ment. kind of building to be erected. He is expected to return shortly, when plans will be agreed upon and the work of construction will be begun at the earliest possible date. The building will be of brick and will cost in the neighborhood of \$50,000. It will front east on Twentieth street, but the exact size of the structure has not yet been decided upon. It is intended, however, that it shall be so placed that other buildings can be added as the colloge grows. The grounds will be laid out with walks and trees, and every effort will be taken to make the seminary plot attractive and

## Corsens House Deal.

Eight years ago Thomas McDougall of This they leased to the seminary for plaintiff for every offense with which the a period of ten years for the nominal sum state is now seeking to charge him under of \$1. Since then Mr. McDougall has died. one complaint. I feel it to be my duty to leaving a will in which he bequeaths his in-

### MOUNTZE PLACE IS CHOSEN with the condition that all the money de- CHINESE REJECT DEMANDS should be used in the erection of the new building.

Since this letter was received the committee has been quiety at work soliciting subscriptions, and through the efforts of John C. Wharton and others the money for the site has now been pledged, and further VICTORY SCORED BY MR. ROSEWATER the defendants are permitted to file seventy CONSIDERATION IS SAID TO BE \$20,000 donations toward the cost of the building CONSTERNATION AMONG DIPLOMATS are coming in. The executive committee has already been offered \$25,000 for the old property at the foot of Harney street, but they regard the place, which is situated in the best part of the wholesale district of Omaha, and close to the railway tracks and to the two principal depots, as worth \$35,000. Whatever is received from the sale of this property will go into the building

Source of Contributions.

opened entirely free from debt. the east, including one of \$2,500 from J. was not contemplated when the general for street cars, being about four blocks Pierpont Morgan. The residents of agreement was signed. The imperial govfrom the Twenty-fourth street line and the Kountze Place were especially liberal, ernment says, in short, that the powers

ing in that part of the city. There are now five professors of the sem-

## EXHIBITS COMING RAPIDLY

Almost Everything from Buggies to Cough Syrup is Being Received by Auditorium Committee.

The auditorium committee is beginning prisoned. to receive stock for a first-class drug store. This was started yesterday by the dona- culprits who are already dead, but all their tion of 720 bottles of a well-known cough honors are canceled, also the posthumous remedy, which will be placed among the honors granted to their families. goods on display at the industrial expo-Cincinnati and Mrs. William Thaw of Pitts- of the committee and that they would ar- scarcely consider this repetition of the building by March 1

buy a permanent site for the college coupled what work has been accomplished.

Note from the Court Flatly Refuses to Execute the Decrees of Death.

Willing to Decapitate Two and Possibly Three and Allow Those

Already Dead to Remain

NEW YORK, Feb. 16 .- A dispatch to the

in that Condition.

Herald from Pekin says: A new turn in soon, so that the work of construction of the | the peace negotiations has caused a diplo matic earthquake among the ministers. A brief and almost insulting note from the court has arrived, flatly refusing any further The general subscriptions have come executions than the two previously decreed. from a large circle of friends and the com- Yu Hsien, governor of Shan Si province, mittee is especially grateful to the people will be decapitated, and Prince Chwang of Omaha for their liberal contributions will be allowed to commit suicide. The and the generous spirit they have mani-fested. As the result of this there is former minister of justice, may be included every reason to hope that the new sem- among those to suffer death, but the court mary will be completed in time for the reserves its decision in his case. It also opening of the fail term and that it will be bluntly stated that no further initiative will be permitted to Li Hung Chang and The names of the subscribers have not Prince Ching, who are berated for having been given out, but it may be mentioned failed to protest vigorously against the dethat Herman Kountze, who sells the site, mand of the ministers for six executions is making a contribution of \$7,000 to the three posthumous and three documentary. suilding fund and that several large sub- The court calls this demand preposterous scriptions are among those received from and impossible to meet, and says that it about \$4,000 being received from persons liv- ask outrageously too much and cannot be

satisfied. PEKIN, Feb. 16 .- A message was deinary, which is under the control of the livered to the foreign ministers before general assembly of the Presbyterian the meeting this morning, from the Chinese Water and sewer, gas and electric lighting church. Dr. M. D. Lowrie is the president peace commissioners, which contained the and Dr. Marshall of Iowa is president of wording of an edict, dated yesterday, pracaddition, the property is situated in the the board. A class of nine graduated last tically reiterating the recent dispatches of midst of a fine residence district and in year and a large attendance is expected the Associated Press, sentencing Prince equity to prevent him from performing it close proximity to a number of the best during the coming year. At the last meet- Ching to commit suicide, and Yu Hsien ing of the general assembly a resolution (former governor of the province of Shan Dr. M. D. Lowrie, president of the semi- was passed pledging \$100,000 as an endow- Si), to be executed, both in the presence nary, is now in the east for the purpose ment for the seminary and a committee is of a high government official, in order to

Chi Shiu and Hin Cheng Yu will have their cases investigated by Li Hung Chang and Prince Ching, whose report the emperor will take before execution is pro nounced.

General Tung Fuh Stang is deprived o his rank and will receive further punishment afterward. Yang Nian and Chao Su Kian are im

Sentence of death is suspended on those

Owing to the lateness of the hour at sittion. A local dealer notified the super- which the translation was made, the minisintendent that his firm had under way ters did not consider the matter this morntwo buggles which were to be the property ing. leaving it until Monday. But, they

rive in time to be placed in the exposition edict a proper answer to their demands. as it means only one head instead of those One typewriter and a consignment of demanded. Still, they think that after the cigars were sent to the committee yester- Chinese New Year, if insistence is made, the reply will be as required. At an informal meeting of the committee | The ministers have considered the plans The court, after the citation of numerous say that the state must take that course and terest in the ground to the seminary. A at noon it was reported that several hunner and the state must take that course and terest in the ground to the seminary. A at noon it was reported that several hunner and the state must take that course and terest in the ground to the seminary. A at noon it was reported that several hunner and the state must take that course and terest in the ground to the seminary. A at noon it was reported that several hunner and the state must take that course and terest in the ground to the seminary. A at noon it was reported that several hunner and the state must take that course and the state must take that the state must take the state m

tary expeditions.

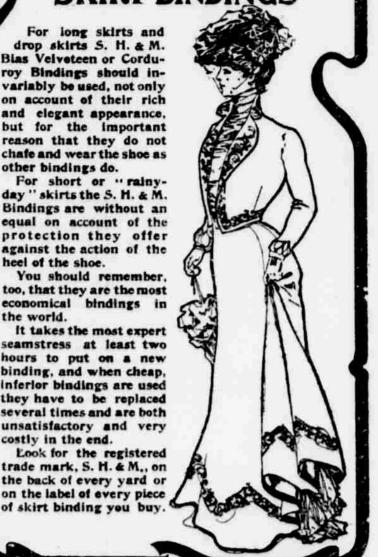
# **SKIRT BINDINGS** For long skirts and drop skirts 5. H. & M.

roy Bindings should invariably be used, not only on account of their rich and elegant appearance, but for the important reason that they do not chafe and wear the shoe as other bindings do. For short or "rainyday "skirts the S. H. & M. Bindings are without an equal on account of the

el of the shoe. You should remember. too, that they are the most economical bindings in the world.

It takes the most expert seamstress at least two hours to put on a new binding, and when cheap, inferior bindings are used they have to be replaced several times and are both unsatisfactory and very costly in the end.

Look for the registered trade mark, S. H. & M., on the back of every yard or on the label of every piece of skirt binding you buy.



# JULES LUMBARD TO REMAIN CURTISS TURNER PARK PLANS

Finds He is No Longer in Sympathy Fountain to Adorn Its Center, with with the Institutions of the East.

Jules Lumbard, who, on account of age, has been retired from the position of local representative of the Star Union Freight line, has decided to remain in Omaha. "1 used to live in New York," he said. "and had many friends in Chicago and Philadelphia. In former years I have looked forward to the time I would retire from active life and spend my remaining years code and decisions of the supreme court ferent trials when justice may be done to deed her five-ninths interest in the property of the seminary whenever the committee that all of these various offenses with which the plaintiff is charged can be diented."

They have decided that the jurisdiction at there as well as with me and those things whenever the committee that all subscriptions, but the names of contributors. They have decided that the jurisdiction at there as well as with me and those things which once I thought I would enjoy interest all volunteer solicitors to be present held covered only the local losses of citizens and that the home governments me no more. The result of my visit was to meeting Monday, as it desires to know what work has been accomplished. is my permanent home."

Pootpaths Diverging to Outer Driveway.

W. K. Adams, superintendent of city parks, has prepared a plan for Curtiss Turner park which will be submitted to the Board of Park Commissioners at its next meeting. There is to be no driveway through the new park, but a roadway will be provided along the east side. In the center of this breathing spot Mr. Adams hopes to have a fountain constructed and in one of the eastern cities. I was back pathways which will lead from the edge of there a short time ago, however, and find the inclosure to the fountain court. Many that I have lived so long in the west that new trees and shrubs have been planted would not be satisfied in the east. The since the ground was graded and as soon changes which time brings are in evidence as weather permits more work will be done there as well as with me and those things and the park will be made ready for the use of the public.

Sir Francis Cook Dying. LONDON, Feb. 18-Sir Francis Cook is dying. He was born in 1857.