

MRS. MABRAY IS SET FREE

State Fails to Make Out Its Case Against the Accused Woman.

STORIES TOLD AT PRELIMINARY TRIAL

Justice Shoemaker Rules that the Prosecution Did Not Offer Evidence Strong Enough to Warrant a Conviction.

Mrs. Mollie Mabray, the alleged acid thrower, is free. Justice Shoemaker discharged her Tuesday afternoon after a preliminary hearing that occupied the greater part of the day.

Maud Hanson was the first witness on the stand. She told how Mrs. Mabray, in company with a young woman named Nettie Myers, had entered her rooms at Sixteenth street and Capitol avenue on the forenoon of September 12 and asked to see some fashion plates. While they were examining the plates a woman named Mrs. Green of Albany, Neb., had entered. Then Mrs. Mabray had seen her husband's picture on the mantel and had asked what she (Miss Hanson) was doing with it. "Well, I am Mrs. Mabray, his wife," were her next words, "and I guess I'll take it with me."

"I told her," testified the witness, "that she could have it for all I cared, as it was my property."

Then Miss Hanson told the story of Mrs. Mabray's second visit.

"She went away with Miss Myers as soon as she got the picture and about an hour later she came back again, this time alone. I heard someone rattling at the screen door in the hall and went out to see what was wanted and was surprised to find it was Mrs. Mabray back again. She started the conversation by saying, 'I want to tell you that you are anything but a lady.' I told her I didn't have time to discuss that, and then she said, 'If you ever speak to Mr. Mabray again, or let him come into this hall-way again, I'll fix you and fix you proper.' I told her I wasn't afraid of her, and that if she drew a bottle from the bosom of her dress and dashed the contents of it into my face, throwing it through the screen, I screamed and ran into Mrs. Pillsbury's room. I didn't see anything more of Mrs. Mabray, as I was half blinded by the acid."

Mrs. Anna Pillsbury, who occupies two rooms leading off the hall, corroborated Miss Hanson's testimony in part. "I saw the acid thrown," she said, "but I overheard a few words of the conversation that passed between them before it was thrown and I heard Miss Hanson address the woman as Mrs. Mabray. The first time Mrs. Mabray came up I had a good look at her."

Druggist Identifies Bottle.

N. A. Kuhn, druggist, identified the acid bottle as having come from his store. It was a two-ounce phial, bearing a skull and crossbones label, upon which were written the words, "carbolic acid." About a tablespoonful of the fluid still remained in it. The druggist examined it. "I would say it was about 35 per cent carbolic acid," said he. "If it was any stronger than that it would crystallize in this temperature."

"Is this stuff as strong as what is commonly known as virginal?" asked the justice. "I would say it was just about the same," was the answer.

Dr. E. R. Porter, who had attended Miss Hanson, described the nature and location of the burns. He said that her left eye was somewhat affected, but not permanently, and that she would eventually entirely recover from the burns. At no time had her life been in danger. He had called twelve times to treat her.

Mrs. Sophia Priest, one of the tenants of the house, testified to finding the acid bottle on the window ledge in the hall, and identified the one in evidence as the one she had found.

On cross-examination the attorney for the defense asked Miss Hanson several questions as to her relations with John Mabray, most of which were ruled out by the court. She denied that her relations with him had ever been improper. She had been acquainted with him, that was all. Asked as to her occupation, Miss Hanson said she was a taildresser.

Defendant Tells Her Story.

At the beginning of the afternoon's session the defendant was called to the stand. She admitted that she had arrived in Omaha from Kansas City on the day preceding the assault and then went on to tell what she had done and where she had been on September 12. She denied having returned to Miss Hanson's apartments after the occasion of her first call. Asked where she was at 12:30 of that day she answered that she had been at her rooming house, 312 Douglas street, in consultation with a man named J. W. Wilson on a matter of business.

She had first seen Miss Hanson about two and a half years ago in the Boyd theater, in company with her husband, John Mabray.

Nettie Myers, a stenographer, followed Mrs. Mabray on the stand and in part corroborated her testimony. She admitted accompanying her to Miss Hanson's rooms about 11:30 in the forenoon and a short time after that parted company with her. She added that she had been in correspondence with Mrs. Mabray in Kansas City.

J. W. Wilson, 2312 Douglas street, was the fifth witness. He thought it was about 12:15 that he met Mrs. Mabray at the Douglas street address, when he was in consultation with her for fully an hour.

Miss Madge Kiley, who rooms with Miss Nettie Myers at Sixteenth and Capitol avenue, saw a woman rushing down the stairs of that building about 12:30 on the afternoon of September 12. The woman was dressed in black and was much excited. She was a stranger to the witness, but the witness was certain she was not Mrs. Mabray, whom she has known three years. About this time the witness detected a strong odor of carbolic acid in the hallway.

The case was concluded at 4 o'clock and

the defendant was discharged, the court holding the evidence offered by the state to be insufficient.

HELD FOR IOWA OFFICERS

Mrs. Dora Miller in Custody Here Awaiting Return to Wellsburg

Mrs. Dora Miller is being held at the city jail to await the arrival of an officer from Wellsburg, Ia., where she is wanted on a charge unknown to the Omaha police. She was arrested yesterday in company with E. E. Irinkerman, with whom she has been living.

Mrs. Miller says she is the common law wife of a Wellsburg man and is the mother of several of his children. Recently she became tired of his abuse and applied for a divorce, but could not obtain it because there had been no marriage. Then she left him and came to Omaha with Irinkerman.

S. A. Ingalls, Crown Point, N. Y., writes: "My wife suffered from kidney trouble for years. She was induced to try Foley's Kidney Cure and in less than a week after she began using it she was greatly improved and three bottles cured her."

All kinds of baths, scientific massage. Ladies only. The Bathery, 216-220 Bee bldg. Tel. 1716.

Buffalo Pan-American Tickets

via the Nickel Plate road, \$13 for the round trip, good fifteen days; \$16 for round-trip tickets, good twenty days. Three through trains daily with vestibule sleeping cars. Meals in dining cars ranging in price from 35 cents to \$1. Address John Y. Calahan, general agent, 111 Adams street, Chicago.

Diamonds, pearls, rubies. Edholm, Jeweler.

Illinois Central Railroad.

Official line to missionary convention of the Christian church, Minneapolis, Minn., October 10th to 17th.

The Illinois Central railroad has been declared the official line from the state of Nebraska to the Minneapolis convention. Special service has been arranged for the delegates to leave Omaha union depot Wednesday, October 9th, at 8 p. m. Tickets on sale October 9th, 10th, 12th and 14th, good for return until the 19th, at rate of \$10.65 for the round trip. By depositing ticket with the joint agent limit can be extended for return until October 31st. Call at city ticket office, 1402 Farnam street, for full particulars and reservations in special sleepers, or address,

W. H. BRILL, D. P. A., Omaha.

Wedding silver. Edholm, Jeweler.

St. Louis, Mo.

From Oct. 6 until Oct. 11 the Missouri Pacific Railway will sell round trip tickets to St. Louis, Mo., at the one way rate. For further information call at union station or city offices, S. E. Cor. 14th and Douglas Sts. THOS. F. GODFREY, P. & T. A.

Physicians recommend our treatment for rheumatism as the most successful. Ladies only. The Bathery, 216-220 Bee bldg. Telephone 1716.

Don't despair, take Cramer's Kidney Cure, two sizes, 50c and \$1.00; all druggists.

Kansas City, Mo.

From Oct. 5 until Oct. 13 the Missouri Pacific Railway will sell round trip tickets to Kansas City at the one way rate. For further information call at union station or city offices, S. E. Cor. 14th and Douglas Sts. THOS. F. GODFREY, P. & T. A.

Send articles of incorporation, notices of stockholders' meetings, etc., to The Bee. We will give them proper legal insertion. Telephone 238.

Publish your legal notices in The Weekly Bee. Telephone 238.

Why suffer with rheumatism? The Bathery, 216-220 Bee bldg. Telephone 1716. For ladies only.

Ask J. C. Green if Cramer's Kidney Cure is good. 50c and \$1.00; all druggists.

Chating dishes. Edholm, Jeweler.

DIED

BERTELSEN-Nielsen, aged 77, Sunday, October 6, Funeral Wednesday, October 8 at 2 p. m., from residence, 1822 South Twentieth.

COAL

Are You Particular
Don't want the lawn cut up?
Don't want a swearing, swaggering driver about?
We Can Please You
on all these points and send you the best coal mined, free from dust, dirt and slate.

COAL
C. B. Havens & Co.,
1522 Farnam St.
Tels. 317 and 828.

Fall Pictures

This is a good time, now that the leaves are turning, for taking nice photos. We are exclusive dealers in kodaks and cameras and can show you the largest assortment of high grade instruments in the west. Our No. 22 5/7 Special is the best camera on the market today for the money. Call and see us or write for particulars.

THE ROBERT DEMPSTER COMPANY

1215 Farnam Street.
Wholesale and retail dealers in Photo Supplies.
Developing and Retouching for Amateurs.

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Corn meal 15c sack. 24-lb. sack pure eye flour 45c. 10-lb. sack pure graham 15c. 24-lb. sack pure rye graham 45c. Fancy evaporated California peaches, new, 1901 crop, 9c. Strictly choice California peaches, new crop, 1901, at 12 1/2c. Very good old crop peaches, 6 1/2c. New crop evaporated blackberries, 9c. New crop evaporated apricots, 1901, at 12 1/2c. New cleaned Patrous currants, 12 1/2c. New California muscatel raisins, 10c. New California prunes, 9 1/2c. 4c. 5c. 8 1/2c. and 12 1/2c.

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DELICIOUS AND PURE.

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HAYDEN BROS.

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The Nickel Plate Road

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Reed & Barton silver. Edholm, Jeweler.

Wait for the sale of Madeup Carpets and room sized Rugs, Monday, October 14th.

BRANDEIS BOSTON STORE & BONDS

WEDNESDAY HAYDEN'S BARGAIN ROOM

Wednesday will be the greatest day of the big sale—everything will be put at prices that will take them as fast as they can be wrapped. Furnishing goods, dress goods, silks, blankets, flannelet at prices that look doubtful until you investigate.

Every article advertised will be exactly as represented.

Standard Prints 3c

All the fine standard prints—fancies, indigo blue, robe and worth 5c, 6c and 7 1/2c, will go at 3c.

Also apron check gingham, worth 6 1/2c, will go at 3 1/2c.

Dress Goods

75c black cheviot, 49c.
75c granite, all colors, 49c.
\$1.00 36-inch homespun, 49c.
\$1.50 all wool novelties, 49c.
75c all wool henriettas, 39c.
75c black satin berber, 39c.
75c black crepons, 29c.
50c serges, all colors 29c.
50c all wool ladies' cloth, 31c.
\$1.00 waistings, 49c.
75c waistings, 39c.
60c F. each flannels, 24c.

Silks and Velvets

25c silks, 15c.
\$1.00 silks, 39c.
\$1.50 silks, 49c.
50c waistings, 49c.
\$1.00 corduroy, 39c.

Special Sale on Blankets and Comfortres

59c, 75c, 98c

Men's \$1.00 underwear, 39c.
Men's 75c underwear, 29c.
Men's 50c underwear, 19c.
Children's 25c underwear, 10c.

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Our new candy maker was for many years one of the leading candy makers in the celebrated Huyler factory in New York City and is very desirous to show the Omaha people how high grade candy looks and tastes when pure, fresh and well made. Note the following prices: Eclipse mixed candy, 8 1/2c. Crown mixed, 7 1/2c. Moonlight Kisses, 18 1/2c. Hobson Kisses, 15c. Swedish Kisses, 12 1/2c. Sunbeam Kisses, 12 1/2c. Trilby Kisses, 10c. Bon bon, 7 1/2c. Vanilla cream, 25c. Rose cream, 22c. Mint opera cream, 24 1/2c. Butter cream, 22 1/2c. Opera wafers, 25c. Maple wafers, 25c. Fine hand made chocolates, 20c. Fine marshmallow chocolate, 25c. Cream almonds, 25c.

HAYDEN BROS.

The Bathery is open Thursday and Saturday evenings. For appointments telephone 1716 or call 216-220 Bee Building.

The Nickel Plate Road

will sell tickets each Tuesday, Thursday and Saturday during October to Buffalo, Pan-American exposition and return at 8c. good in coaches; return limit five days from date of sale. Tickets with longer limit at slightly increased rates. Three through daily trains. Chicago passenger station, Van Buren street and Pacific avenue; city ticket office 111 Adams street, Chicago.

Reed & Barton silver. Edholm, Jeweler.

Why Not Make Your Money Spend Well? Study Our Grocery Specials.

Corn meal 15c sack. 24-lb. sack pure eye flour 45c. 10-lb. sack pure graham 15c. 24-lb. sack pure rye graham 45c. Fancy evaporated California peaches, new, 1901 crop, 9c. Strictly choice California peaches, new crop, 1901, at 12 1/2c. Very good old crop peaches, 6 1/2c. New crop evaporated blackberries, 9c. New crop evaporated apricots, 1901, at 12 1/2c. New cleaned Patrous currants, 12 1/2c. New California muscatel raisins, 10c. New California prunes, 9 1/2c. 4c. 5c. 8 1/2c. and 12 1/2c.

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