Price.

Man Convicted of Murder Given

Another Chance by Court. JUDGE'S INSTRUCTIONS SCORED

Twenty Thousand Dollars Alimony to Valeria Allennach-Cunningham Cleared.

(From a Staff Correspondent.) JACOLN, Oct. EL-(Special.)-The death catence of George Wilson of Brown county s reversed by the supreme court and the case remanded for a new trial. Wilson was convicted of the crime of murder in the first degree. The person alleged to have been killed was Jacob Davis, ir., and the crime was alleged to have been committed in Ainsworth. Davis was brutally murdered near his own door on the night of December 27, 1909. There was indicaon that he had been robbed. He was struck on the head and the skull fractured and shot through the head. Davis was never restored to consciousness and died within a few hours after receiving his injuries.

The question of Wilson's connection with the crime was based on circumstantial evimony to prove that the accused had deserted from the United States army a short time before the murder. The supreme court holds that it was error to allow this proof by the state.

The prosecution presented evidence to show that the accused was a married man. that his wife resided in South Dakota and after coming to this state he had agreed to marry another woman. The prosecution caused the wife of the accused to come from South Dakota to take her place within the bar during the trial and projury. This is held improper practice. The attorney for the prosecution, in his speech to the jury said: "If this jury find this defendant guilty and do not bring in a verdict recommending the death penalty, no member of this jury need come to me

no member of this jury need come to me and apologize, or to apologize to any member of the audience." This is held by the supreme court such a gross violation of the rules of argument as to require the strongest censure.

Cand Must Pay the Alisseny.

Mark Coad must pay to Valeria Alienpach \$20,000, the judgment she secured assainst him in her sult for divorce and alimony. The supreme court overruled the motion to recall the mandate and reduce the amount of the alimony. This istest order, it is said, will settle the case and the money will have to be paid over to the plaintiff. The woman claimed to be the common law wife of Mark Coad and alied the two lived together by agreement. As such she brought suit for divorce and alimony.

Criser Gets Freedom.

George Critser, who was arrested on a charge of murder with one Heddendorf, has been ordered discharged by the such security. The defendance of the people that came before the senate of which he was a member.

DR. PUTT OUT WITH AN APPEAL

has been ordered discharged by the suprome court. The defendants obtained separate trials and Heddendorf was sentenced to the penitentiary for life. This decision was reversed by the supreme court. Criteer was held in Jail until after two terms of the district court had been held. His lib- son of the Soldiers' Home, is sending out erty was demanded by hisattorneys and an appeal to every Grand Army post in the motion was overruled by the district the state, and to every legislative candicourt of Harlan county. The county at- date urging betterments at the foldiers torney then dismissed the complaint. The and Sailors' home. attorneys for Critser appealed to the court The improvements Dr. Putt appeals for, either to discharge the defendant or to and in the interest of securing which he give him a trial. This motion was over- urges the posts to beseech their candidates ruled and the supreme court today reversed for the legislature are "an elevator, more the district court and ordered the defend- sanitary conditions in the main building.

Pop Candidate in Twenty-Ninth. the Twenty-ninth senatorial district, will padded room for the insane, a new and not get his name on the populist ticket. The mandamus proceedings started by his the hospitals and such steps as will make attorneys against Secretary of State Junkin a flag station of the home or given some in' the supreme court to force him to transportation facilities on the Buriington, place the name o nthe bailot was continued which runs through the home grounds to indefinitely today. Junkin held there was the dity." no vacancy on the populist ticket because the party had failed to nominate a candidate, therefore the committe had no authority to nominate Sayer.

Cunningham Escapes Payment. Jasper B. Cunningham, former county treasurer of Hamilton county, does not gram.)-Otto Birney, a prominent real have to pay interest on county money for which suit was brought by the county, was stricken with paralysis this afternoon

bond for interest which he has not col- spoke cheerfully and fell to the floor unlected and has been unable to collect upon the public funds in his care unless it appears that some act or neglect of his has prevented or hindered the collection of auch interest."

Only two banks in Hamilton county qualified as county depositories and both of these banks had in them all the county money they could legally handle. The vault in the court house was unsafe for the keeping of money, so the treasurer, with the consent and upon the advice of the county commissioners, deposited the money in these banks, taking time certificates in his own name, which he at once signed over to himself as county treasurer. These certificates were carried as eashtie settled with the county commissioners and had gone out of office before the surt and for interest on the deposits was started. The lower court decided for him and this decision has been affirmed.

Manuel on Dublman.

C. B. Manuel, chairman of the populist state committee, gives out the following interview concerning the present campaign in Nebrasia:

KEARNEY—Gus Roudebush, son of B. F. Roudebush, this city, was injured by a truck at the station running over him and healting his instep. paign in Nebraska;

Shall the people rule?

You will at once recognize this as the democratic slogan of two years ago. Then the democrate were much in favor of the people, but now how different. They are afraid to give the people an opportunity to say what they desire along temperance loca for lear that personal liberty may are abridged.

be abridged.

What is personal liberty? To hear Mayor Oshiman you would get the idea that it means the privilege to drink as much of any old kind of stomach wash whenever you choose and at any time you choose without any restraint or indidrance. Why does he limit his personal liberty thus? Why not extend it to too fullest extent? Most laws are founded on the ten commandments and thou shall not can be seen in almost every line.

but falloss extent? Most laws are foundered to the feet commandments and thou shall not can be seen it almost every line.

It is not favor of the minority ruling the feet of the feet of the running hither and fulther over the property of the running hither and fulther over the property of the running hither and fulther over the property of the running hither and fulther over the property of the running hither and fulther over the property of the feet of the section and one of the old property of the feet of the section and one of the old property of the feet of the section and one of the old property of the feet of the fee

Nebraska State Library Association Convention



MISS GUESS HUMPHREY. Secretary-Treasurer.

The sixteenth annual meeting of the Nebraska Library association was held in Lincoln, October 19-21. The President, Miss Jennings, librarian of the Kearwere hald in the lecture room of the Lincoin city library and at the state farm. The practical side of the program was

given largely by members of the association and covered books on agriculture, reference treasurer. books for a small library, book bindings, non-fiction collections for a small library. disappine of a college library reading room,

One session was given up largely to the subject of library legislation. The school Bbrary law as it now stands was discussed fully by F. S. Perdue of the office of state superintendent of public instruction. The number of trusteen for a public library was discussed by Mrs. Howell of Alliance and the library by Miss Charlotte Templeton of the library commission. Judge C. B. Letton, of the supreme court, gave a full account of the extension of the use of the Hhrary to the people of the county as it is done in other states, and showed to the members of the association the importance of sending to the people of the rural districts the books so much needed in their

Dr. H. E. Legler, the librarian of the Chicago Public library, gave an address on "What of the Rural Library?" Mr. Legler was formerly connected with the library commission of the state of Wisconsin, and some of the results of his experience there were given in this address. Mr. Legler emplinsized the importance of placing in all rural districts desirable collections of books which should be well administered. An address was given by Miss Miriam Carey of the Minnesota Library commission on "Librarles and State Institutions." She spoke fully of the method in operation in the state of Minnesota. No other state in the union gives this care to the Bbraries in state institutions. Miss Carey spoke particularly of the care which should be exercised in selecting books for different in stitutions, as books for one institution may

be extremely unsuitable for another. The Lincoln Library club entertained the ney Normal school presided. The meetings Omaha, president: Miss Clara Craig, Uni- executive committee versity of Nebraska library, first vice presi-

brary law and school library law. This com- organization continuously since then



MISS CHARLOTTE TEMPLETON. State Library Commission.

members of the association at luncheon at Omaha, Mr. George H. Thomas of Harvard the university farm. The officers for the and Miss Tobitt of Omaha. The place of ensuing year are Mr. F. L. Haller of meeting for next year was left with the

An interesting feature of the session was dent; Mrs. Pauline Francke, second vice the presence of Miss Margaret O'Brien of president; Miss Guess Humphrey of the Omaha, retiring second vice president, who public library commission, secretary and was the only charter member of the association in attendance. The association A legislative committee was appointed to was formed on October 16, 1896, and Miss nvestigate necessary changes in the li- O'Brien has been an active member of the

Nebraska

DR. PUTT OUT WITH AN APPEAL

Calls Attention to Things Needed at the Grand Army Home. GRAND ISLAND, Neb., Oct. 22.-(Special.)-Dr. W. T. Putt, physician and surg-

a detention hospital for contagious diseases, a separate ward for other cases George Sayer, democratic nomines in not well to be mingled with the others, a enlarged laundry, larger dining rooms in

> Dr. Putt floes not believe in the extension of the cottage system for the reason that many of the members are too old to be best taken care of by themselves.

Kearney Man Stricken KEARNEY, Neb., Oct. M .- (Special Teleestate man of this city, about 30 years old. The supreme court held today as follows: and is unable to move or speak. He walked 'A county treasurer is not liable on his into his office in apparent good health, conscious.

> Nebraska News Notes. SEWARD-Will Hoyt accidentally alone of his toes off while fooling with one of his loaded gun. SEWARD-John S. Miller sold his quarter section of land near here to Herman Fileke for \$17,000.

WEST POINT-Amandus Derr and Mrs. Carl Stark were united in marriage at the mide's home by County Judge Dewald. KEARNICY-George Glon of Aurora won a wrestling match from Jess Elliott of Missoula, Mont., in two straight falls. WEST POINT-Henry Maller of Beemer but has been sentenced by County Judge De- Gi wald to sixty days imprisonment for wife has

MADISON-Judge Bates today issued a marriage license to Bernard F. Hoffman and Miss Martha Emma Leu, both of were settlers in this county when the In-dians drove them from here, leaving be-hind them the first cook stove owned in

the county

NEBRASHA CITY-Mr. and Mrs. Orto.

J. Lathrop Thursday evening colebrated their tenth wedding anniversary and entertained some thirty couples.

tained some thirty couples.

AUROHA-The Christian Endeavor state convention began here today. Over 200 delegates have aiready registered and more are arriving on every train.

BEATRICE-W. R. Sparks. Hving near Hogg has grown two crops of airawberries at his place. Samples of the second crop very shown here yesterday.

HUMBOLDT-Charles Wiedner of this place, who was brought back from Hot springs. Ark, is very if from cancer of the stomach, with no hope for recovery.

NEBRASKA CITY-Henery Horseyel has

NEBRASKA CITY-Hener: Homes of has sellighed his position with the Nebraska ity National bank and in company with its wife will go to California to make their

Nebraska

riage by Rev. Mr. Roth at St. Aloy's church. The newly married couple will reside on their own farm west of the city NEBRASKA CITY—The tuneral of Henry MacAuley, killed by the special train on the Missouri Pacific conveying Illinois Central railroad officials through this city Thursday morning, took place this after-

BEATRICE—The Grand Army of the Republic and the Woman's Relief Corps held an open meeting yesterday, which was largely attended. A musical and literary program was rendered, after which a banquet was served.

GENEVA-Richard 1. Metcaife and Rev. Dr. T. F. Roach of Lincoln spoke in the court room last night for the County Op-tion league of the Twenty-fourth senatorial district. The room was crowded with in-terested listeners.

terested listeners.

KEARNEY—Fire, destroyed the store building of J. T. Eller of Buda, and destroyed a dwelling near by belonging to John Fox. The household furniture of Mr. Fox was saved. The store building had just been emptied.

HUMBOLDY—70.

HUMBOLDT-Thursday evening at the home of Mr. and Mrs. Ashford, Edie, their only daughter, Miss. Sarah, was married to Mr. John Brenner of Stella, formerly of this place. Rev. C. E. Ruch of the Methodist church officiated.

nterest in all business affairs. She, with her husband, the late Stephen Douglass.

MADISON-Attorney J. C. Engleman has begun habeas corpus proceedings to procure the release of M. J. Higgins from the custody of the shortff, he being arrested yesterday by Chief of Police Marquardt of Norfoli on information received by wire from Dalias, S. D.

PONCA—Harry Hart met with an accident when one of his auto tires exploded. A piece of rubber struck him on the forehead just above the left eye and in half an hour there was a lump the size of a hen's egg. If it had been a little lower it would have cost him an eye.

HUMBOLDT-Will Brunn of this city is the possession of a new home in the shape of a fire \$2,000 property on Grand avenue. The home is a gift from a weakly uncle, taken a Brunn of Kansas filt uncle. the possessor of a new home in the shape of a fine \$2,000 property on Grand avenue. The home is a gift from a neally uncle. James A. Brunn of Kansas City, who has a babit of giving this sort of a present to mix nieces and nephens, having no family of his own.

NEBRIASKA CITY-Henery Homer chas resigned his position with the Nebraska City National bank and in company with his wife will go to California to make their home.

EAUNEY-Capiain L. D. Porehand, a company of the stomach. The doctors give him hopes of being a well man, but think he may be able to do his work for several years yet. He expects in go to Hotsure condition.

Nebraska

TELLS HOW TOPREVENTFIRE

State Commissioner Writes Letter to Householders of State.

PROPER INSPECTION OF ALL FLUES

Declares that More Losses Take Pince from Carelessness in Construction and Inspection Than Any Other Cause.

(From a Staff Correspondent.) LINCOLN, Oct. 22-(Special.)-Fire Comdssloner A. V. Johnson has issued the diowing suggestion to property owners: Bach householder should inspect and repair his heating apparatus now before severe weather demands hot fires. This is of grave importance. Flues deteriorate in summer from disuse. More buildings are burned from defective flues than any other fire cause. The word "flue" is used to indicate the avenue of escape of the guses by combustion from heaters to the outside air, so it covers both stovepipe and chinmey.

Interest in all business affairs. She, with or Joint. And, too, in such attuation the her humband, the late Stephen Dougiass, learning the late of the which cool sir can pass. The stovepipe must be spark-tight throughout and must not be pushed into the chimney so as to choke it.

Pipe Must Be Spark-Tight.

or Nortole of information received by wire from Dalhas, S. D.

MCOOK—Neal Quick of Indianola and Miss Ruth Wiehe of this city were married Thureday. They left for Lincoln. Omaha and Council Bluffs on a wedding trip. An incident of the event was the gift of \$1,000 to the groom by his father, C. S. Quick of Indianola.

KEARNEY—The Platte river south of Elm Creek will be narrowed to two-thirds its present length. Plans for narrowing the river south of Kearney, which is now more than a mile wide, have been under consideration by the Buffalo supervisors for a number of weeks.

WEST POINT—The annual convention of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School association will be held at the Grace Lutheran of the Cuming County Sunday School assoc

the Cuming County Sunday School association will be held at the Grace Lutheran church, West Point, October 25 and 26. Delegates from all parts of the county will be present and a number of clergymen of different denominations also.

PONCA-Harry Hart met with an accident when one of his auto tires exploded. A piece of rubber struck him on the fore-five A piece of rubber struck him on the fore-five A piece of rubber struck him on the fore-five A piece of rubber struck him on the fore-five from the sunday sunsally begin in the attic and get a good start in business and summer is

bigin in the attic and get a good start in the dryest of wood before the alarm is raised. Attics being difficult of access to one with a water bucket, the fire is likely

SHELBY—George Leibee, a brother of County Celrk F. M. Leibee, died this forenoon as a result of accidentally stepping out of a second story doorway where be rooms and falling onto a cement walk on the main street. He lived thirty-six hours, but nover regained consciousness.

GENEVA—Rev. Thomas Griffiths, who has served fallifully as paster of the Consequence of the limit of the capacity for the Presbyterians in Edger in the future. Mr. Griffiths will leave a host of friends and well wishers in Geneva.

Deliver the fire is likely to get beyond control.

Accidents from Chimneys.

The settling of its foundation may open a crevice between the bricks or stones, so that sparks can escape. Some times a new chimnes in settling forms a crack because one side of it is held by floor timbers. A chimney built up from points or brackets a always a source of danger, because of the inability of cracks from apringing of the limiting of its foundation may open a crevice between the bricks or stones, so that sparks can escape. Some times a new chimnes in settling forms a crack because the industry of cracks from apringing of the inability of cracks from apringing of the inability of cracks from a pringing of the settling of its foundation may open a crevice between the bricks or stones, so that sparks can escape. Some times a new chimnes in settling forms a crevice between the bricks or stones, so that sparks can escape. Some times a new chimnes in settling forms a crevice between the bricks or stones, so that sparks can escape. Some times a new chimnes in settling for me a crevice between the bricks or stones, so that sparks can escape. Some times a new chimnes and escape. Some times a new chimnes a new chimnes and escape. Some times a crevice between the bricks or stones, so the constant of the second of the limited of the second of the limited of the second of t

WEST POINT—Marriage licenses have been issued during the week to Amandus Derr and Miss Emmin Stark, to Edward Ott and Miss Leonora Feycharm. John Schwanke and Miss Emilie Versten; Fred Lippoid and Miss Leonora Miss Meline Schulz, all of Cuming county.

SEWARD—Mr. and Mrs. Chris Eberspucher celebrated their golden welding anniversary Saturday at the German Methodist Episcopal church. The congregation participated and afterwards repaired to the home of the couple and assisted the nine children to make this a happy occasion.

HUMBOLDT—Will Brunn of this are

Huteson Uptical Co.

313 Bouth 16th Street.

THE OHLY ONE-PIECE DOUBLE VISION LENSES Files will stand all elimates and no only lense for those who re-uire two pair of glasses. LET US SHOW THEM TO YOU.

1513 JONES STREET. EITHER PHONE

One Dellar Per Year.

An Extraordinary Sale of Duning Room Chairs

Monday we close out at greatly reduced prices, all the odd lots and dropped patterns of Dining Room Chairs, accumulated during the present season-Everybody don't buy sets of 6 Dining Chairs, consequently we have broken sets left. Factories change patterns now and then leaving us with one or more sets on hand-just as good as ever, but very much in the way of the regular stock-All of them grouped on our fifth floor, and all plainly tagged and marked. Where price is given for the lot you will understand that these lots are not to be broken. Where price is given at so much each, you are at liberty to buy one or as many as you like-We can tell you of only a few here -Come and see them all, and come early.

Set of six, Mahogany Colonial Dining Chairs, leather slip seat	\$96.00	\$60.00	
Set of six, Early English Dining Chairs, leather seat, box frame	21.00	12.00	
Set of seven, Early English Dining Chairs, box frame, leather seat	42.00	28.00	
Set of six, Early English Dining Chairs, box frame, leather seat	39.00	24.00	
Set of six, Early English Dining Chairs, wood seat, panel back	12.00	7.50	
Set of seven, Early English Dining Chairs, wood seat, panel frame		12.50	
Set of five, Golden Oak Dining Chairs, highly polished, wood seat	9.25	6.25	
Set of seven, Golden Oak Dining Chairs, leather slip seat, panel back.		28.00	
Set of two, Early English Dining Chairs, leather seat, panel back	8.00	5.00	
One only, Early English Arm Dining Chair, leather seat, box frame		5.00	
More than one set of the following—Prices named are per chair-	-	11.5	
Early English Dining Chairs, box frame, wood seat, rubbed finish	5.50	3.50	
Golden Oak Dining Chairs, leather slip seat, French panel back		5.00	
Golden Oak Arm Dining Chairs to match the above		7.50	
Early English Dining Chairs, Spanish leather seat and back		3.00	
Early English Dining Chairs, Spanish leather seat and back		4.50	
Early English Arm Dining Chairs to match the above		4.00	
Golden Oak Dining Chairs, shaped legs, leather upholstered seat		1.85	
Early English Dining Chairs, wood seat, wide panel back		1.50	
Early English Dining Chairs, box frame, shaped wood seat		4.25	
Early English Dining Chairs, box frame, leather upholstered seat		3.50	
Mahogany Dining Chairs, leather upholstered seat, panel back	0.00	0.00	
(Fifth Floor.)			

October Drapery Bargains

Fine Curtains at \$5 Pair

All this week we shall offer a grand assortment of Duchess, Cluny, Arabian, Cable Net, Brussels Net and Novelty Curtains at the extremely low price of \$5.00 per pair-some very fine patterns and values at much less than the regular price.

Our October sale on Scrim Curtains still on-you can hardly afford to miss either of these exceptional offerings of seasonable curtains, right now, when the need is greatest.

(First Floor.)

Portieres

A special offering in high grade portieres, color combinations of red and green, nile and olive, tan and red, as well as plain red and plain green; 50 inches wide, 3 yards long. Special \$2.95 pair.

Persian Stripe and Bagdad Portieres, 50 inches by 3 yards, extra heavy, \$3.95 pair. Armure Portieres with VanDyke Edging, all colors, sold regular at \$7.85 pair, Monday, while they last, \$5.00 pair.

Portieres with Persian Tapestry Borders, plain red, green and brown, \$3.95 pair.

(First Floor.)

Orchard & Wilhelm

Visitors Always Welcome.

Quality Laundry

means quality on all our work.

We cannot tell you just HOW good it is but ope trial bundle will show you.

May we call?



Phone Douglas 1812. Wagons Everywhere.

WE GET ALL

No matter how deep the dirt has worked its way into your garjust as clean as the outside, when we get through with it. There is considerable satisfaction in knowing the garments are as clean as they look.

PRICES FOR DRY OR STEAM

Caresta in Electric
Men's Sults
Overcoata
Ulsters \$2.00
Trousers
Ladles' Short Jackets 81 00
Ladies' Long Jackets \$1.75-82 00
%-length Jackets \$1,25-\$1 50
Plain Skirts 75c
Pleated Skirts
THE CAMPARING

THE PANTORIUM "Good Cleaners and Dyers"

TWENTIETH CENTURY FARMER

Suits and Overcoats to Order \$25.00

Every garment carefully made to measure and guaranteed perfect Made to order clothes look, fit and wear a lot better than "hand-

me-downs." If we make your suit or overcoat, the cost is no more than ready made prices. Yet the satisfaction to you is immensely

Try us tomorrow, all callers courteously welcomed.

MacCarthy-Wilson Tailoring Co. 304-306 South 16th Street.

The servant girl problem is solved by taking Sunday Meals

here

This place is a boon to many families on Sunday. The servant girl problem doesn't bother them. They enjoy a splendid meal prepared in home-like style, and partaken of in a quiet, orderly establishment. Families who employ no servant can give the housewife a rest on Sunday, when she most desires it. It will prove to be a pleasing variation of the home dining.

Bring the Family in for Sunday Dinner. Breakfast 6 to 10. Dinner 11 to 3 Supper 5 to 8. OPEN SUNDAYS.



CITY NATIONAL BANK BUILDING ENTRANCE ON SEXTEENTH ST.

SMALL PAYMENT

DIAMONDS and WATCHES You can easily wear a resutiful dismond or watch on our credit terms, Pay us as you get it. We make no embarassing inquiries from your employers. Cash and credit prices are the same. LADIES' WATON Jam Boss 20-year, gold filled case; the heat O size; or \$15.00 value. Price \$12.00 down, The week.



LADIES' WATON

LADINS' DIA-MOND BING This lady's beauring, mounted in 14-K solid gold Fiffany



ed in a beavy

ONNTS' DIA-

MOND BIEG

\$3.50 Ecut. \$1.00 Per Week. 15.10 Down-\$1.56 Per Week. The Old Reliable FRITZ SANDWALL JEWELRY CO., TATTON BLE WE LIVE UP HIGH AND SELL GOODS LOW.