

THE COURTS.

The Close of the Klusa Case--"Not Guilty."

Scenes in the Court Room and Arguments of Counsel--Other Court Matters Yesterday.

In Judge Neville's court yesterday the Klusa murder case was taken up, and after the argument submitted to the jury. District Attorney Estelle opened with an hour's speech for the prosecution. Mr. Estelle took the line of argument that the killing of Klusa was practically admitted. The conviction of Grabbe, her accomplice and co-principal, as charged, settled the question of his guilt, and that the testimony showed beyond a doubt, as the speaker contended, that in that homicide Mrs. Klusa, the prisoner, was not only present, aiding and abetting, but was active, assisting and a party principal to the deed. After a strong and logical review of the testimony, the district attorney yielded to

of counsel for defense. Mr. Burnham took the theory that granting the guilt of Grabbe, there could be no conviction of the woman, because the evidence direct and unimpugned showed that the defendant was not present in any way participating in the homicide. That the testimony of the state in no way, except by presumption, contradicted the theory while it was directly sustained by the unimpugned testimony of the three competent witnesses. This advocate further held that to convict, the jury must be satisfied that the defendant must have been present at the commission of the act. If she were not present she cannot be found guilty, and as three witnesses direct testified that she was not in the house and only "believed" the state showed that she was, that "reasonable presumption" of guilt contemplated by the law is not even made out, and the defendant must be set free. Counsel made a fine argument and at noon the court took a recess until 2 p. m.

AFTERNOON SESSION. Upon re-assembling Mr. R. W. Breckenridge addressed the jury for the defense. Mr. B. is a young man of promise and followed the theory of the preceding attorney, making a clear and creditable argument closing with an appeal for the poor widow and mother, in a strange land, without money, friend or kin to help her care for four little children who, when they learn her will be cast out upon the cold un sympathizing world.

The district attorney closed for the state in a thirty minutes address. He answered the theory of the defense and clearly set forth the case of the state as shown by the witnesses; closing with the request that the jury do their duty as citizens and men to the state and the prisoner. It is just to say that nothing of persecution taints this officer's management of the state's case; he is bold, liberal and manly in setting forth the rights of the state as he conceives them and here he stops.

Judge Neville instructed the jury who retired. During their retirement they sent out for some information to the court. Upon the return of the messenger they went to work and at about 6:45 brought in a verdict of

NOT GUILTY.

The lone woman was set free, with her little one around her, after a long confinement in the jail.

POLICE COURT.

Before Acting Police Judge Weiss yesterday, in the state vs. Wallis, charged with defrauding his partner, the examination was had, and the case taken under advisement by the court.

In the state vs. Holmes, charged with grand larceny of jewelry of Mrs. Meyer, the case was taken up at 3 p. m. and continued to 2 p. m. to day, and in default of bond the defendant went to jail. State vs. James Higgins, petty larceny. Sent to jail for five days, and costs.

State vs. Wm. Collins, petty larceny. Fined \$5 and costs, which he paid. A little dwarf was sent to jail in default of a fine of \$5 and costs.

A vagrant who failed to leave town was sent to jail for five days. Two men fined \$1 each for nuisance on the street, which they paid.

Frank Kubacko, daughter Kubovca and a five month old daughter of Francis Kubovca began suit in the district court yesterday claiming \$5,000 damages from John Rosley, editor of the Pokrok Bspadu. The petition of the plaintiffs sets forth that on the thirteenth day of January, 1884, the defendant came into the Kubovca mansion and commenced to abuse Mrs. K., who was sitting nursing the baby in her arms. He produced a revolver, it is alleged, and brandished it over her head threatening to kill her. She was so badly frightened, it is alleged, that since that time she has been suffering from a low nervous fever while her infant, falling to secure the proper breast nourishment has been slowly pining away. Her medical bills, it is alleged, have been incurred, and the three defendants think that \$5,000 damages is but slight consolation for their wounded feelings and depleted purses.

DISTRICT COURT.

Before Neville--After the Klusa case was given to the jury some minor matters were disposed of.

Before Wakely--Arguments on civil questions were heard.

COUNTY COURT.

Formal orders and proceedings in the matter of estates of this court.

COURTLERS.

In Judge Anderson's court yesterday two suits were filed against the defunct Union Pacific association, one for \$142 90 by the Millard hotel company and H. A. Koster, jointly; and another for \$137.50 and interest by F. A. Schneider and Kennard & Sharp. The individual members of the association are to be sued for the various amounts.

In the same court Mary E. Shuler commenced an action against Samuel S. Stephens, whom she charges with having made threats against her because she did not come to time promptly in the rent which she owed him. Stephens has a cross action against Mrs. Shuler for non-payment of rent in the same court.

Mrs. Mary E. Meyer, in the same tribunal, commenced a revivien proceeding against the Pacific Express company to obtain goods worth \$45 which had been stolen from her by Holmes, one of her employes shipped to Chicago, respicited to Omaha.

JAMES PYLE'S PEARLINE has become recognized as the best washing preparation ever invented. It has relieved wash-day of the old wear and tear, and cleanses the dirtiest fabric without injuring it.

MOODY MEETINGS.

The Exercises at the Opera House Yesterday Morning.

A Large and Interested Audience in Attendance.

MORNING SESSION.

Promptly at the hour of ten the exercises under Mr. Moody's leadership opened. After several prayers and hymns, in which the audience was asked to join, Rev. Martin spoke for a reasonable time upon the topic named in the programme, "Spiritual life in our churches." The idea he sought to impress upon his hearers was that Christians must use the means given them to subvert the purposes of God, with earnestness and zeal. He illustrated it by the statement that if the congregation are listless and cold, leaving the minister to carry the load alone, the "preacher and the congregation would go to hell." All must work and without it there would be no fire in their hearts, no blessing of God on their worship. After more hymns and prayer, Mr. Moody added some words of exhortation which are condensed in the words which comprise the whole for christians to solve, "word and work." The spirit of the gospel is to "get and give." If you get a good thing, go give it to somebody else. He illustrated the narrow man who let his fellows to take care of themselves by a story of a man who broke his leg and was sent from house to house and finally back to the place he had his broken leg started.

Moody laid great stress on the necessity for Christians to keep away from the world and its people and ways. The world comes into the church as sapling the life of the church. "Keep away from the world." Illustrated by anecdotes of an apple tree on his farm; when other people got all the apples because the tree was too near the line. Christians must avoid being close to the line.

Moody drew a picture of Abraham and Lot, the one a Christian who kept away from the world and its people and ways, and the other a first-class citizen, rich, god-spirited and influential. The one a praying and the other a paying Christian. The speaker believed in the praying Christian, not the paying one. [A subscription was taken yesterday in the convention when they gathered in the shavers.] A man to be and to keep good must keep out of the waters of sin.

Christians must guard against losing this testimony, this power to do good. Evil associations with the worldly will cause this. Illustrated by the glory of a sweet singing canary bird in England that was put on a tree to get sunshine and air. Numbers of sparrows surrounded the canary and when taken into the house all the sweet singer could do was "chirp." So if Christians stay among the worldly they lose all religious influence, power and testimony.

After more singing and prayer and a finely rendered hymn by Mr. Townner and wife Mr. Moody opened his

"QUESTION BOX."

This means that he read from slips of paper questions that persons in this city wished to have his opinion and advice upon. The remarks he made on each as he read were often suggestive of a smile, as much as the man's seemingly earnest manner as the peculiar phrasing used, but with each were several grains of good sense from the speaker's standpoint. He told how to secure success in church by saying that constant and sleepless work was the secret of success--with no work no religion. Five hundred churches last year reported not a single convert, because the common expression Christians stand avoid in an excess of excitement of both. He had attended an English race course where he saw excitement that was excitement; fortunes, honor, food all lost on a race, but he never heard anybody said there was too much excitement there to make the race a success. In an English man get what they look for. This world is a race course, and the prize is heaven. He was lunching with a party in London. He was a skeptic; at the table was a missionary who had been to India also. The skeptic, in a loud tone, to wound the missionary's feelings, said he did not believe a word of the story of natives of India being converted by missionaries; he had lived there twenty years and never seen a native convert. The missionary kept silent for a time; finally he said to the skeptic, "It is strange you and my experiences in India so differ."

"Did you ever see a tiger there?" "Oh, yes, I killed them, proudly said the missionary. "Well, I never saw one," said the skeptic, "I was looking for converts, you for tigers."

The speaker took up the subject of making service useful and advocated a meeting on Sunday evening after regular service. Let the preacher go among the congregation, take hold of men and "go for them." He closed his necessary rambling remarks by rather entertaining illustration of the fact that hymns used in modern worship are really scriptural passages put to music, and closed the morning session with the benediction. The house was filled, but not disagreeably so.

ARMY ORDERS.

The leave of absence granted First Lieutenant Lewis Merriam, Fourth Infantry, in orders No. 39, dated Fort Niobrara, Neb., March 11, 1885, is extended twenty-three (23) days on surgeon's certificate of disability.

First Lieutenant Joseph A. Sladen, Fourth Infantry, aide-de-camp, will take up and account for all public property and funds for which the late Major Joseph H. Taylor, assistant adjutant general, was responsible.

In accordance with the requirements of paragraph 121, army regulations, a board of survey to consist of Lieutenant Colonel Horace B. Burnham, deputy judge advocate general; Major Alfred T. Smith, Seventh Infantry, and Captain Charles A. H. McCauley, assistant quartermaster, will convene at these headquarters at 11 o'clock a. m., on the 19th inst., or as soon thereafter as practicable, to take up and account for any public property and money for which the late Major J. H. Taylor, assistant adjutant general was responsible.

DR. GRAFF.

The remains of the late Dr. George B. Graff arrived from Denver yesterday on train No. 4, accompanied by his son John, of Rawlins, Wyoming. They were met at the depot by a guard of Mount Calvary Knights Templar and escorted to the late residence of the deceased on Park Wild avenue, and will to-day be taken to Princeton, Indiana, for interment.

HARNEY STREET GRADE.

Meeting Last Night at Board of Trade Rooms to Decide Upon a Grade For Harney Street.

A number of property owners interested met in the board of trade room at 7:30 last night to consult and examine maps and plans submitted by City Engineer Rosewater in regard to the grade of Harney street. It was noticeable that each man had his view and every plan submitted aroused more or less opposition.

For a time the persons assembled were not formally organized, but at the suggestion of the city engineer, Mr. Clark was made chairman and Mr. Gibson, secretary. Mr. Rosewater explained the necessity of agreeing on some plan, else the meeting would talk all night and do nothing. He therefore suggested that the several plans proposed be submitted to the meeting to select which one they prefer, viz: the air line grade or the grade he, as engineer proposed, which on the whole varies little from the air line grade.

It was moved that the line proposed at the last meeting (not the air line), be the line adopted, subject to such modifications as the meeting may adopt.

A motion was made to substitute for the line last mentioned the "air line" grade. Extended remarks were made by several gentlemen, showing the advantages and disadvantages of the two lines proposed to select from as a basis to go on for the grade. The motion to adopt the air line was lost.

The vote on the question of adopting the proposed (Rosewater) line was postponed in order that persons owning property along the grade line might hear the effect of the line block by block, which Engineer Rosewater was proceeding to show from the map lying before him, when several gentlemen announced their unwillingness to accept a grade as offered, and stopped the engineer's explanation and, in fact, the real purpose of the meeting. After a few honorably stated warnings from Messrs. Kouzue and Jones that they would not release damages for a nine-foot grade, the meeting got back to work and heard the engineer's explanation of cuts and fills along the proposed route, and the question was put and the Rosewater grade was almost

UNANIMOUSLY ADOPTED.

The secretary thereupon prepared, on motion of Engineer Rosewater, a paper wherein the property owners present, who were willing for the grade to be past through, agreed to

WAIVE DAMAGES.

This agreement, or pledge, was numerously signed by persons present, and each person signing was requested to try to secure unanimous agreement to it by these property owners along the adopted line who were not at this meeting tonight. Adjourned.

The stomach is not deranged by Red Star Cough Cure. Sold by druggists and dealers.

FAMILY MARKET BASKET.

Current Prices Which are of Interest to the Housekeeper.

As spring advances the markets are becoming better stocked with edible delicacies and greater scope is afforded the housekeeper, who is trying to settle the vexed question of "what shall we eat?" In the fish market there is a large variety to select from. Fresh fish, he it said, are going out of season, while green or fresh fish will soon be coming in, as the lakes and rivers are fast breaking up. In the fresh water article, white fish, trout, and bass retail at 15 cents per pound, while pike, haddock, and mackerel are worth 15 cents a pound, halibut 25 cents. Flour is not in very lively demand at 12 1/2. Best flour for 20 cents a pound. Corned tongue and corned beef, 10 cents. Oysters retail at from 45 to 60 cents a quart, according to quality.

MEAT.

The best cuts of sirloin are selling at 15 cents, rump and upper part of round steak at 12. Roasting ribs, firm and juicy, can be bought at 12 1/2 cents. Veal is extremely scarce and comes high--from 15 to 20 cents, according to the choiceness of the part. Sweet breads can be purchased at 25 cents a bushel. Corn beef is selling at from 5 to 10 cents, according to cuts. Prime legs of mutton can be had for 12 1/2 cents; mutton chops 12 1/2 to 15 cents. Ham is staple article in good demand at 12 1/2 cents in bulk, 25 cents sliced. Pork 10 to 12 1/2 cents. Sausage 12 to 10 cents.

FRUIT AND VEGETABLES.

The vegetable market is becoming well stocked. Early Rose potatoes are in fair demand at 50 cents the Peewee and White Elephant bring 65 cents a bushel. The Colorado, of large and meaty variety, is sold at 90 cents a bushel. Canned flowers is becoming plenty and makes an appetizing dish at this season of the year, retailing at from 15 to 25 cents per head. Asparagus is just making its entree into the market and sells at 12 cents a bunch. Rhubarb can be bought for \$1 a dozen bunches, water cross the same. Parsley is sold at 60 cents a dozen. California cabbage can still be bought for 5 cents a pound. Fresh radishes, 75 cents per bunch.

Fresh home-grown lettuce, a delightful salad delicacy at this season of the year, is sold at 5 and 6 cents a head. Onions are worth 45 cents a peck, rutabagas 25 cents a bushel. Sweet corn is retailed at from 6 to 8 cents a pound.

The local markets are fairly well stocked with fruit. Oranges, Florida, are selling at from 40 to 50 cents a dozen, California, from 25 to 35 cents. Lemons sell for 15 to 25 cents a dozen, bananas, fresh and ripe, for 50 cents.

Apples are somewhat scarce and high at 45 to 55 cents, or \$4.25 to \$4.75 a barrel.

An Elegant Instrument.

The new pipe organ for the Dodge street Presbyterian church is expected here about April 1st, and will be ready for use by April 15th.

This grand instrument will be formally opened in two concerts Wednesday and Thursday evenings, April 22nd and 23rd.

The organ solo for the occasion will be played by one of the most accomplished organists in the west. The choral work will be done by a large chorus of the best singers of this city under the direction of the leader of the church choir, Mr. Franklin S. Smith.

UNITED STATES NATIONAL BANK.

U. S. DEPOSITORY. S. W. Cor. Farnam and 12th Sts.

Capital, - \$100,000.00 C. W. HAMILTON, Pres't.

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Advances made to customers or approved securities at market rates of interest. The interests of customers are closely guarded and every facility compatible with principles of sound banking freely extended. Draw sight drafts on England, Ireland, Scotland, and all parts of Europe. Sell European passage tickets.

Collections Promptly Made.

FREE FROM GUILT.

Mrs. Klusa Acquitted by the Jury--Other Court News.

Yesterday afternoon the arguments in the case of Mrs. Klusa, charged with complicity in the murder of her husband, John Klusa, on the night of December 27, were concluded and the jury were charged and sent out by Judge Neville. There was a struggle of two hours before the verdict was finally rendered. On the first ballot four jurors voted for conviction and seven for acquittal; on the second ballot, the margin for conviction was narrowed down to three; on the third, two voted for conviction, and ten for acquittal, and the last and decisive vote placed Mrs. Klusa free.

The defendant, with her small child, was present when the verdict was read aloud, but when she was congratulated by her attorney, Mr. N. J. Burnham, evinced no emotion whatever, not the slightest flash of intelligence breaking the look of stolid indifference which has settled down upon her face.

The woman is almost entirely destitute and will probably be sent to the poor house where a portion of her family now is. When she was released, a number of the tender hearted "boys" raised a subscription to buy a supper for "Susina and the baby."

Grabbe, the alleged paramour of the woman, was, it will be remembered, convicted of murder in the second degree. He has not yet been sentenced.

POLICE COURT.

Before Judge Weiss yesterday morning J. H. Lily, a beautiful specimen of that charming floral growth, was arraigned for drunkenness. He was fined \$5 and costs, in default of which he will wither and fade away in a week's sojourn with Joe Miller.

Samuel Daly and Charles Lind plead guilty to a charge of disorderly conduct and were fined \$1 and costs.

William Callan, an old raprobate 65 years of age, who had been arrested for leaving and carrying off a large section of sidewalk in front of his place. He was convicted and sentenced \$5 and costs.

THE KING.

As the heart is the chief of all the human organs, so a medicine which will keep it in order may be justly called the "King of Medicines." This is what Mr. George J. Spangler, of Harshbarger, Ohio, calls Brown's Iron Bitters. He writes that for months he was suffering from heart disease. The best physicians failed to cure the difficulty. After using one bottle of Brown's Iron Bitters he says, "I feel like a new man, and I judge another bottle will fully destroy the dreadful disease." It also cures dyspepsia, indigestion, etc.

SPORT ON THE DIAMOND.

Prospects in that Direction for the Coming Season--Sullivan's Ultimatum.

Manager T. P. Sullivan, of the Western League, left for Kansas City last evening. His efforts for the establishment of a league club in this city have been partially successful, although they might have been more so. His ultimatum as defined to-day is that if the citizens of this city will furnish him the park free of all incumbrance or rent, he will select and place a team in the field. The St. Mary's avenue park is preferred on account of its easy accessibility, and it is scarcely probable that the Sherman avenue park can be made to answer the purpose, as it is situated too far from the centre.

Mr. C. S. Goodrich and Mr. John Drexel have been appointed to act as a committee to confer with Mr. Kountze relative to the matter of leasing the grounds for the year. It is understood that that gentleman demands a liquidation of a debt of something like \$1,000 due upon last year's contract, and an additional rental of \$1,000 for the coming season. Messrs. Goodrich and Drexel will canvass the situation and see how large a subscription list can be obtained, and if assurances are favorable will notify Mr. Sullivan at Kansas City before Monday night. This done, Mr. Sullivan will at once proceed to pick up a team for Omaha which will assume all responsibility of management. This proposition is rational and business like, and if it is not accepted the prospects for an interesting base ball season in this city will be blank.

In case Omaha does not secure representation in the Western League some other city will be allowed to enter a club. The matter has now reached a crisis and it is to be hoped that all local base ball enthusiasts will jump promptly into the breach.

COMPLETE TREATMENT WITH INHALER \$1.

One bottle Radical Cure, one box Catarrhal Solvent, and one Improved Inhaler, in one package may now be had of all druggists for \$1.00. Ask for "Andrew Lee, Manchester, Mass."

POTTES FORD AND CHEMICAL CO., BOSTON.

For the relief and prevention of the Irritation is applied of Rheumatism, Neuralgia, Sciatica, Gout, Catarrh of the Bladder, Hemorrhoids, and other diseases of the Urinary System, Potters Ford's Catarrhal Solvent, and Improved Inhaler, are the only remedies that will cure these diseases. Potters Ford's Catarrhal Solvent, and Improved Inhaler, are the only remedies that will cure these diseases.

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SPECIAL NOTICES.

TO LOAN--MONEY.

MONEY TO LOAN--On real estate and chattels. D. L. Theime, 7401.

MONEY LOANED on chattels, col. rats, R. E. tickets bought and sold. A. Furman, 215 S. 13th St. 679-41.

MONEY TO loan on good real estate security. F. Sears, Williams block, 541-41.

MONEY LOANED at C. F. Reed & Co's. Loan office on Farnam street, between 12th and 13th, property of all kinds and all other articles of value, without removal. Over 1-1/2 National Bank building and Farnam. All business strictly confidential. 437-17.

MONEY TO loan on chattels. Woolley & Harrison, room 29, Omaha National Bank building, 438-2-2.

\$700 TO \$25,000 TO LOAN--On real estate security at reasonable rates. C. E. Mayne, S. W. cor 10th and Farnam. 438-2-77.

MONEY TO LOAN--From \$5 to \$500, in sums to suit, on demand exchange 12th Farnam. 823-14-4.

MONEY TO LOAN--In sums of \$50 and upward. C. F. Reed & Co., Real Estate and Loan Agents, 1205 Farnam St. 438-41.

HELP WANTED.

WANTED--Bushel tailor at once at Merrill Clothing Parlor. 825-19.

WANTED--A good girl for general house work in a small family, 538 Pleasant St. 830-11.

WANTED--A girl 14 or 15 years old, as nurse; apply Saturday from 7 to 9 p. m. at 2118 Chicago street. 856-20-7.

WANTED--Girl to do house work at 2112 Castle ave. 839-21-7.

WANTED--Nurse girl at 2114 Douglas St., near Jefferson. 840-19-2.

WANTED--Few persons to learn book-keeping, situations or no pay. J. B. Smith, 15 1/2