

# TRIAL WELL BEGUN

Jury Secured to Pass on the Lillie Murder. Review of Charges Against Wife.

## STATE OUTLINES CASE

Extended Presentation by County Attorney of What He Expects to Prove.

### THE LILLIE JURY

C. S. CARLISLE, farmer  
JOSEPH HILGER, farmer  
GEORGE BUHRER, farmer  
JOHN ADEN, farmer  
JOHN W. WINTERS, farmer  
Wm. J. JOHNSON, farmer.  
BYRON R. BEAVER, farmer  
JOHN W. THOMPSON, farmer  
ROBINSON M'CRAY, farmer  
WILLIS H. BIRTH, farmer  
AMI C. POOL, farmer  
JAMES L. DEWEY, farmer

David City, Neb., Feb. 14.—After three days' work and the examination of the regular panel of twenty-four jurors and 107 talesmen, a total of 131, a jury was secured this morning to try the case of the state of Nebraska against Mrs. Lena M. Lillie, charged with murdering her husband, Harvey Lillie, on the morning of October 24, 1902. All the jurymen are farmers and representative citizens. All were talesmen.

Mrs. Lillie was accompanied by her father, mother, her sisters, Mrs. Grant and Mrs. Gresinger, and Sam Lillie, brother of the murdered man. Mrs. Lillie seems in a cheerful mood this morning and from appearances is well prepared for the trying ordeal which is just commencing.

north: The door leading into the room occupied by Miss Dawson and Miss Fiecke had no door leading into the hall, but they must go through the room occupied by Edna and May Lillie. The door from the hall into the room occupied by May and Edna was always open until this particular night, when, for some reason, which has not been explained, it was shut. On the evening of October 23, Mr. and Mrs. Lillie had called on Mr. Lillie's mother and the family did not retire until a late hour.

"On the morning of October 24, between 5 and 6 o'clock, the girls were awakened by some noise. The girls heard a second shot and there was deathly silence in the house. In two or three minutes Mrs. Lillie opened the door and cried, 'oh, oh, oh,' and said to the girls, 'Get up, Harvey is shot.' At this time the moon was shining and it was getting light in the room. The girls, one of them, lighted a lamp. They went in to see Mr. Lillie and then they all went down stairs. Mrs. Lillie went to the telephone and she told the girls to run for help.

"Mr. Hall was the first one to arrive at the house. He asked Mrs. Lillie what had happened and she said Harvey was shot. Mr. Hall and Mrs. Lillie then went upstairs to the room where Mr. Lillie was. Mr. Hall then went out and gave the alarm and Mrs. Lillie again went to the telephone.

### KILLED IN FREMONT YARDS.

Fremont Railroad Man Meets Death Through Accident—Serious Fire at Bartley.

Fremont, Neb., Feb. 13.—Swan S. Benson, aged about forty, a section hand in the employ of the Fremont railroad, was instantly killed at 6:05 Friday morning under the wheels of a freight car in the local yards. His death was a pure accident, resulting from his failure to hear the ringing of the bell on the locomotive or see the car approaching.

Benson was at work cleaning frozen water out of a switch at the time he was killed. An engine that was doing some switching work "kicked" four cars toward him at a slow rate of speed. John Stratton, an engine foreman, who was helping in the work, was hanging on the side of the car nearest Benson and yelled to him twice to get out of the way, but the latter did not hear him and lost his life in consequence.

When picked up by Stratton and a brakeman after the wheels passed over him, every spark of life had fled from Benson's body. He had been shoved and rolled for a full car's length, after which the first set of wheels had run over him and stopped about six feet beyond. His left leg was severed above the ankle and his right below the hip. His left leg was also broken near the hip joint, and his chest was crushed in in a fearful manner. There were a few scratches and bruises about the head. The body had fallen across the track with the feet projecting over the rails and the head under the car.

Benson had been boarding at Soren Nielsen's hotel on Third street between F and Main. He came here last April and has been working with the section gang in the Fremont yards ever since. He has no relatives living here. His wife is dead and he has four children, the oldest being twelve years of age, and the youngest two twins, aged six. Two of the children are at the orphan's home in Holdrege. The others, it is understood, are living with Saunders county people.

At the coroner's inquest it was shown that the engine bell had been rung, but that Benson had his head muffled up so that he probably did not hear it. The jury reached a verdict of death by accident, means, and exonerated the railroad company and its employes from all blame.

### Fire at Bartley.

Bartley, Neb., Feb. 13.—Four business buildings were totally destroyed by fire in this city Friday morning at 2 o'clock, and another so badly charred as to render it practically valueless. The fire originated in T. W. Short's confectionery store and quickly spread to Mr. Short's flour and feed store, A. J. Crawford's grocery store and D. R. Fitcher's real estate office.

The citizens of the town turned out en masse and worked valiantly in saving the contents of Fletcher's real estate office and a part of Crammer's goods until the fire compelled them to desist in their efforts. The wind was blowing a gale from the north at the time and for a few minutes it was thought that the Rollings livery barn would be burned, but by heroic effort the fire was prevented from spreading to the adjoining buildings.

No insurance was carried on any of the buildings and the loss will aggregate \$3,000. A. J. Crammer held insurance of \$800 upon his stock of goods. It is probable that some of the burned buildings will be replaced with new structures soon.

### Trouble Among the Gypsies.

Beatrice, Neb., Feb. 13.—There is trouble of a serious nature in the camp of gypsies who have been wintering in Beatrice. Monday night, it is alleged, Glead Reynolds, the boy husband of Myrtle Reynolds, ran away with his sister-in-law, a girl named Nora Stanley. It is said that these warm blooded people love with an intensity that is a source of wonder and that the abandoned wife, while nursing the memory of wrong done her, has conceived a deep hatred for the runaway couple. However this may be, Mrs. Reynolds is offering a reward of \$50 for their apprehension, and has sent out postal cards describing them. The people came here from Lawrence, Kas.

### Dies in Loft of a Barn.

Chicago, Feb. 13.—Refusing to be taken to a hospital where proper care could be given her, Mrs. Maria Street, wife of Captain George Wellington Street, of "District of Lake Michigan" fame, died in the loft of a barn tonight.

Death was the result of internal injuries sustained in a street car accident several months ago. The woman was the principal of many battles in the contested ground on the north side lake shore and was well known and feared by the police on account of her energetic actions in behalf of her husband.

### The Hossack Murder Case.

Des Moines, Iowa, Feb. 13.—The taking of testimony in the Hossack murder case commenced at Winterset Friday. After the examination of thirty-five jurors, twelve were secured last night. This forenoon was consumed in the presentation of arguments. The defendant is able to appear in the court room, though she shows evidence of broken health due to confinement in the penitentiary following her first conviction.

## UNION NOT A HELP

MINE WORKERS' ORGANIZATION SEVERELY SCORED.

## UNEQUAL MEN ON BASIS

DOCTRINE OF SOCIALISM ESTABLISHED CLEARLY.

## SOCIALISTIC DOCTRINE

Counsel for Coal Company Says Leaders in Pose on Men—Side of the Non-Unionists Presented.

Philadelphia, Feb. 11.—The united mine workers of America as an organization was severely scored today by counsel before the anthracite coal commission. The non-union men through their attorney, John T. Lenahan, presented their side of the controversy and demanded consideration at the hands of the commission, claiming the legal right to earn a livelihood as they might select without the consent or dictation of the union.

During the presentation of the case Mr. Lenahan denounced the union as a fountain of crime and anarchy. The main feature of this argument was the claim that the union had no legal or moral right to coerce miners into membership or to arrogate to itself the authority to fix the wages of mine workers.

James S. Torrey, counsel for the Delaware & Hudson company, claimed that the question of recognition of the union was not an issue before the commission, but he devoted considerable time to the consideration of that demand. He asserted that violence and intimidation were agencies selected for the promotion of the purposes of the mine workers. Regarding the demand for an eight hour working day Mr. Torrey said the evidence showed that for various reasons the breakers did not average more than eight hours a day, so that the physical effects of long hours were not felt.

Major Everett Warren, counsel for the Hillside Coal and Iron company and the Pennsylvania Coal company, answered the demands of the miners in detail and declared the socialistic theories of the union, or some of its leaders to be responsible for unreasonable claims. He said among other things:

"The real parties to this submission are the employes of the several companies on the one side, or certain of them, and their employers on the other. They who are seeking to become parties and intruding themselves upon the commission, absolutely without warrant by the terms thereof, are the united mine workers of America."

Major Warren asserted that the companies had proven accidents for the most part to be the results of the miners' carelessness, and that the occupation of a miner is comparatively healthy. In closing he said:

"Throughout the discussion as to the rates of wages no matter how it may be presented, it is absolutely necessary to bear in mind that the annual earnings of the mine workers are limited by the men themselves. I am perfectly willing that you should take into consideration all the evidences offered on the other side as to the efforts made to equalize the distribution of cars, and after all this it remains clearly established before you that, since the advent of the union, the carrying capacity of the contract miners has been limited, and instead of the union being an advantage to him it has worked to his disadvantage in restricting his earning capacity."

"I do not charge this upon the great body of the mine workers themselves. They do not understand why it is done. They are not familiar with the socialistic theories of some of the leaders of the organization. Whatever may be the motive on the part of the union, the evidence is overwhelming that the result is a restriction on the part of the industrial miner, limiting the amount of work, and the consequent wages, shuffling his powers and reducing him to the dead level of his lazy and indifferent associate. This cannot be blotted out from the record. It appears in the testimony of every company and every employer of labor in the region."

"Socialism proposes to establish an equality among the unequal men, by reducing them to the dead level of this possible majority. Instead of allowing every one to determine for himself what he wants to do, it is to be done for him. That is nothing but slavery. What is the theory of the union if it is not this? I do not dispute the right of men to organize, and I hold no brief against organized labor."

### Fire in Cabin of New York.

San Francisco, Feb. 11.—Fire broke out last night on the battleship New York which is lying in the stream under orders to sail for Honduras. The fire was in the cabin of Paymaster Ball, and is believed to have originated from a lighted cigarette dropped into a basket of paper. Considerable damage was done to the cabin, but the sailing of the fleet today was not delayed.

### BEDECK THE MAINE.

Memorial Exercises on Wreck of Battleship—Pay Tribute to the Dead.

Havana, Feb. 17.—Four hundred Americans Sunday afternoon observed the fifth anniversary of the destruction of the Maine, proceeding to where the Maine now lies with a flag draped with crepe and a wreath which was hung on the wreck as a tribute to those who lost their lives in the disaster. Representatives of the Cuban veterans' association took part in the ceremony and brought the finest of all the floral offerings.

The exercises were purely memorial, references calculated to revive animosities being avoided. The United States legation was not represented, Minister Squires holding that any possibility of stirring up the feelings of the Spanish residents by public exercises commemorative of a bitter incident in the war ought to be avoided. The Cuban government officials finally decided not to attend, but a government launch accompanied the procession to the wreck. United States Consul Rublee, Vice Consul Springer and some representatives of the United States army were present.

A United States quartermaster's launch the way to the wreck, followed by two small steamers loaded with Americans, and numerous little crafts. All about the harbor American and Cuban flags were flying at half mast. The strains of the dead march played by the band of the United States artillery corps floated across the water as the procession made its way to the Maine. After completing the decoration of the forlorn rock, the boats clustered around the quartermaster's launch, the awning deck of which was utilized as a platform. After a prayer offered up by the Rev. Mr. McPherson, General Nunez, the governor of Havana province, who is also president of the Cuban veterans' association, spoke in Spanish to the effect that the Cuban veterans would never permit such an occasion to pass without testifying their regard for those whom the Cubans were proud to regard as comrades.

Ernest Conant delivered the memorial address. He paid a tribute to the victims, but commended the mutual respect now existing between those who for a brief period fought each other, and in his reference to the late Admiral Sampson the speaker especially eulogized the Spanish admiral Cervera.

Other speakers urged the co-operation of Cubans, Spaniards and Americans in working out Cuba's destiny.

### Police Take Him in Tow.

Grand Island, Neb., Feb. 17.—With his pocket full of maps and his head full of railroad extensions, coal mine developments and Boer colonies, a stranger giving his name as McLane, and claiming to hail from Friend, made a canvass among real estate men and leading merchants trying to interest them in his dreams. He offered shares of stock in the company to the amount of \$10,000 to S. N. Wolbach and other leading citizens, offered to make the former the president and Henry Mitchell secretary if they should take sufficient stock; proposed to immigrate 30,000 Boers to this section of Nebraska and scatter them all along to Wyoming and finally establish a democratic form of government and set the Boers free. He went into a second hand store, bought a suit of clothes tried them on and walked out without attending the usual formality of paying for them and then the police took him in. It is believed that he is only temporarily thus, from some special cause. He was first given two hours to leave the city, but reappeared and was held to await word from supposed relatives.

### Killed by an Insane Man.

McCook, Neb., Feb. 17.—Robert G. Mitchell, who lived on a farm about ten miles southwest of this city, was instantly killed by his brother-in-law, Ed Lincoln, Sunday morning. Lincoln was subject to fits, from which he had been suffering severely all last week. This deranged him and the murder was the probable outcome.

Mitchell was formerly a Burlington engineer running out of McCook. Lincoln is now in the hands of the sheriff of Hitchcock county, at Cubertson, Cubertson, Neb., Feb. 17.—The killing of Robert Mitchell by his brother-in-law, Ed Lincoln, was the result of a quarrel between the two men, who have had trouble before. Lincoln who is subject to fits, was insane with anger, approached his victim unobserved, and crushed his skull with a piece of iron. He will be taken to the Lincoln asylum.

### Cuts His Wife's Head Off.

Hamilton, O., Feb. 17.—Samuel Keeler, a teamster, aged forty, today killed his wife, aged thirty in a most shocking manner and then tried to commit suicide. He was considered insanely jealous. This morning, after a quarrel, he killed his wife with a hammer and cut her head off with a saw. He then cut his throat. His daughter gave the alarm and Keeler was removed to the hospital, where it is thought, he will recover.

## Nebraska Notes

The State Press association's annual meeting was held at Hastings last week.

Mrs. Margaret Jane Carpenter died at her home in Rulo on Saturday evening. She was the wife of George W. Carpenter and was 53 years of age.

The county commissioners at Nebraska City appointed C. H. Bush county clerk to fill the vacancy caused by the death of H. R. Young.

Dr. A. D. Root of Crete, died quite suddenly. He was putting on his shoes at the time and fell over dead. It is thought that death was due to apoplexy.

James C. Elliott assumed the duties of postmaster at West Point. A. L. Krouse, the retiring postmaster, left his office with all his accounts in first class shape.

The Bremer hotel has changed hands. Joe Fleming, a prosperous farmer, has moved to town and taken charge of the hotel. Mrs. E. F. Taylor, who has run the hotel for the last three years leaves for Boston.

The Arlington Telephone company has bought lots and will erect a new building at Arlington. Larger quarters have been made necessary on account of the completion of the new lines.

The erection of a Young Men's Christian association building to cost \$20,000 or \$30,000 was discussed by the provisional committee at Beatrice which met with Secretary Bailey of the association.

W. S. Jones has sold out his interests in the Jones & Campbell general store firm of Tecumseh and will go into the ranching business in Keith county, where he and his father own 10,000 acres of ground.

The three elevators at Yutan are stuffed with corn which cannot be moved because of the lack of railway cars. Farmers are prevented from selling the large quantities of corn that they have on hand.

Charles H. Malsbury of Cadmus, after a desperate struggle with a mad dog, narrowly escaped without being bitten. He was obliged to kill some valuable stock that were bitten by the animal.

The Woodman Clarke met at Fremont. The business of the session was to select state headquarters for another year, and elect delegates to the national convention in Milwaukee next June. Omaha will get the headquarters again.

Mr and Mrs John Tuma, living six miles south of Dorchester, are the parents of triplets, three girls, and all living. The Tumas have been married for a number of years and have several other children, born singly, however, some of whom are almost grown.

Otto L. Gibson, a former resident of Hemmingford, met an accidental death by poisoning near Blackfoot, Ia., recently. Mr. Gibson ate a raisin stew cooked in a galvanized iron kettle. Some of the galvanizing had worn off, leaving the iron exposed.

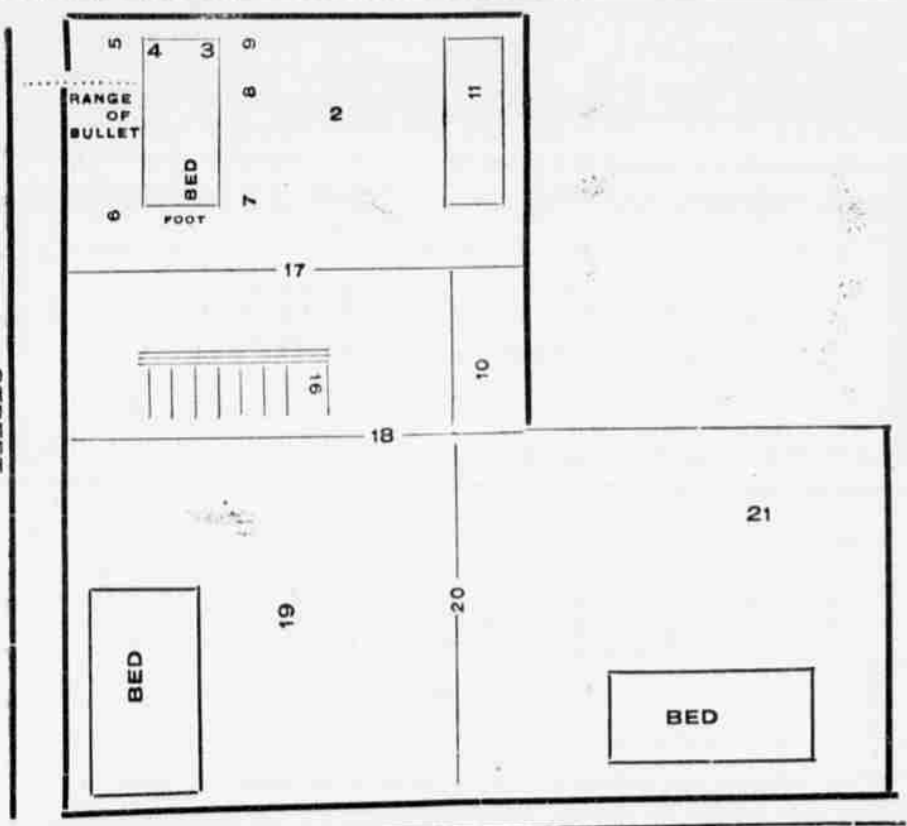
Officials of the Argo Starch works at Nebraska City have received notice from the Central Labor union that it will demand a raise of 2 1/2 cents per hour for common laborers after March 1. This class of employees now receive 15 cents per hour. The plant is owned by the Starch trust and has been open but a short time.

Two men who were arrested charged with stealing a pair of shoes, some skirts and a bolt of cloth from Hansen & Bernhard's store at Shelton, kicked a hole in the calaboose roof and escaped. They had sneaked the goods while the clerks were busy in the store. One of them had pleaded guilty and the other not guilty before Justice Mitchell.

John Kerma entered a saloon at Schuyler and pulling a revolver, shot and killed himself in the presence of a number of men. A letter found on his person explained that he had taken his life on account of financial reverses. His obligations were so small however, that his friends are inclined to believe that he was temporarily insane.

Oscar Soglum of Oeresco, Neb., while driving across the railroad track in a buggy at that place, had his vehicle smashed into splinters by an Elkhorn passenger train. The team escaped uninjured, but Soglum was rendered unconscious by the fall. He was taken to Lincoln to St. Elizabeth's hospital, where it was found that his right leg was broken above the knee.

Last week Samuel Lichty sold his farm of 160 acres, three miles northwest of Falls City for \$16,000. This is said to be the first time in the history of Richardson county that a quarter section brought \$100 per acre. Good, well improved tracts of forty and eighty acres have been selling at that figure, but Mr. Lichty is the first to get that price for a quarter section. Francis Stump of Obie township, is the purchaser.



- 2—The Lillie bedroom.
- 3—Side of bed where Lillie lay, lying on his back.
- 4—Side of bed where Mrs. Lillie lay.
- 5—Ten inches from bed to wall.
- 6—Twenty-two inches from bed to wall, this is where Mrs. Lillie says she dropped behind bed when burglar pointed gun at her.
- 7—Point where Mrs. Lillie told Sheriff West, on the morning of the murder, that the burglar stood.
- 8—Point where Mrs. Lillie told the coroner's jury the first time she testified, the burglar stood.
- 9—Point where Mrs. Lillie told the coroner's jury the second time she testified, the burglar stood.
- 10—Closet.
- 11—Small bed in room not occupied.
- 16—Head of stairway.
- 18—Door leading into room occupied by Edna and May Lillie.
- 19—Room occupied by Edna and May Lillie.
- 20—Door leading into room occupied by Miss Dawson and Miss Fiecke.
- 21—Room occupied by Miss Dawson and Miss Fiecke.

County Attorney Evans, in making a statement of the case to the jury, said in part:

"On the 23d day of October, 1902, there was living in the Lillie home Mr. and Mrs. Lillie, their daughter, May Lillie, a niece, Miss Dawson and Miss Fiecke. On the morning of October 24, Mr. and Mrs. Lillie occupied the southeast part of the bedroom. The head of the bed was about ten inches from the wall. Mrs. Lillie slept on the east side of the bed and Mr. Lillie on the west side of the bed. The bedroom occupied by the girls was across the hall

When Dr. Stewart arrived he and Mrs. Lillie went up stairs, and after the doctor had looked at the wound in Mr. Lillie's head, Mrs. Lillie said: 'Will he die, doctor; will he die.'

"At this time Mrs. Lillie opened the bureau drawer and said: 'My pocket book is gone; there was over \$300 in it.' She then turned around and picked up Mr. Lillie's trousers and examined them. Policeman Fadden arrived in a short time and in telling him what had happened, she again wondered if they had been robbed, and again went to the bureau and examined the drawer and again said her pocketbook was gone and there was \$300 in it.

**Want Free Transportation**  
Washington, Feb. 14.—Dr. C. J. Sorenson, surgeon-in-chief of the Northern Michigan general relief hospital and chairman of the national Finland central relief association of the United States, arrived here today to consult with Senators Burrows and Alger of Michigan and Nelson of Minnesota regarding relief for the famine stricken residents of Finland, particularly the securing of ocean transportation for the grain and flour.

**Injured by a Bull.**  
Humboldt, Neb., Feb. 14.—C. M. Snook, a prominent farmer living several miles northwest of this city had a narrow escape from a violent death a day or two ago, while working about the barnyard. He was attacked from the rear by a Jersey bull and knocked down, falling on his face with the animal endeavoring to crush him. A daughter who was near at hand snatched up a club and came bravely to the rescue of her father, and managed to drive off the infuriated beast.