STEVENSON FOUND GUILTY.

The Jury Returns a Verdict Against Lulu Espey's Assailant.

OUT LESS THAN ONE HOUR.

Remains of Eight Human Beings Plowed Up in South Omaha—Arrested For Obtaining Goods By Frandulent Means.

Stevenson Found Guilty.

Argument in the Stevenson case were opened yesterday morning by Mr. Charles Offut for the state. Another large crowd of spectators were present. Mr. Offut made a masterly argument, and was followed with the closest attention by the jury and spectators. Even Judge Groff gave the eloquent gentleman nearly his entire attention. A large number of the bar was present, and when he finished there was a hum of approval and admiration among them. Mr. Offut reviewed the testimony, more particularly of Stevenson, Hill and Miss Espey, and compared the conflicting statements. He sarcastically referred to Stevenson as a "modern Apollo, who imagined that every girl who would even notice him was in love with him, and natural prey for his lust." Of David W. Hill he said that "he was as mild a mannered man as ever scuttled ship or cut a throat." He mercilessly scored Hill and denounced him as one of the lowest specimens of humanity in the world. The attorney then turned his attention to the character of Miss. Espey, and paid that lady a glowing tribute. He appealed to the jury to set the seal of their condemnation upon such crimes. He asked them by their verdict to tell such scoundrels as Stevenson that there was a law in Nebraska to protect the chastity of their wives and daughters.

Mr. Crowell followed for the defense. He devoted most of his attention to Miss Espey's evidence and sought to show that her character was not above reproach. Mr. Crowell made a strong plea for his client.

Mr. Shields followed in behalf of the prisoner. Mr. Shields made a powerful argument in the face of the overwhelming evidence against Stevenson and fought bravely for a verdict. He evidently made a great impression upon the audience.

Slow and deliberate, County Attorney Simeral began his address to the jury a few minutes after 3 o'clock. The points in his speech were listened to with utmost attention by jury and audience, and the able and unaffected manner in which he presented them was favorably commented upon. Mr. Simeral began by saying to the jury that the enormity of the crime made him wish that he could be excused from addressing them. The man charged with larceny or burglary takes only property that may be restored. But how different this case. The character of a woman is at stake, her virtue and honor is held in the balance. Mr. Simeral then appealed to the jurymen not to jump at conclusions, but begged of them to weigh the evidence carefully and without prejudice, adding: "What a sad story that poor girl told upon the stand—a story of sorrow and suffering. The testimony shows she had met Stevenson a number of times before, and the evidence introduced by the defense shows that he was considered a young man of good character. She went riding with Stevenson that afternoon and met Dick Hill upon the road. She had faith in Stevenson and believed him to be upright and honest, and so she went with him. The fact that she took a coat from the wood house has been used by the defense for the purpose of insinuating that she knew for what purpose they were going up the road. There is nothing without point. Stevenson was the one who suggested that she take it when she said she was cold. The only way you can account for that assault was that this defendant, governed by the passion of the moment, made the assault with a fearful purpose in view. A great many reasons have been assigned by the counsel for the defense to show that there was no violence used for the purpose of accomplishing a crime. She could not have gone home alone. She was weak and bruised and could not have walked. They have furthermore sought to attack her reputation. Have they done it? Have they brought a single witness? Not one! Oh, I forgot. There was Dick Hill, the keeper of a road house, and a fellow by the name of Maguire, neither of whom are entitled to any credit."

Mr. Simeral proceeded to give Hill and Maguire a terrific scoring that was apparently appreciated by the crowd. Next he commented on the utter impossibility of Miss Espey drinking eleven drinks of whisky, road-house whisky at that, within two hours and not being under the influence of it. Yet this was Hill's and Maguire's testimony, and in all probability, Mr. Simeral said, they had committed perjury. After indulging in a very minute review of the evidence Mr. Simeral closed.

Judge Groff then delivered his charge to the jury. The various phases of the law were distinctly and plainly set forth in a vigorous and impartial manner, and at 4 o'clock the twelve men marched out to the deliberating room in charge of Deputy Sheriff Grebe, with directions that the court would wait for them a reasonable length of time and instructions to send in a sealed verdict in case they could not agree before the adjournment hour.

The court then took a recess, the crowd made a rush for the corriders to get a breath of fresh air, Stevenson was conducted to the jail and lawyers, newspaper men and the hundreds assembled discussed the probable outcome of the case. The opinion was general that the jury would not remain out very long and that they would bring in a verdict of guilty, a few inferring that it would be on the indictment, that of rape, but the majority staking their reputation as prophets that it would be assault with intent to commit rape. Another peculiar feature of the trial was noted and commented upon. Close observers had noticed that the last juryman was secured about 4 o'clock, the final taking of evidence closed at that hour and that at exactly the same time the case was given to the jury.

The hands of the large clock in the court room marked the hour of 5 when a messenger from the jury rushed in and breathlessly belched forth, "Where is the judge? The jury have agreed."

Judge Groff, who was seated in his private office, resumed his seat on the bench and the assembled throng, which had been notified of the jury's agreement, again crowded into the room. Preceeding the jury came Stevenson, who, with an effort, nerved himself up for the trying moment. He took a seat beside Mr. Crowell, one of his attorneys, and nervously played with the crown of his derby hat. As the jury returned to their places Stevenson eyed them closely, and with an evident knowledge of the result, for he turned to his attorney and said:

"They've convicted me sure."

Clerk Ijams asked the jury if they had agreed on a verdict, and the foreman replied they had, tendering it to Mr. Ijams in writing. It was that they found Sam. Stevenson guilty of assault with intent to commit rape. Stevenson showed no signs of remorse or fear, and there was no demonstration over the result.

"I would like to have the jury polled," requested Mr. Crowell, and this being done he gave notice that he would take exceptions to some of the judge's rulings and would apply for a new trial for his client.

The attorneys for the prisoner have three days in which to file their exceptions for a new trial, and it is not to be expected that Stevenson will be sentenced before these important proceedings are settled. The penalty in his case is not less than two years and not more than ifteen years in state's prison at hard labor.

Dragged From the Tomb.

For some time past there has been a force of men engaged in grading Twentieth street in South Omaha, for the purpose of making a more direct route to certain parts of that city. For a time, the work was uneventful, but one day the plow share grated upon a hard substance, which finally yielded with a crackling sound, and then the almost intact frame of a man was dragged from its place of sepulture. The news spread around with rapidity, but beyond the entertainment of a few speculations as to who the deceased was and how he had died, pothing was done except to re-inter the bones in another place. The next day another skeleton was discovered, and this find has been followed with others, so that now the plowshare has again brought back to the light of day no less than the remains of eight men. They were not buried as if in a graveyard, but in irregular lines, with the heads lying in various directions. They were found on Twentieth street below Missouri avenue, and at a point about midway between L and N streets. All of them appeared to have been but recently interred and none of them were encased in even a box. It looks as if they had been secretly and hurriedly placed under the sod and this as well as other circumstances warrant the suspicion of some foul deed. One of the skeletons which was disclosed yesterday was interred wearing a brown overalls, with patent fastner buttons. The overall was old, though in condition, and in the fob there was impression which showed that in life the wearer had worn a watch. The buttons mentioned have not been long upon the market, showing conclusively that the deceased must but recently have come to his death. The contractor thinks that more bodies will yet be found, and in this opinion he is joined by many of the citizens. The latter cannot explain the finding. If the bones exhibited signs of long sepulture, a dozen explanations would be suggested and either of them be acceptable. But the evidence of recent interment, and then but one foot under the surface, cause many to feel that the discovery requires a careful and official investigation.

A JOURNEY ABRUPTLY ENDED.

John Palen Charged With Having Obtained Goods by Fraud.

Kirkendall, Jones & Co., wholesale boot and shoe dealers, swore out a warrant for the arrest of John Palen, on a charge of obtaining goods under false pretenses. Palen was apprehended at the depot just as he was in the act of boarding an outgoing train for pastures new. In default of $500 Palen was immured in jail. The complaint states that Palen was a merchant at Gothenburg, this state, and that he bought a bill of goods of Kirkendall, Jones & Co., amounting to $459, for which he never paid. It is further alleged that he procured the goods by misrepresentation, and with the premeditated intent to defraud the Omaha house. He also bought a bill of goods of W. V. Morse & Co., amounting to $229, and smaller bills at various other places. Receiving all his orders at Gothenburg, he mortgaged the entire stock and skipped out. The magnitude of his rascality is as yet not definitely known. The man arrested says it is a case of mistaken identity, that he is not John Palen, but Edward Johnson. This, however, will not work, as Palen has been unquestionably identified by the salesman of whom he bought the goods at Kirkendall, Jones & Co., and there are several parties in the city here who know him well.

PUBLIC WORKS.

"Boss" Stout Talks Mildly About the City Hall Outrages.

A BEE reporter yesterday asked W. H B. Stout, of the firm of Nevins & Co., what he thought the council would do with regard to the contract awarded to his firm to finish the city hall basement.

"They will annul it, I suppose, as they did the contract to complete the same building."

"Will you bid again?"

"Yes, I expect we will if bids are asked for. We are in the building business, you know."

"Did you or Mr. Nevins offer Regan Brothers or Mr. Whalen $7,000 if they would allow you people to finish the basement?"

"No, sir. Mr. Whalen came to me and said that if the contract was annuiled it would ruin him financially, and I told him if that was the case and we did the work that I would give him something. Mr. Whalen will tell you that and so will Mr. Brennan."

"If you had gotten the contract for the city hall, what would you have done?"

"Gone right to work."

"Because labor and material are cheaper now?"

"Not altogether for that, but when you've got work to do, why not do it?"

"Where would you get your stone?"

"In Colorado, I think. The board of public works said they would make a personal visit to Colorado to select the material. If they don't select it there, it will probably be Berea stone, from Ohio. It don't make any difference to me."

"Where would you cut the stone?"

"Right here in this city. It's all nonsense to think of having it cut in any other place. I never thought of it."

SIDEWALKS.

At the last meeting of the council a resolution was adopted that hereafter grading contractors should take care of all sidewalks which they take up when at work. The resolution is a tardy one, although, if enforced, it will have a beneficial effect, because a large number of complaints has been lodged with the chairman of the board of public works against offending contractors. One of these was before the board yesterday. It was P. F. Mullen who had been notified to pay his taxes for the paving of property on Twenty-sixth and Howard streets, and the sidewalk of which he claimed had been taken up, thrown into a wagon, and carried off. Since then he has not seen it and does not know where it was carried. The contractors, he claimed, were Katz & Callahan, and as they haven't yet been paid all that is due them for the work, Mr. Mullen wanted to have the payment enjoined until they should make good the loss sustained by him in the removal of his sidewalk. A few days ago the same man experienced the same treatment at the hands of the contractors who are now engaged on Twenty-fifth and Jones streets.

UNION PACIFIC COUNCIL.

The Order of Royal Arcanum Has an Acceptable Adjunct.

W. J. Booth, of Detroit, Mich., deputy supreme regent of the Royal Arcanum, Wednesday night organized Union Pacific council under the most flattering auspices. The council is composed wholly of railroad men, and that they will prove themselves an acceptable and important adjunct to this growing secret and benevolent order is already established by the officers that have been elected. They are:

Regent—Lewis T. Wolfe, assistant engineer of the Union Pacific.

Vice Regent—J. L. Craig.

Orator—H. W. Snow, Union Pacific freight department.

Past Regent—John W. Scott, chief clerk, Union Pacific passenger department.

Secretary—S. H. Reed, chief clerk of the Union Pacific auditor's office.

Collector—W. H. Murray, private secretary to General Passenger Agent Tibbetts, Union Pacific.

Treasurer—John H. Lichtenberger, chief clerk of General Superintendent Dickinson, Union Pacific.

Chaplain—J. W. Maynard, ticket agent Union Pacific transfer.

Guide—John B. Sheldon, chief operator Union Pacific general office.

Warden—E. T. Lalk, advertising manager B. & M.

Sentry—I. L. Richards, private secretary in claim department Union Pacific.

Trustees—Three years, John A. Monroe, general freight agent Union Pacific; two years, E. L. Lomax, assistant general ticket and passenger agent Union Pacific; one year, J. K. Chambers, Union Pacific ticket agent Omaha depot.

Among the members are L. M. Cheshire, division freight agent; J. J. Burns, supply agent; C. E. Phelps, assistant supply agent; F. W. Hills, auditor passenger accounts; A. J. Van Keuran, auditor freight accounts, and G. B. Griswold, ticket stock clerk.

W. C. Long, the affable and rustling representative of the Union Pacific's advertising department, becomes a member by card. He is the past grand regent of Illinois.

The new council starts out with a charter membership of thirty. The council will be swelled to fifty at the meeting next Tuesday night, when officers for 1888 will be elected.

Helping the Hackmen.

The present ordinance of the city relating to hack stands has been a source of annoyance to hack drivers for some time. Under it they are not allowed to stand on Fourteenth street south of the alley between Douglas and Dodge streets nor on Fifteenth street north of the alley between Farnam and Harney streets. This places them beyond the convenient reach of patrons. They have now gotten the assurance of the council that the ordinance will be amended so that two hacks will be allowed to stand on every street corner which the owners may select.

One Building Permit.

The solitary building permit issued yesterday by Superintendent Whiticck was to E. H. Howland for a two-story frame dwelling near the corner of Leavenworth, and is to cost $900.

BENCH AND BAR.

The United States Court.

THE WASSERMAN PERJURY CASE.

The trial of Charles Wasserman, one of the witnesses in the celebrated Gross case, and charged with perjury, came up before Judge Dundy yesterday afternoon.

SLOWLY IMPROVING.

Peter Gross, who lies in jail awaiting sentence for subornation of perjury, and whose conviction, it was thought, had dethroned his reason, is slowly growing better. Still the probabilities are that he will be sent to an asylum instead of the penitentiary.

District Court.

HURT BY A HORSE CAR.

Mrs. Mary Carney, a widow, filed a suit yesterday against the Omaha Horse Railway company, in which she alleges that on November 9, 1887, she was permanently injured by one of the defendant's cars, and asks that she be granted $5,000 damages.

THE PELLA CASE.

The trial of Thomas C. Pella vs the City of Omaha is still on trial before Judge Hopewell.

ALFRED WANTS $2,000 DAMAGES.

Alfred C. Luke has brought suit in the district court against the Union Pacific railroad in the sum of $2,000 for being ejected from the South Omaha dummy train, particulars of which have been printed in the BEE. John Ennis entered a like complaint.

Police Court.

Mrs. Lucretia Johnson was fined $2 and costs for getting drunk and disturbing the peace. Frank Cody, Tom Curley and John Connelly, were similarly cinched for the same offense. H. Anderson was given ten days on bread and water for vagrancy.

Van Etten, charged with forgery, was up before Judge Berka in the afternoon, and after a very eloquent speech on the part of his attorney, W. S. Felker, was released.

An Omaha Boy.

Thomas R. Kimball, a son of Thomas L. Kimball of the Union Pacific, having graduated at the Massachusett Institute of Technology, is now engaged in the practice of his profession. In company with Henry D. Bates Mr. Kimball is publishing the Technology Architectural Review in Boston. The Review has the support of the leading architects of Boston, Philadelphia, New York, Chicago and Washington. It is a carefully edited sheet and an excellent counsellor to the architect in his labors. Young Kimball is an Omaha boy, and his success has been the result of energy and industry. His many friends in this city are pleased to learn of his prosperity.

Diebold Safes.

Call and see the large stock Meagher & Beach, Gen'l Agt's. have on hand at 1415 Farnam st., Omaha.

Fighting for Omaha.

Commissioner Griffits of the freight bureau of the board of trade, left last evening for Washington, where, with W. A. L. Gibbon, Euclid Martin and Robert Easson, they will appear before the inter-state railway commission to argue in favor of the retention of car load lot shipments which eastern jobbers are now trying to destroy. They will also argue before the board and show the manner in which eastern roads are discriminating against Omaha and demand the interference of the commission. The last three gentlemen of the commission will leave to-day. The argument will take place on the 13th of this month.

Seidenberg's Figaro, the only 10c cigar for 5c. Ask your dealer for them. Max Meyer & Co., wholesale depot.

It Would Not Work.

F. G. Rigsdale was arrested yesterday on the charge of stealing a ring valued at $25 from his room-mate, H. E. White, an employment agent in Crounse's block. Rigsdale at first endeavored to throw suspicion upon two young girls who visited the office in search of work. A search warrant was issued, however, and the missing valuable found in Rigsdale's trunk. Rigsdale was arraigned before Judge Berka and pleading guilty was fined $45 and costs.

Shopping!!!

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Ogalalla Cattle Company.

The Ogalall Land and Cattle company held its annual meeting Wednesday afternoon, at its office in this city, and elected officers for the ensuing year as follows: President, W. A. Paxton; vice-president, Mr. Meyer, Chicago; secretary and treasurer, Joseph Frank, Chicago; trustees: W. A. Paxton, E. Nagle, of Cheyenne; Joseph Frank, Mr. Meyer, Isaac Waixel and E. F. Lawrence, Chicago; Colonel Keith, of North Platte; August Richard, New York, and J. H. Bosler, Carlisle, Lenn.

Rabbi Benson's Lecture.

Divine services will be held at the synagogue this evening at 7 o'clock. The lecture for the evening will be on the subject "The Power of Circumstances."

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Childrens' Good Overcoats, sizes 4 to 10, at $1.35, for which other dealers ask $2.50.

Very nice Childrens' Ulsters, brown plaid, neatly made, sizes 4 to 10, at $2.25.

A splendid Cassimere Overcoat, with adjustable cape of same material, at $2.50.

Another good Overcoat, similar to the above, is with Astrachan cape and cuffs, a very stylish looking garment, also, at $2.50. It would be excellent value for $5.00.

In finer grades we have a few small lots of very choice styles which we offer at marvelously low prices. The brief season left for the disposal of these goods compels us to mark them at less than one-half their actual value.

One lot of little Ulsters made of fine Chinchilla and beautifully trimmed with braid, sizes 4 to 10, at $5.75.

One lot of very fine Astrachans, with satin lined cape, a beautiful garment, for $7,50.

Another very fine little Kersey Coat, with beautiful fur trimming, for $7.25.

No more and appropriate and useful Holiday present for Boys can be suggested than one of these garments, and we guarantee that these styles could not be duplicated in any first-class establishment for less than double the price.

A large variety of Boys' Overcoats and Ulster sizes, from 12 to 18, at equally low prices.

In Boys' and Childrens' suits we have an immense variety of styles and qualities from $1.60 up. Some of the finer grades we have reduced considerable. The figures were seeming low enough before, but we want to sell them out before the season closes.

There are also some splendid suggestions for presents in other departments in our large establishment. We carry the most complete Stock of Mens' Furnishing Goods and at lowest prices. An inspection will prove more forcibly than ever before that we are the leading Mens' Furnishers of Omaha, and we guarantee our prices lower than asked in any other house for like qualities. Among the many articles which we carry and which would make useful presents for gentlemen, we enumerate a few

All Silk Suspenders at 75c, usually sold at $1.50.

Silk Mufflers, in elegant patterns, at 75c, worth double.

Wool Mufflers in great varieties.

Japanese Silk Handkerchiefs, at 25c, 35c and 50c.

Silk Umbrellas at all prices.

Fine Jersey and Cardigan Jackets.

In Neckwear we have already won a wide reputation for selling high grade and choice styles at most popular prices. The Prince Teck Scarfs, which we sell at 15c, 25c and 50c can not be bought for less than 50c, 75c and $1.00. For the Holidays we have made extraordinary preparations in this department.

All goods marked in plain figures and at strictly one price.

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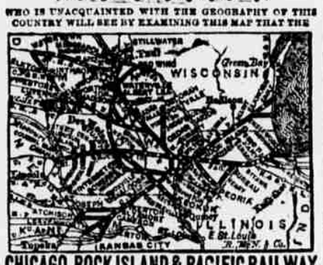

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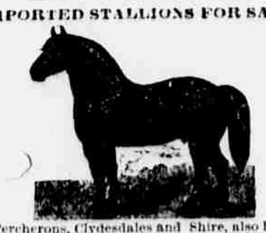

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