THE OMAHA DAILY BEE: SUNDAY, APRIL 10, 1892-TWENTY PAGES.

EXTRAORDINARY ---- BARGAINS ---- EXTRAORDINARY

Note prtces on Ginghams. See our Dress Goods notes. Read every line of this "ad." carefully, it means, if you are going to buy anything in Dry Goods, a reduction of from 25 to 50 per cent on your expenses this week, Read! Read!! Read!! See the special line of Wool Dress Goods on sale tomorrow at 55c; value \$1.

100 pieces standard prints worth 7 c, at 3 c. 2 cases new challis at 5c.

WASH GOODS

worth 10c.

New dress ginghams at 8¹/₂c, worth 15c.

Extra Special.

10,000 yards of zephyr gingham, actual value 18c, Monday, 112C.

500 pieces, 150 new patterns, added to our sale of fine Scotch ginghams. These are the very best quality and sell everywhere at 3oc; our price, 19c.

Silk finish Melaneis, one more week, at 19c, value, 35c. French batistes, all colors, in China silk effects, at 40c.

UPHOSTERY

Department.

Irish Point lace curtain sale for Monday.

Our \$5 curtain, Monday, \$3.75. Our \$6.50 curtain, Monday, \$5.25.

Our \$7.75 curtain, Monday, \$6.40.

Our \$8 curtain, Monday, \$6.90. Our \$9 curtain, Monday, \$7.15. Our \$10.50 curtain, Monday, \$8.65.

Our \$12.50 curtain, Monday, \$10.80.

These Irish Point curtains will be sold at the prices quoted on Monday only and can be seen in our show window.

CHILD BURNED TO A CRISP



Extraordinary Value.

Cheap Wool

40-inch all wool Cheviot mixtures worth 60c, all colors, for 39c.

Extraordinary Value.

40-inch pure silk finish Brilliantine, worth 60c, all colors, for 25c. The above prices are made in order to advertise this new department and make people talk about it. Come and secure a bargain while they last.

Fine Wool

Dress Goods

The finest assortment of Cheviot mixtures, nobby and durable, never sold for less than 65c, for this week, 58c. 40-inch all wool Cashmeres, an excel-

lent wearer and makes up pretty, value 65c, for this week, 58c. 40 inch Wide Wale Diagonal, value

this week, 75c. 42-inch new colorings in Camelettes, made from a fine Australian wool, and

The prettiest novelty this season is the new Diagonal weave at \$1.25.

New Crepon novelty stripe, a very pretty effect, and worth \$1.25, for this week, \$1.

sale this week

beauty, for \$1.

for \$1.00.

ish and effect this cloth has no equal; \$1.50.

weight, for \$1.25.

See our beautiful Scotch Tweeds at \$1,50.



NEW GOODS! NEW GOODS!

Princetta Gloth

A new and desirable weave for spring and summer wear; has a rich, lustrous finish and very light weight. In the east it is having a very large sale. We make a specialty of this cloth at

95c and \$1.25 per yard.

We have just received another con-signment of Priestley's celebrated black goods, which we will place on sale Monday and all week at very low prices. Tamise cloth at 90c, \$1 and \$1.25. Albatross cloth at 60c, 75c and \$1.

Silk and woel mousseline at 90c, \$1 and \$1.25. Crepon cloth at 85c, \$1, \$1.25 and \$1.50.

Wool grenadines at \$1.25 and \$1.50.

Nuns' veilings at 65c, 85c, \$1 and \$1.25 per yard.

SILK DEPT.

Figured India silks in elegant designs, worth 65c, at 37 ic. Black faille silk sold all over at \$1, our price 75c. All black satin stripe pongee filler, something very desirable for summer dresses and well worth \$1, Monday 69c. Black brocaded surahs, with colored swivel stripes, which would be cheap at \$1, but as a "Special" for Monday we offer them at 69c.

MILLINERY

We will exhibit in our millinery de-

partment this week a choice lot of im-ported hats and bonnets for Easter.



44-inch silk drapery nets, value 85c, Monday 49c.

44-inch silk drapery nets, value \$1.15. Monday 78c.

46-inch silk drapery nets, value \$1.35' Monday 98c.

46-inch silk drapery nets, value \$1.75' Monday \$1.13.

46-inch silk drapery nets, value \$2,25' Monday \$1.68.

46-inch silk drapery nets, value \$2.75, Monday \$1.98.

46-inch silk drapery nots, value \$3.50, Monday \$2.48.

Also a new lot of matched laces in the new styles, from 2 inch to 15 inches in width, at greatly reduced prices.



1,000 yards 1-inch embroidery 3c. 1,000 yards 11-inch embroidery 5c. 1,000 yards 2-inch embroidery 7#c. 1,000 yards 3-inch embroidery 9c. 1,000 yaids 5-inch emtroidery lic. 1,000 yards 9-inch embroidery 13c. 500 yards Allover embroidery 50c. 25-inch demi-flouncing in black embroidered mull, 35c per yard. Also narrow edges to match 3c yard.

.35

The above cut represents a wrapper made of a fine American print in all the made of a fine American print in all the new designs and patterns. The style of this wrapper is one of the best brought out this season. It is made with a yoke and ruffling of the same ma-terial, is gathered in the seam to give it a perfect finish. It has a tight-fitting lining, full front and pleated back. Size, 32 to 42. Price, Monday, \$1.35. Our next number is made of a fine Our next number is made of a tine Pacific Challie, all new and handsome patterns copied from the imported ones. We offer, Monday morning, at \$1.50.



This wrapper is a novelty, made of a fine Bedford Cord, in delicate little heaves and flower patterns, tans, navys. pearl grays and creams; the entire waist is lined with campric, making a warm, cozy wrapper for early spring wear. Our Monday price, \$2.65.

ackets. ackets.

We have about 100 Ladies Jackets, all new goods, size, 34 to 38, in tan, navy and black, ranging in price from \$5,75

and black, ranging in price from \$5.75 to \$7.50 On Monday we will offer the choice at \$4.85. We have a long Russian Cape made of all wool material, in black, tan or pearl gray. It is a garment that is sold at from \$15.00 to \$18. Monday morning we offer this garment at \$10.50.

MEN'S FURNISHING DEPT.

Men's heavy Rockford mixed # hose for 7#c a pair, actual value, 15c. Men's neavy Rockford mixed a lose for 15c a pair, actual value, foc. Men's finer seamless onyx dye 4 hose at 25c; best value on earth for the money. Boys' Percale Waists, good patterns and fast colors, all sizes, 29c, Boys' heavy Oxford Cheviot Waists, light and dark colors, at 50c, special

- value. Men's Cheviot, Madras and Flannel Shirts for \$1, \$1.25 and \$1.50, all good pat-
- Men's Cheviot, Madras and Flannel Shirts for \$1, \$1.25 and \$1.50, all good patterns and fast colors.
 100 dozen Men's Fancy Bordered Handkerchief for \$1c each.
 100 dozen Men's half Linen Bordered Handkerchiefs. 123c and 166c.
 A large variety of Hemstitched Pure Linen Handkerchiefs at 25c, good fabrio

- We are showing a handsome line of Men's Neckwear in Teck and Four-in-Hands for 50c, all the newest colorings of silks.
- Men's fine French Balbriggan Underwear in ecru and blue-gray for spring wear at 75c.
 - Men's Jean Drawers, all different lengths of legs, best quality,50c and 75c pair. LADIES HOSIERY AND UNDERWEAR DEPARTMENT. Ladies' fine Swiss Ribbed Jersey-Fitting Vests, silk taped, for 12je each
- Best grades of Maco Cotton Jersoy-Fitting Vests at 25c, 55c and 50c; best value shown.
- Heavy, long sleeves, high nock Balbriggan Shirt, at 50c. Ladies' Onyx Dye Lisle Thread Hose for 39c, worth 50c. Boys' heavy School Hose, onyx dye, 25c a pair. Ladies' fine Gauge Onyx Dye Cotton Hose, 35c a pair, 3 pair for \$1.

Dr. Miller and Attorney Connell Talk About

the Park Board's Powers.

Dr. Miller Says Condemnation is Too Slov

Money and Help Out Many

Workmen.

Much comment and criticism have been

opirion in reference to the city having power

to condemn lands for park purposes. Some

for their improvement. On the contrary,

the proposition voted upon states clearly

that the money to be gotten by the sale of

the bonds is to be applied to both the pur-

chase and improvements of the parks after

the grounds have been selected by the park

an indefinite length of time in getting parks.

purchased the property outright.

Dr. Miltor, upon being asked his

Dr. Miller's Opinion.

tion in this case at every step, but I do not know this because I am not a lawyer. But in my opinion the expense of illigation which

would be certain to occur to the city would would be extain any advantage that could be attained from exercising the rights of eminent domain, besides I hold firmly to the

opinion that the right of eminent domain in

cate his position.

With regard to delay Mr. Connell says

dangerous power, and that there is no jus-

why the delay would be made, said ;

opinion

securing

commission.

-Mr. Connell Says It Will Save Much

patron, I. N. Clark; associate matron, Mrs. E. W. Woodruff: conductress, Mrs. Dr. Vradenburg; associate conductress, Mrs. I. N. Clark; treasurer, Mrs. Wittenburg; sec-WON BY THE GOBLE MINORS the perpetrator of the fraud that renders the sale void. To say that how will be protected by the courts from the predicament in which he finds himself by reason of his fraud is to put a premium upon vice and piace virtue below. It is an extremely disagreeable day. He supposed that the court would take judicial no-



\$1.25; we have only a few pieces; for

very durable, value, \$1, for this week,

We have the finest Henrietta made, and sold everywhere for \$1.25,our price, for this week, \$1.

Priestley's grey novelties on special

40-inch Hair Line Diagonal Twill, a

40 inch English Foule Twill, a beauty

45-inch Wide Wale Diagonal; for fin-

50-inch new French Foule Twill: a good serviceable cloth and light

New Crepon and Cote de Cheval, a real novelty, and requires a very little trimming, for this week, \$1.50.

Horrible Death of a Baby in the Absence of 1ts Parents. INJURED BY FRIGHTENED HORSES Mrs. Judge Miller and Two Daughters Dangerously Hurt in a Runaway Near Cole Ridge-Nebraska Political News Notes.

WEST POINT, Neb., April 9.- [Special Telegram to THE BEE,]-The 3-year-old daughter of Mr. and Mrs. Frank Helnman met with s frightful death Friday morning at their home near Bismarck. The folks were outside doing the chores and upon entering the house found a charred mass upon the floor that was twitching-it was the little girl, who, in some manner, ignited her clothing and was burned o death, and was writhing in her agonics.

Normal College for O'Neill,

O'NELL, Neb., April 9.- |Special Telegram to The BEE.]-Messrs, Gunn, Yost & Co. of Fort Scott, Kan., have contracted for eighty acres of land in what is known as Hazelet's addition to O'Neill, and a well known and popular company will creet a normal college there. This is the same com-pany that is now building a normal school at Wayne. Parties here received a letter tonight from Gunn, Yost & Co., who say that work will begin soon on the college and the Septem contract calls for its completion by ber 1. It will be about 50x60 and be en larged as time and addition of pupils require. There will be no boarding house in connec tion with it

A meeting was held here tonight to discuss a mill proposition. A committee was ap-pointed to raise a fund for a bonus, and it is thought it will be successful. It will be a water mill and be ready for work by the time new crops are harvested.

Captured Omaha Crooks.

BEATRICE, Neb., April 9.- [Special Telegram to THE BER. |--- A couple of crooks hail ing from Omaha, who had stolen a quantity of clothing from Klein's Racket store, were captured this morning by the police after a lively chase and lodged in jail. The Rock Island will put on a new train

botween this city and Omana tomorrow. The train leaves here at 3:05 p. m., reaching Omaha at 6:35.

R. L. Carey, local agent of the Wells-Fargo express company, received notification today of his promotion as route agen' of the same company with headquarters at Fort Worth, Tex. He will be succeeded here by H. M. Byerly of Omaha.

Took a Drink of Aconite.

RANDOLPH, Neb., April 9.- |Special to THE BEE |-A mistake, which might have resuited fatally to the participator, occurred at 10 o'clock yesterday morning, in the drug store of J. L. Stewart. In filling a prescription a bottle of aconite had been used and had not been removed when G. E. Beebe entered the store, and going behind the pre-scription case took a swallow of the poison, not knowing its deadly nature. His mistake was immediately discovered and satido promptly administered, which were finally successful in thwarting the action of the

Result of an Oratorical Contest.

GRAND ISLAND, Neb., April 9.-[Special to THE BEE,]-At an oratorical and declama tory contest at the High school Wednesday night, Robert Holmes was awarded first prize, Miss Ada Whaley also receiving hon-ors. The contest was held to decide upon a representative to be sont to the state high to held as the to be sont to the state high chool oratorical contest to be held at Hast incs next Thursday.

Eastern Star Lodge Organized.

SUTTON, Neb., April 9.- |Special Telegram to THE BEE. |--- Mrs. Billings of Geneva last evening organized a lodge of the Eastern Star hore, with the following officers: Star hore, with the following officers: from the jail by a band of seventy-five mea Worthy matron, Mrs. J. C. Merrill; worthy and hanged to a tree in the court yard.

retary, F. A. Nelson. The order starts off with much enthusiasm. After the installa-tion the company repaired to the Oakland, where an elegant lunch was spread. Judge Hopewell Decides the Case of Father INJURED BY FRIGHTENED HORSES. Mrs. Judge Miller and Two Daughters Hurt UNCOMPROMISING ENEMY OF FRAUD in a Runaway. COLE RIDGE, Neb., April 9.- Special Telegram to THE BEE. j-Today. Mrs. Judge Deed Set Aside by the Court and the At-Miller and her two daughters, as they were driving into Cole Ridge from Hartington, were run over by a frightened team coming from the opposite direction. The horses sprang upon the carriage of Mrs. Millor, turning it over and violently burling the oc-Mrs. Miller, perfectly helpless, was carried to a house near by, where she now lies in a critical condition. It cannot at present be determined how dangerous her injuries are. Although the two daughters were thrown beneath the buggy and the frightened horses passed over them, they received only slight bruises. The carriage was literally smashed to splinters. He Was from Omaha FREMONT, Nob., April 9.- [Special to THE BEE.]-A half dozen Fremont business men are today kicking themselves for having been confidenced by one L. Marks of Omaha, who was in the city a day or two ago and who, according to his own confession, was a little short of funds. He represented that he was with the Albright Land company and that

e was here paying taxes, etc. He succe

the victims is the city marshal, who is at the head of a detective bureau.

Death of Two Nebraska Papers.

BEATHICE, Neb., April 9 .- (Special Tele-

gram to THE BEE. |-- The Beatrice Daily

Leader, an independent paper, started here

just prior to the beginning of the municipal

campaign, suspended publication this even-

Grand Master Loomis' Appointments.

day afternoon and evening; Superior, Friday.

FREMONT, Neb., April 9.-[Special to THE

Baz.]-The movement for a reform of the

methods of working and improving country

roads has resulted in the calling of a county meeting, to be held in Fremont Thursday, April 14. One township of the county is al-

ready moving in the matter of submitting a bond proposition for road purposes at a

Assistance for Cyclone Sufferers.

Hanged Him in the Court Yard.

sufferers, raising quite a liberal purse.

special election

To Improve Country Roads.

publication of an alliance organ.

The somewhat sensational case of Allen and Gertrude Goble, by their guardian, Rev. John Williams, against John J. O'Conner, executor, was disposed of by Juage Hopewell yesterday. The petition sets forth that the plaintiffs were minors, and that by an order of court

the executor mortgaged the property for the sum of \$6,000. Later on he connived with parties to have the mortgage foreclosed and

Williams vs. J. J. O'Connor.

torney Severely Reprimanded-Story

of the Case-Other Court

Matters,

offered McFarland & Saunders a large sum of money if they would not bid on the property when it was sold by the sheriff to satisfy the mortgage. The property was sold and bid in by O'Connor, he paying \$6,506 for the same. McFarland & Saunders testified that if the sale had been honestly and fairly made the property would have

brought \$1,000 more. in getting several suckers to bite and they advanced him small sums of \$12 to \$15 each Suit was brought to set the sale aside, it being charged that fraud entered into the by his giving them drafts on himself through transaction

two Omaha banks. The drafts on himself through back unhonored and with protest charges, which must be paid by those who had the honor of Marks' brief acquaintance. One of the victims is the city Today in handing down his decision, Judge Hopewell said : Decision of the Court,

Decision of the Court, It is conclusively proven by plaintiffs, and not dealed by defendant, though a witness in his own behalf, that the defendant at a ju-dictal sale where the property of minor plaint-iffs was sold by the order of the court induced one McFariand, another attorney, who was a competing bidder, to desist and retire from the field, and paid him \$200 so to do; that the defendant, John J. O'Connor, then became the purchaser of the property at an advance of \$50 over the bid made by McFariand. As a rule, it serves no good purpose for the court to incture parties to a suit in regard to matters developed in the trial. I have not made a practice of this, and will not; but I would be derellet in my duty did I pass by unnoticed some features in this case. The conduct of the two attorneys is reprehensible in the extreme. What is the situation?

ing. The Leader issued out twelve numbers, Its failure is attributed to lack of patronage. STROMSBURG, Neb., April 9.—[Special Tele-STROMSBURG, Neb., April 9.—[Special Tele-gram to Tug Bez.]—Tho Polk County Pro-gress has suspended publication for want of support. Its publisher, Eric Johnson, will move the plant to Clay Center and begin the Vhat is the situation?

in the extreme. What is the situation? They are lawyers of ability and experience, officers of this court. The judge has the right to expect their assistance, and it is their duty at all times to ald the him in his endeavors to deal justly be tween litigants. Yet in a case pending before the court, to which one of them is a party and wherein the prosperity of unfortunate cred-itors, minors at that, is being disposed of at forced sale, we find them conspiring together, the express purpose of preventing compe-tition and enabling one of them its purchase the property for less than its value and less that it from any point of view: casi it by the minden name possible, the transaction is a shumeful one and cannot be censured too se-verely. FREMONT, Neb., April 9.- |Special to Tun BEE. |-Grand Master Loomis of the Nobraska grand lodge, independent Order of Odd Fellows, has just made engagements for all next week, as follows: Holdredge, Mon= day night; Orieans, Tuesday during the day; Alma, Tuesday night; Wilsonville, Wednes-day, during the day; Beaver City, Wednes-day night; Franklin and Red Cloud, Thurs-

The Sale Set Aside.

The duty of the court in the premises is plain. There can be no question as to the law. The authorities are all one way, and the sale must be set aside. Nor does the defendant's counsel deny that this must be done, but in-sist that it should be upon terms that will protect the defendant to the extent of the money paid out by him, to wit: purchase price, taxes paid and for improvements upon the promises. Transfer plan and for improvements upon the premises. Undoubtedly it is the law that an innocent purchaser at a void judicial sale will be pro-tected by the courts of equity to the extent of his purchase money. But what is the rule where the purchaser is not innocent of the fraud which vitiates the sale? But when on the contrary it is his fraudulent act that ren-ders the sale void, will he be protected? That is the question here and it must be answered in the negative. NEWMAN GROVE, Neb., April 9.- [Special to Tus BES.]-G. W. Randali of this place, new representing the Eagle Manufacturing company of Council Bluffs, canvassed this city yesterday in behalf of the Nelson cyclone

RICHMOND, Va., April 9,-A lotter to the An Uncompromising Enemy of Fraud. Dispatch says that Isaac B. Runson, a negro

A court of equity is the uncompromising enemy of fraud in all of its forms. It de-lights in protecting the innocent and the weak against oppression, but it will not stretch forth its arras to save a party from the conse-quences of his own fraudulent act. The defendant in this case was the actor. who attempted an assault upon a young white lady living in Chase county about two weeks ago, was on Wednesday night taken

finds himself by reason of his fraud is to put a bremlum upon vice and place virtue below par. Were such the law the schemer would take no risk; he could ply his evil practices, knowing that if successful he would enjoy the would get his money back with interest. Defendants say it would be a monstrous wrong if blaintiffs are given their property free from encumbrance. That is not the ques-tion now before the court. The question is, can the defendant invoke the aid of a court of equily under the facts proven and admitted in this case?

DEPT

equity under the facts proven and admitted in this case? But defendant contends that if he would not be entitled to invoke the powers of a court of equity in his own behalf, still the plaintiffs, being the moving partles, must first do equity by tendering the money he has paid out. To that the answer is that the right of the plain-tiffs to have the deed set aside de-pends upon their ability to show the fraud charged, and not on their ability to psy into court \$5,000. Besides, if the court required that to be done, it would be doing on its own motion for the defendant the very thing which would not be done if asked by them, viz: giving them security. If he can-not invoke the ald of the court of equity, how can equity be invoked in his behalf? The prayer of the plaintiffs will be granted and the deed set aside. Milton H. Gobie, the father of the plaintiffs, who is a tenant by courtes, not having joined with the plain-tiffs, we are of the oplainon it would be im-proper to allow a recovery for rents and profits, but the plaintiffs are the owners of the property and entitled to have the deed set aside. **History of the Case**,

History of the Case,

Father Williams, in speaking of the history f the case, said that in 1884 Mr. and Mrs. Goble bought the property in question situ-ated at 1910 Davenport street. They paid \$1,500 in cash and gave notes aggregating \$6,000. The next year Mrs. Goble died. Goble made no attempt to pay off the debt against the properties at 1910 Dave port street and on June 3, 1890, O'Connor offered

the property at sheriff's sale. Mr. Williams was absent when the sale was made, but re-turning June 15, for the first time learned that there had been fraudulent transactions connected with the saie of the property, which had been bid in by O'Connor. He learned that McFarland & Saunders had been bidders at the saie and that McFarland would have bid \$7,500 for the property. In fact he did bid \$6,500, when he was approached by O'Connor, who gave him \$200 to retire and not bid any more. He, thinking that O'Coanor did not intend to let him have the thinking that property, accepted the money and retired, after which O'Conner bid the property in in his own name at \$6,505.

When Mr. Williamsdearned this he brought suit against O'Connor to set the sale aside, charging him with fraud. The fraud con-sisted of hiring legitimate bidders not to bid at the sale

at the sale. Continuing, Mr. Williams said that O'Contor, as executor of the estate, was guilty of cheating two minor lieirs. This was proven on the witness stand and no attempt was made to deny the fact. As evidence of the fraud Mr. Williams

stated that after the sult was brought O'Con-ner approached him and offered to deed back the property upon payment being made of the amount that he had invested. Prior to commencement of the suit, however O'Consor would not consult with him re-garding the matter and at that time abso-lutely refused to transfer the property.

Mr. O'Connor was seen by a reporter and asked to state his side of the case. He said that he was ready to deed the property back if he was paid the money that he invested.

Other Litigations.

The case of Hoagiand et al against W. J. Paul was called in Judge Doane's court and continued for one week. In this case there are twenty-five creditors and \$75,000 at issue. The trouble grows out of the building of s number of houses at Twenty-fifth and Harney streets, which Paul crected two years ago. Being unable to pay the contractors and material men liens were filed and at-tempt is now being made to establish their priority.

In the case of the state against H. P. Mug gius, charged with having robbed a Swede, Nels Olsen, of \$00, the jury returned a ver-

dict of not guilty. Attorney John O. Yeiser was before Judge Keysor with a peculiar request. Last Thurs-day a case in which Yeiser should have ap-peared for the plaintiff was called. The attor-ney being absent, a dismissal was entered. Yesterday Yeiser asked to have the case rein-

tice of the condition of the weather and ad journ the hearing of the cause. The judge replied that the court was not doing that kind of business. "Well," auswered Yeiser, "the jury was in attendance and i have no doubt but the twelve men could have looked after the interests of my client to much better advantage than] could if I had been present." The judge has taken the matter under advisement.

John Sullivan has brought suit against Swift & Co. of South Omaha, and is seeking to recover \$5,000 damages. He alleges that last winter he was in the ice-cutting crew, and on account of the defendants using faulty machinery to conduct the ice into the house a block weighing a ton or more slipp

a block weighing a log or more slipped on the carriage. As it went down it crushed his right leg and foot to a pulp. Millspaugh & Cuddington want to recover \$3,000 from the Omaha Stradamant and As-phait Paving company. They allege that they had a contract to furnish \$3,000 worth of sand, but though ready and willing to of sand, but though ready and willing to comply with the terms of the contract, the defendant absolutely refused to accept the material.

Decided by the Supreme Court.

Parties owning lots in that portion of the city bounded on the north by Binney street, on the south by Lake, on the east by Twenty fourth and on the west by Thirtieth streets. have reasons for rejoicing. The title to that strip of land has been settled by a decision of the United States supreme court, and Judge Ambrose has just received authentic infor mation of the fact.

The suit was an aged one and originated like this: In 1857 a piece of half-breed scrip was issued to Sophia Felix. In 1860 the scrip came into the possession of M. T. and Al Patrick who had in the series of M. T. and Al The delay, it is set forth by those in opposicame into the possession of M. T. and Al Patrick, who laid it upon the land above re-ferred to. Shortly after this, Pierre Felix, the sole heir of Sophia Felix, brought suit, alleging that the scrip was fraudulently obtained. This placed a cloud upon the title of the land in question and affected all subof appeals from appraisement, injunction suits and will only end by the proceedings sequent purchasers of lands and lots. The decision of the supreme court is to the effect that a dismissal is entered as to all subsequent purchasers from the Patricks, but still stands as far as the land that is now in

any opinion about the new phase of park the possession of Al and M. T. Patrick is obstruction. It did not surprise me at all concerned. from what I knew of a deliberate purpose to defeat the project for

DISCOVERED THROUGH A CRIME.

Mooney-Gafford Tragedy Reveals Cecil Gray's Location to an Anxious Mother,

A well dressed and rather care-worn look ng women came to the police station yesterday morning for assistance in finding her daughter, Nellie Conway, who had left home to lead a life of shame in Omaha some months

She is a pretty, black haired little girl not yet 16 years old, and looks entirely too frean and innocent for the life she has been leadtification for its exercise for the purchase of broad acres for parks. There is no such ne oreasity for it, as exists in the case for rail-ways, streets, alleys and those essential things necessary for the public welfare." City Attorney Connell was also seen by a reporter for The BEE, and upon being intering. Her nome life in Carroll, Ia., she claims mother partially admits, was made unendurable by a tyrannical and overcearing

unendurable by a tyrannical and overpearing father, and her eyes were dazzted with vis-ions of a life of luxury and ease and unitan-ted new dresses. She has a sister in the city who left home with her and who is now, it is claimed, working at the county hospital. The mother had her suspicions, but had no idea of the depth of her daughter's fall until she saw the account of the inquest over the vic-tims of the Ninth street tragedy in Tax Ber, when she wrote, and came to Omaha to find City Attorney Conneit was also seen by a reporter for The BEE, and upon being inter-viewed regarding the delay which is claimed would result from condemnation proceedings and the purpose of advising such proceed-ings, stated that the claim that he was op-posed to parks or desired to cause any delay in securing them was utterly without founda-tion. He stated that he had sarge property interests in both localities where it is pro-posed to secure land for park purposes. From a personal standpoint as well as by reason of his general interest in public im-provements, he strong'y favored the estab-lishment of a system of parks and boule-vards at the earliest day possible. He also said that he believed this should be done as recalled by the plain provisions of the city charter and he was accolutely certain that the opinion he had riven Mayor Bemis was correct and that the courts would hereafter vindicate his position. when she wrote, and came to Omaha to find

with her mother, but expressed the opinion that she would find the father unchanged and would not be able to live in the same house with him.

Press Club Meeting.

Members of the Press club are requested to meet in special session today at 4 o'clock in room 314, Ber building, as there is busi-ness of great importance to the ciub to transthat that injunction proceedings are more likely to follow a disregard of the provisions of the R. B. PEATTIE, President.

About That Emineut Domain.

The city attorney, further referring to the right of the city to obtain lauds for park purposes by condemnation, said : "I do not claim to be absolutely infallible

regarding the law relating to the power of the city to appropriate land for park pur-SOME NEW POINTS IN THE MATTER poses, and if a lawyer of the character poses, and if a lawyer of the character and standing of Judge Lake would say I was wrong, while I would conclude to think I was right, I would concede that the city council would have some justification for acting contrary to my advice. If the council proceeds with the proposed purchase it will unnecessarily expend upwards of \$50,000, if not \$100,000, of the park money, which could be used for purchasing additional ground for parks or boulevards or for improving the e. A very large amount of the money indulged over City Attorney Connell's legal which it is proposed to expend for parks will at once be taken away from Omaha by non-resident capitalists. "Under the constitution, which provides that no property shall be taken without just have the idea that the bonds voted at the last election are only to be appropriated to compensation, the owners of these lands are sure to obtain the fair, reasonable value of the purchase of grounds for parks, and not the lands taken. This ought to satisfy them, To allow them a considerable sum in addition to the real value of the land taken will result in proventing the city from obtaining other necessary land and furnishing employment to a large number of workingmen.

Will Help the Workers.

"I believe the workingmen of Omaha are entitled to some consideration in this matter. The bonds which were voted by the people were to be used not only for the purpose of paying for parks, but also for improving parks and boulovards. One of the cluest and most suc-Some of the city officials, together with Dr. George L. Miller of the park board, claim that by condemning lands the city will be delayed tion to condemnation proceedings, will be cessful lawyers in the city stated to me that occasioned by endless litigation in the shape be would be willing to carry through the courts the condemnation suits necessary to obtain the land proposed to be purchased for parks, provided the city would allow him one-fourth of what he might save over and above \$100,000. If this sum could be saved as the result of condemnation proceedings costing the city more money than if it had as the result of condemnation proceedings, and I believe a very considerable portion of it can be saved, it is the duty of the rep-resentatives of the city to take action accordingly. The charter, is so many words, states: 'It shall be the duty of the mayor and council to take such "I have refrained thus far from expressing action as may be decessary for the appropriation of lands and grounds designated by the park commissioners for parks and by the park commissioners for parks and boulevards.' It is claimed by the editor of the World-Herald that I have failed to cite any provisions of the charter which give the parks this year or at all. It parks this year or at all. It is plain to any one that if the appraisers ap-pointed by the mayor, under the advice of the city attorney, should place the value of these lands below what has been asked for them, the citizens interested in having the parks seen cat at once and owners of this legal machinery necessary to be used in con-demnation proceedings for securing lands for park purposes. This is clearly an error on the part of the editor of the World Herald. them, the citizens interested in having the parks secured at once and owners of this property would do everything in their power to resist the proceedings. I hear it said there would be room for injunctions and conten-I have cited such provisions, and they are I have cited such provisions, and they are the same provisions under which a great deal of land has been taken at different times for public use. It is a mistaken notion that any serious delay will result from con-demnation proceedings. These proceedings are summary in their nature and it is expressly provided by the charter that to appeal from an award of damages shall delay the city in taking possession. To spend, as is proposed, the entire sum realized from park bonds in the purchase of lands which will remain for a considerable time in their present will and unimproved state it which will remain for a considerable time in their present wild and unimproved state, it seems to me is the height of folly. "The true plan is to condemn, and to allow the owners the reasonable value of their

the owners the reasonable value of their iands, assess special benefits to the extent that the same may exist, and devote the re-maining funds to the improvement of the parks and boulevards. This is due not only to the taxpayer but to the large number of men out of employment and in need of work."

Disastrous Forest Fire.

WATERFORD, N. J., April 9. - Three hundred men fought a forest fire near here yesterday, but in spite of their efforts it proved one of the worst fires South Jorsey has ever known. The loss is estimated to exceed \$30,000 and the fire is still raging. Thousands of acres were burned over.

The Right One Died,

NEW YORK, April 9.-At 9 o'clock last light Albert Kalbonnock, agod 25, shot Amelia Fross, a domestic of 103 East Fourth street and then committed suicide. Tue girl was not daugorously hurt.

to lead a life of shame in Omaha some months before. Sergeant Sigwart accompanied the woman and found the girl without any diffi-cuity in a notorious house on Ninth street. Nellie Conway is the Cecii Gray of the recent Gafford-Mooney tragedy. She was the chum of the murdered girl and the one who first discovered the bodies, and it was under her bed that the missing money was found.

The girl made no objections to returning