THE OMAHA DAILY BEE: WERNESDAY, MARCH 11, 1896.

MINOR MENTION.

The Bee office, No. 16 North Main street. Born, to Mr. and Mrs. George F. Camp, a

Mr. and Mrs. John Plummer, a

Mr. and Mrs. John Plumer are the parents of a son

The Miller larceny case will be decided by Justice Cook this afternoon. Colonel Reed, the czar of Manawa, is ex-

pected home from Little Rock this week. The laundry machinery owned by W. W. Beidler will be sold by Constable Alberti on

March 23. The Switchmen's Union of North America Council Bluffs will give its first annual

ball April 6. Green Wylie, convicted of bootlegging, took the poor debtor's oath before Judge Woolson yesterday.

A marriage license was issued yesterday Henry Moss and Miss Norn Palmer, both

of Pottawattamie county. The Grand hotel, Council Bluffs. High claim in every respect. Rates, \$2.50 per day and upward. E. F. Clarke, proprietor. An effort is being made to secure a pardon

for William Bauerkamp, who was sent to the penitentiary come time ago on the charge of seducing Anna Damitz. A milk wagon belonging to H. A. Reed

was overturned in a runaway yesterday on Mynster street, near Sixth. All of the cans were emptied in the street.

their bonds ready for the approval of the council at the first meeting of the new organization next Monday night.

Harry Smith, a hanger-on around the premises of M. F. Bouquett, at 2759 Broad-way, was arrested yesterday upon the charge stealing a \$3 saddle blanket from the place.

place. James Mathiason, the veteran janitor at the city building, has returned to work after two months' liness. He is still very feeble and creates a good deal of sympathy as he heroically goes about his work. The politicians have not yet been able to explain the remarkably close vote of the democratic and republican members for school bcard, and the election of one demo-crat and one republican. It is regarded as the most remarkable school election in the the most remarkable school election in the history of the city.

Stella Thompson, arrested for vagrancy and brought to the city jail from East Omaha, agreed to leave the city if her fine of \$15 was suspended. She was liberated with this understanding, but she was found again yesterday at her old haunts and was recommited to jail to serve out her term.

At St. Paul's church tomerrow evening, 7:30, special service for men, under the auspices of the local chapters of Brother-heod of St. Andrew. Rev.Mr.Sliver, from Walnut Hill, Omaha, has been secured to deliver the address of the evening.

deliver the address of the evening. The one-story frame cottage owned by James Fuerhauken, and occupied by J. M. Roberts, at 1012 Avenue J, was unroofed by fire yesterday afternoon. The fire caught in the chimney and had the roof pretty well eaten up before the fire companies could reach the place. The loss will reach \$100 and was covered by insurance.

and was covered by insurance. The Retail Merchants' association of Coun-cil Bluffs will meet tonight at the city huilding. Mayor-elect Carson will address the association on his ideas of some of the plans proposed for the city's advancement and other important matters will be brought up for discussion and action. Every mem-ber of the association, and all business men, are urged to attend the meeting. The Workingmen's Friendly club met at

men, are urged to attend the meeting. The Workingmen's Friendly club met at the court house last night. The attendance was fair and the program duly appreciated. Owing to the absence of Messrs. Green and Fraulsen the single tax discussion was post-poned until next Monday evening, when, it is hoped, these two contestants will appear in the ring ready for the fray. Six new names were added, making the membership 131.



COUNCIL BLUFFS.

spectively at Fort Madison.

COLONEL DAILEY'S PLEA FOR MERCY

few Facts Alleged as a Reason for Mercy and Judge Thornell Bends a Listening Ear to the Appenl.

Two of the slayers of "Texas" Baker have been sentenced to terms of imprisonment at Fort Madison. George Roper, who was convicted by the jury of manslaughter, was given the limit, eight years, and John Webster, who pleaded guilty to murder in the second degree, was sentenced to a term of twelve years.

Prior to the passing of the sentences by Judge Thornell, the attorney for the convicted men, Colonel Dalley, made a plea for enlency for his clients and incidentally gave utterance to some statements of facts in the case that would indicate that some parties who had a large part in the taking off of

the punishment. Colonel Dailey was apparently very loth to make the statements. He said he felt that he was an officer of the court and had a very deep appreciation of the position and would not make any state-

court and had a very deep appreciation of the position and would not make any state-ments bearing on the case, except that he felt it his duty to furnish the court with the facts that they might be taken into con-sideration in deciding upon the punishment to be meted to Roper and Webster. Since the trial he and County Attorney Saunders had been making some investigations and he was anxious that Mr. Saunders correct him if he made any misstatement of the facts they had discovered. Colonel Dailey said that he had discovered that Webster did not pick up the stick with which Baker's skull was crushed, and did not go and hunt the weapon as had been indicated by the testimony in the case, but that the stick had been handed to him by Dick Wallace. In Roper's case he said he had learned that Roper was not the party who had knocked Baker down, but that Jackson, who had been dismissed, was the man who had committed the first assault. He said that it was Jackson, too, who had run away with Webster after the assault and not Roper, as witnesses had sworn. He offered these statements of facts in mitiga-tion of the crimes for which the two pris-oners stood ready for sentence, and asked that the court should give Webster the minimum sentence and should not give Roper the maximum.

the maximum.

Will Escape Punishment. When the search warrants that were issued

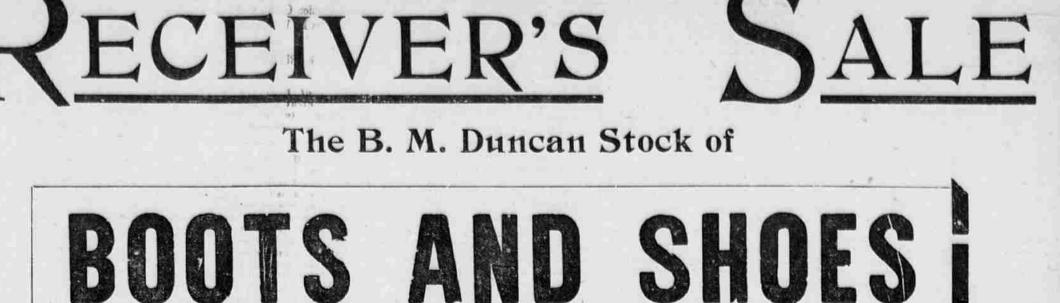
<text><text><text><text><text><text><text><text><text><text><text> hope. More than \$400 worth of silverware and in The Bee on Monday has been worked for all it is worth. The officers searched the house of William Hall on South Thirteenth street and discovered nearly all of the missing property stowed about the place in and in adjoining buildings. The draughting In-struments, the accidental discovery of which by one of Kimball's former employes gave the first clew, were found in Hall's possession A set of furs and several pieces of carpet were also found and indentified as part of the stolen goods, as was likewise a number of the pieces of silverware. The officers continued the search yesterday and were rewarded by finding more of the stuff, and fastening the burglary without my doubt upon Hall and the Rachwitz gang Hall seemed to be about as well posted upon the movements of the officers as they were themselves. His suspicions were aroused by the minute examination that Kimball's nan had made of the box of draughting tools, and he hung around the justice's offices and kept a close watch upon all that was done. When Justice Cook was writing out the search warrants Saturday Hall was in his office leaning over his desk an interested pectator of what was being written and done. As a consequence when the officers executed the warrants Hall was not around. It is believed that he left the state Saturday afternoon, and his present stopping place is unknown. Immediately after the goods were discovered a warrant was issued for Hall's arrest on the charge of larceny. the proof became more positive yesterday another warrant was issued, charging him with the crime of burglary. These war-rants are in the hands of officers, who are souring the country for the fugitive. But if Mr. Hall is not caught he can safely return to his home and snap his fingers in the faces of the Kimbalis and the officers. He cannot be prosecuted for his connection with the robbery for the reason that the statute of limitation has run against the crime. Section 5551 of McClain's code defines the statute of limitation for the crimes of larceny and burglary. Prosecution must be commenced and indictments found within three years from the date of the offense and not afterward unless it can be shown that the criminal has been out of the state. has been the lowa law since 1851 without change or modification. Hall has been living here continuously since he committed the burglary four years ago, and is consequently Webster was very much affected by the court's talk and apparent interest in him. guaranteed full immunity from punishment for his crime. He is said to be a very polite The men Roper showed but little concern. for his crime. He is said to be a very polite and accommodating fellow and he will probwill be taken to Fort Madison at once. Cowboys to the Rescue. ably return in a few days and assist the Court Bailiff Cousins and Deputy Sheriff Kimballa in hunting up their household prop-erty, which has become worthless junk from the long and hard usage given it by the Wightman were down below Manawa on Monday looking for Bill Hall, who is wanted Hall family. on the charge of grand larceny and burglary and a few charges of that kind. While driv-Hall is declared by the officers to be one of the smoothest and nerviest criminals in the country. He is now under sentence of ing along the river bank they discovered three young colts mired in the quicksand. three young coits mired in the quicksand. They were figuring on some means of rescu-ing the animals when 'Squire Barstow, the owner of the colts, came along. A number of plans were tried without effect. Just as the men were about to send for additional help two cowbeys came along, lassoed the colts, dragged them out of the river and saved them without any injury.

BARRED BY STATUTORY LIMITATION MUST PAY FOR THE ICE CREAM. allow her to see her children and that she took them away. She was given a place to spend the night at the jall. She claime to C. B. Randlett Gets a Judgment Against Wright for the Delleacy. live at Quincy, Ill. Missionary Convention.

In Justice Vien's count yesterday, with a from Justice Cook's court were executed the splendid array of legal talent on either side, result was much more gratifying than Kim- the celebrated case of C. B. Randlett against the Broadway Methodist Episcopal church ball Bros. and the officers had reason to George S. Wright and Thomas Metcalf to this afternoon. The following subjects will recover the value of a gallon of ice cream, be discussed:

More than \$400 worth of silverware and houseBold goods were stolen from Kimball Bros.' foundry four years ago, and the clew to the identity of the robbers referred to The testimony showed that Randlett had received a telephone message from somebody in The Bea on Monday "as here warked to the Work of

Get Onto This Wheel' A missionary convention will be held at It Only Costs \$80.00.



To be sold out at once regardless of value.

\$20,000 Worth of Boots, Shoes and Rubber Goods to be sold at Less thon 50c on the \$1. Entire stock to be closed out at once by order of the Court.

Sale will commence today and continue until entire stock is sold. Doors open promptly at 9 o'clock.

PLACE. REMEMBER THE 28 Main St. 27 Pearl St. **THOMAS B. HUGHES, Receiver.** Opposite

GRAND HOTEL.

The newly elected city officers are getting Baker have not been given their share of

the maximum. County Attorney Saunders was asked if he had anything to say in reply to Colonel Dailey's assertions and repl'ed that he had not. Judge Thornell then sentenced Roper to eight years and Webster to twelve years in the penitentiary. Judge Thornell is usually very chary of his remarks in passing centences, but he gave the prisoners a wholesome talk in con-nection with the passing of judgment in their cases, speaking as follows: ADJURATION AND ADMONITION.

Hot Bed Sash. We have 1,000 hot bed sash which we are Foing to close out. Th's won't last long. How many do you want? Ve will make you a price that can't be à vlicated. C. B. Paint, Oll and Glass company, Masonic Tem-ple, Council Bluffs.

Don't miss our special sale of aluminum ware for the next ten days. Cole & Cole.

"Grief for the Receiver."

all signs don't fail the receiver of the B. M. Duncan stock of boots and shoes will have more trouble than he bargained for. From indications at present Mr. Hughes will find on opening the doors Wednesday morn-ing that a crowd of anxious bargain hunters has been waiting for the "only big show of the season" and their mad rush promises to equal the Oklahoma boomers. Mr. Hughes has an efficient corps of clerks in training 'Squire Barstow sought to reward the strangers, but they declined to accept any and will be as well prepared to handle the crowds as possible, but it is estimated the jam will be something awful. It will pay reward or to give their names and said the only way they could be rewarded was for the gentlemen whom they had helped to in turn help other fellows they found in dis-tress of any kind. That's cowboy doctrine you to drop around and see the fun.

Notice to Brick Masons and Iron

Contractors. Bids will be received for foundation mason on the range. work and iron work required for the eraction of a five-story and basement brick Odd Fel-lows temple building. Council Bluffs, Ia., up to the 23d day of March, 1896, 12 m. Plans and specifications can be seen at the office of J. C. & W. Woodward, architects, Ever-att block after Thursday March 12 1998 of J. C. & W. Woodward, architects, Ever-ett block, after Thuraday, March 12, 1896. The right is reserved to reject any or all bids. J. C. & W. WOODWARD, By order of committee. Architects.

There never were as many elegant and novel articles of furniture exhibited in the city as are now in stock at the Durfee Furniture company's.

Columbia bicycles. Highest of all high grades. Call and see them at Cole & Cole.

Must Show His Confract.

two years to the penitentiary for his con two years to the pententiary for his con-nection with the Rachwitz boys in robbing freight cars, and is out on bond pending a decision of his case in the state supreme court. He is the chief leader in the raids upon the Manawa fish, and was sentenced to pay a fine of \$25 a few months ago for

his connection with this work. After Tardy Attorneys.

Judge Thornell has made a new assignment of equity cases for next week, and

has adjourned the district court until next Monday In addition to the assignment of cases the court has made a list of cases that have

been hanging fire in the courts for months and some of them for years, and will re-In the case of Finley Burke against John quire attorneys to come up and give mighty good reasons why these cases should not be stricken from the docket. The assignment W. Paul and against the Union Land and Improvement company Judge Thornell yesterday made an order, on motion of the de-

atriken from the cocket. The assignment of equity cases is as follows: Monday, March 16-97, 57, 232, 231. Tuesday, March 16-97, 58, 80, 53, 70, 109. Wednesday, March 18-153, 166, 175, 179, 199 119 fendants, to require the plaintiff to produce the written contract on which he bases his claim for compensation. Ten days time is given in which to file the required document. 182, 183, Thursday, March 19-191, 223, 243 , 192, 166,

This is the list of the cases, by docket Altmansperger Pleads Guilty. Charles Altmansperger, the defaulting numbers, that will be dismissed unices the

from somewhere ordering a gallon of ice cream to be sent to a certain address; that the cream was sent the'e, and that it disappeared from the front door step without the knowledge of the perple in the house. Expert evidence was introduced to show that Tom Metcalf and George Wright were capable of eating a full gallon of cream somebody paid for it. This constituted he case of the plaintiff. The defense put Tom Metcalf on the stand and called attention of the jury to his slim figure and the absurd impossibility of their client ever

being or having been able to eat such a quantity of cream. Tape line measurements taken at intervals of a few hours from the time the cream disappeared until the al-loged discovery was made that Metcalf and

Wright were connected with its disappear-ance were introduced in evidence. They showed a variation of less than an inch This was a triumphant vindication for the defense in Metcalf's case and the jury found him not guilty. In Wright's case this evidence was lacking and the jury took it as prima facie evidence that Wright ate the ontire gallon of cream and returned a ver-lict accordingly, giving Randlett a judgment for \$1.50 and taxing the costs to Wright. The costs were figured up to \$15.50.

In the Federal Court.

As

The March term of the federal court was convened yesterday morning with Judge Woolson presiding. The day was spent in

the usual preliminary work, and the jury will be called for the trial of cases this morning. The case of O'Connor against Sanford, which was set for trial yesterday, was settled by stipulation. This was a suit brought by Mr. O'Connor, who was re-ceiver of the Consolidated National bank of San Diego, Cal., against George P. Sanford of Council Bluffs. Mr. Sanford was a stock-holder in the bank and the suit was for \$10,000, under the stockholders' liability

act. The Grand Island Canning company against the Council Bluffs Canning company against probably be taken up this morning. This is a suit in which the plaintiff seeks to compel the defendant to redeem certain stock in the Grand Island Canning company This amounting to nearly \$20,000, the aleigatical being that the Grand Island concern was being that the Grand Island concern was built at the solicitation of the defendants, with the agreement and understanding that the subscriptions of Grand Island people for stock in the enterprise were to be tempo-rary merely, and that in, time the Council Bluffs Canning company, or its members, should take the stock off the hands of the Grand Island subscriber#-11

Christian Home Report.

The following is the report of receipts and expenditures of the Christian Home for the last week:

Grand total, to the inaitager's fund, \$15

Grand total, to the insinger's fund, \$15, being \$29 below the insinger's fund, \$15, the deficiency in this fund, as reported inst, week, is \$152.63, increasing deficiency to date to \$176.53. Grand total of receipts in the general fund amounts to \$113.53, being \$36.67 below the needs for current aspenses of the week. Deficiency as stated in last week's paper is \$726.52, increasing the deficiency on account of current expenses to \$813.19. March 16 is the 'hiftern anniversary of the incorporation o, the home, and a liberal anniversary offering is anticipated. During the last week the home received six children. Two brothers, aged 6 and 8 years came from Monet, Mo. The elder is suffering from the effects of abuse and neglect. From Cincinnati, is, a brother and two sisters, 10, 8 and 6 years old, were received.

and two sisters, 10, 8 and 6 years old, were received. From Stanberry, Mo., came a babe 1 month old, which was abandoned and left on the doorstep of a family in that town. They refused even to take it into their house, and a neighboring family took pity on it and took it in temporarily to save it from death. A home was found with Mr. and Mrs. Christianson of South Omaha for a babe 3 months old.

Sad Plight of a Mother.

Mrs. Dora Spaulding applied to the police tity as are now in stock at the Durfee Fur-iture company's. Columbia bicycles. Highest of all high grades. Call and see them at Cole & Cole. Davis, only drug rtore with registered clerk. Charles Altmansperger, the defaulting manager of the Seiffert & Weise Lumber of the Seiffert & Weise Lumber of the Seiffert & Weise Lumber company's branch at Minden, pleaded guilty to two charges of forgery in Judge Thor-nell's court yesterday. He will be sen-tenced on Monday next. Charles Altmansperger, the defaulting manager of the Seiffert & Weise Lumber of the defaulting of the Seiffert & Weise Lumber of the Seiffert & Seiffert & Weise Lumber of the Seiffert & Seiffert &

Missions," W. H. Cable, pastor Fifth Avenue Methodist Episcopal church; "Bishop Thomas Cake, a Missionary Hero," Rev. James Sims, pastor Epworth Methodist Episcopal church; "The Work of the Holy Spirit in the District Missionary Campaign," Rev. D. A. Alien of Hamburg, Ia. A general discussion will take place at 4 o'clock. At the evening session the subjects for discussion will be: "Relation of Pastor to Missionary Enthusiasm," Rev. M. T. Brown of Persia; "Jesus Christ, His Life and Word the Law of Missionary Work and Giving," Rev. W. F. Bartholemew. The evening session will close with an address by Rev. Thomas Craven of Lucknow, India.

Seldentopf Estate.

The will of the late W. Seidentopf will e offered for probate in the district court next Monday morning.

Former Iowan Commits Snieide. CRESTON, Ia., March 10 .- (Special Telegram.)-A telegram received here today conveyed the news that Al Leens, a former prominent citizen of this place, had com-mitted suicide at Butte, Mont. Mr. Leens nitted suicide at Butte, Mont. Mr. Leens was a single man and for years clerk in Master Mechanic Eckerson's office of the Burlington road. He also served as a coun-climan. His mother still resides here. PRIMOHAR, Ia., March 10.—(Special Tele-gram.)—Driven desperate by worry over a law suit, Uriah Compton, a farmer near Primghar, burned himself to death in a straw stack last night.

Condition of Iowa Banks.

DES MOINES, March 10 .- (Special Telegram.)-The auditor of state today issued his semi-annual statement of the condition of the savings and state banks of Iowa, at the close of thisiness, January S. Assets and liabilities of the 170 savings banks balance at \$37,272,518; the 197 state banks at \$26,421,246; deposits in the savings banks are \$27,909,004; in the state banks, \$15,159,-747; the statement shows a decrease in d posits in both classes of banks of \$758,383.

Salary Grabbers in Court.

DUBUQUE, March 10 .- (Special Telegram. -Judge Waterman of Davenport today heard arguments on the demurrers of the mayor and aldermen indicted for salary grabbing. He considered the indictments invalid, but allowed the state until tomorrow to present further authorities.

Waller Sails for Home in April. CEDAR RAPIDS, March 10 .- A letter received here, written by ex-Consul Waller to his sister, Mrs. H. J. Martin, announces his intention of sailing for America in about a month. He will come direct to Cedar Rapids, and may make his future home in this vicinity.



It's the WELLINGTON.

The Highest Grade Medium-Priced Wheel in the World.

IT TAKES years to build a wheel, and until this year no wheel on the market had as many selling points, riding points, wearing points and points of general satisfaction to dealer and rider as this wheel, the result of the best skill and the product of the best of everything. It's the fellow and companion of our HAMILTON, the leader of all wheels this season. It's designed and built by expert men from choicest material, and aided by latest improved machinery. Not gotten up and thrown together.

