

BIG BUNCH OF INNOCENTS

Criminal Court Filled with a Goodly Array of Culprits.

PRISONERS WHO DENY THEIR GUILT

Minor Criminals Arraigned Before Judge Stubbins to Plead—All Admit They Are Now Wrong—Fully Deprived of Liberty.

Judge Stubbins of the criminal court had a busy Saturday, as numerous parties arrived by the police and held to answer at this term of the district court were present for arraignment. According to the versions of the prisoners, they were innocent of the crimes charged against them, and consequently they all pleaded not guilty.

Criminals were charged as follows: Daniel Coyte, stealing \$70 from Patrick Murphy; Ed Wilson, stealing clothing from the Immanuel hospital; James Benson, stealing garden hose and harness from the house of John Traylor; Frank Waters, breaking and entering the store of Wolf Brothers; Anton Bonecker, stealing harness from the barn of Sam Freiden; Dal Dixon, the larceny of a gold watch from R. N. Taylor; Ed High-brow, breaking and entering the dwelling of L. D. Holmes. In this instance Holmes caught him in the act of carrying away the contents of several rooms of the house and gazing down upon him until the arrival of the police. James Wilson was charged with assaulting Lulu Frison; Sam Mazza, with stealing tobacco and cigars from the store of Sam and John Frison; and Ralph Messersmith and Naomi Alphonse were charged with stealing goods from the house of Ed Kelly, and wearing apparel and jewelry of the value of \$45 from the residence of H. Baldwin.

BOY IN TROUBLE.

"Clarence Armistead, step forward," commanded the judge when Assistant County Attorney Jeffrey picked up an information and announced that he had a party who was charged with burglary.

Instead of a low-browed criminal answering to the command of the court, a night of a boy, 12 years of age, edged out of the criminal dock, walked to the bench and climbing up in a chair, looked the judge in the face.

"What is the charge against you?" asked the court.

"Burglary," promptly answered the boy, his lip quivering and the tears coming to his eyes.

Judge Stubbins propounded a few questions and learned that the lad had been caught in bad company; that with some boys much older than himself he had been caught in a store, and upon being arrested had been charged with burglary. A further investigation elicited the fact that the boy has parents, but they were too poor to attempt to get him out of jail, allowing him to remain there and associated with the criminal classes of the city.

After gathering up information he could the court discussed upon the custom of allowing young boys and men to occupy the same quarters in the county jail, thereby ruining the future of the boy and turning out a criminal.

The court attached no blame to the sheriff. It being a fact that that official has no place where he can separate young boys from the full grown men who are held on criminal charges.

Young Armistead was asked if he had an attorney to defend him and answering in the negative, Judge Stubbins ordered that other attorneys volunteer their services, the manner of the boy touching the feelings of the lawyers.

Joe Hoffman, Thomas Conway, Thomas White and Martin Conway were the last prisoners arraigned. They were charged with the destruction of property, the information conveying the fact that in December they had broken through the door of a saloon. The instrument that they used struck and entered a whisky barrel and consequently the liquor flowed out and was wasted.

THEY HAD A PADLOCK.

James Williams and Charles Wharton, who some weeks ago pleaded guilty to having committed the crime of petty larceny, were each sentenced to the county jail for one month.

The two men had been in jail since the date of the last state fair. At that time they met a rural visitor and escorted him to the high school grounds. Upon reaching that place one of the men, in a jesting mode, pulled a padlock from his pocket and discovered that he could not open it. He tried the lock with a key he carried, consequently he lost his money. The man from the country reported the occurrence to the police, who arrested Williams and Wharton. They were taken to the court and held to the district court. In the district court they were convicted and sentenced to a term of eight years in the penitentiary. They were taken to the supreme court, and after being reviewed was sent back for a re-hearing.

At the last term of the district court Williams and Wharton were given a second trial and convicted, but later on upon the application of their attorney, the verdict was set aside. Now, however, they have been allowed to plead guilty to petty larceny and the thirty-day sentence has been imposed.

TO TEST THE ANTI-PASS LAW.

Policemen Will Bring a Case to Test the Anti-Pass Law.

The anti-pass law which was passed by the last legislature and which prohibits all city officials from riding free on street cars, is to be tested in the courts by the city policemen. A fund is now being raised among the officers to secure the necessary amount for the prosecution of the case.

According to the law no one can ride free on the cars under a penalty of a \$100 fine or thirty days imprisonment in jail and loss of position. The street car company is also liable to punishment for allowing them to ride. Police officers say that the law was seriously interfered with the work of the detective force. None of the officers are allowed to ride free, while it is frequently necessary for them to go as quickly as possible to some distant point in the city. The street car company has been asked to see the law declared unconstitutional and as policemen are concerned in order to obtain protection for their passengers, consequently a number of policemen picketing have occurred in crowded street cars and they are likely to become more numerous as people come to the exposition.

According to the law the policemen have laid out, an officer will be selected to decline to pay his fare on a street car. He will be arrested and at once tried.

SUES HIS GROCEER.

The other day Joseph O'Connor filled his kerosene lamp with gasoline and applied a match. This act was followed by an explosion, and the kitchen utensils were scattered over the entire floor. The result was not the worst of the affair, for when the lamp exploded, the flames caught and enveloped Mr. O'Connor, burning him quite severely.

O'Connor has brought suit against his grocer, Sven G. Johnson, for the cost of gasoline for kerosene, and in his petition he asks for \$550 damages, \$50 to cover the cost of the kitchen furniture and \$500 to compensate him for the suffering that followed the burn.

Notes from the Courts.

The jurors in the Kastner murder case and those in the Hartley bondsmen case are all spending their time behind locked doors, this having been the order of the court. When the cases were continued, they went over until next Monday, at which time the trial of both cases will be resumed.

Owing to a death in the Kitchen family, the suit of the Kitchen Brothers Hotel company against the other backmen of the city has gone over. In this case the hotel people seek to restrain and prevent

THE OMAHA DAILY BEE: SUNDAY, FEBRUARY 13, 1909.

LOCAL JOBING OPERATIONS BRING SATISFACTORY RETURNS.

Notwithstanding the presence of very unfavorable weather, that lessened to a material extent the demand for and the movement of all kinds of merchandise, the close of the week in the jobbing district of Omaha showed a very satisfactory volume of business to have been transacted during the six days under review. The general tone of the market was good, and the fact that the country was buying freely all the season and that a let-up in some departments might seem to be in order.

COLLECTIONS SLOWER THAN THEY WERE.

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Stormy Weather a Detriment to the Movement of Goods in a Retail Way.

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BESSIE CLIFTON BEFORE ANDERSON.

Charged with Passing a Cancelled Warrant as Good Money.

Bessie Clifton, the woman charged with passing a \$10 Tennessee state warrant upon a clerk in the grocery store of G. F. Munro on North Sixteenth street several days ago, was given a hearing before United States Commissioner Anderson yesterday afternoon and was held to the grand jury in the sum of \$500.

The woman attempted to prove an alibi to show that she was not in the store at the time the warrant was passed. The bill had no great effect in her witness. The clerk upon whom the bill was passed positively identified the woman and the warrant was further strengthened by the evidence of another man who was in the store at the time.

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