Jury Finds for Defendant in Carl Mercoheim's Damage Suit.

MRS. MERSCHEIM'S AFFECTIONS THE ISSUE

Second Trial of the Sensational Case in Judge Slabaugh's Court-Evidence is Positively Conflicting All the Way Through.

Carl Merscheim has lost his \$40,000 damage Buit, wherein August Arriens, the defendant, and is connected with some twenty of the was alleged to have alienated the affections large institutions of that section. He is also

the democratic national committee. Among After a trial lasting four days the case was submitted to the Jury at noon Thursother things he says: day. A verdict was reached at 9 o'clock Thursday night, but as court was not then products, the railroads are busy and as a rein session the verdict remained sealed until sult the merchants are active and all labor the arrival of Judge Slabaugh yesterday. that so desires can find work and at price when the result was announced in favor of

No scene or excitement attended the announcement. No interested parties except the attorneys were present. The verdict was read in the usual formal manner. The last two days of the trial brought out a crowd of curious spectators, although in the beginning the lookers-on were few. The defendant was notified of his triumph by the attorneys who represented him and of course it was not long until the news reached Merscheim

This was the second trial of the Merscheim Arriens case. On the former trial before Judge Slabaugh judgment for \$7,000 was rendered in favor of the plaintiff. Motion for a new trial by the defense was sustained and the second trial brought out many more details than were disclosed at the first. Judge Slabaugh was patient throughout the tedious hearing and allowed both sides all the time desired for the examination of witnesses and the attorneys were given great latitude in their arguments. Judge Slabaugh said he wanted everything to be fair from start to finish.

The testimony was directly conflicting. Mrs. Merscheim swore positively her affections had been alienated by Arriens. She entered into minute particulars. Arriens made positive denial. He set forth that he had never been guilty of any improper association with Mrs. Merscheim and that he had never had any such intentions. He admitted acquaintance with the family, but that was all, he said. In answer to the petition he charged conspiracy between Merscheim and Mrs. Merscheim, alleging a joint plan to obtain money from the defend-

Numerous witnesses appeared for either side. Arriens is a miller of considerable wealth. His wife appeared in the court room every day during the trial and it was evident by her manner that she did not believe the story told about her husband.

## YOUNG CLUBMEN ARE IN COURT. Members of Antiers Club Sued Indi-

vidually for Rent of Rooms. Twenty-two ex-members of the defunct 'Antlers' club, an organization of the gilded youth of Omaha, made their appearances in Justice Pritchard's court yesterday in a suit brought by the Globe Building association for rent of the club rooms amounting to \$127. The case was continued for trial until November 13.

This club has been in hard luck for some time. It is composed of sons of the best families and was at one time socially powerful and financially well grounded. For some reason or other interest began to flag and continued to do so until the club was bankrupt. Several weeks ago the goods and furnishings in the club rooms were sold to satisfy a judgment held by a cigar dealer, ing, with Clark's union orchestra. A grand them 12 years old, but not for adoption, though the members claim the legal proceedings were irregularly carried out. Now the company owning the building is suing the members individually for rent. It in said that their defense will be that the club was a corporation and that they cannot be Bros. Their ad is on page 7. sued individually for its debts. Fifty of them are named as defendants to the action, but some have been dismissed on account of their tender age.

### GAMBLING TRIALS ARE DELAYED. Drawing of New Complaints Neces-

sary on Account of Defects. The complaints in the case against the five Bouth Omaha men charged with keeping gaming devices were quashed yesterday by Justice Foster, in response to a motion by the attorneys for the defendants. The motion was argued at length and was strictly technical in its nature, the defect in the complaint, as alleged by the attorneys for the men, being due to the wording. A crime was charged, and in addition some matter had been added by Assistant County Attorney Thomas, who drew the complaint, which the court held did not charge a crime known to the law. The extraneous matter could not be stricken out, however, without destroying

The men are now free, as though they had never been arrested, but the assistant county attorney gave notice that he would immediately cure the defect in the complaints, file them again and have the men rearrested. The accused are Christ Markeson, Michael Markeson, Oscar B. Hill, John Larsen and Thorwald Jorgenson

the force of the entire complaint, so the

motion to quash was sustained.

### NEW TURN IN THE INDA TRIAL. Rosa Nealand Says She Knows Wit-

ness to Assault that Killed Smith. A new theory that may result favorably for the defendant has developed in the trial of Policeman Anton Inda, charged

with the murder of James Smith. Rosa Nealand, of Twelfth street and Capitol avenue, has stated to Captain Her that she could direct the police how to find a man who saw Smith stabbed in the nose with a sharp instrument on the night preceding his death. The woman said the wound was inflicted by a rounder whom Smith met during his caroural through the had lands. She declined to give further information, but investigation is in progress and if there is any truth in the woman's story it will be brought out in court. If this can be established. Inda's friends say it will result in complete exoneration with-

out further delay. The defendant was on the witness stand yesterday for over an hour. He admitted that he struck Smith a blow with his fist, but declared that he used no weapon and had no knowledge as to the cause of death. In answer to questions, the defendant repeated the story of the arrest of Smith and of his unexpected death, substantially the same as it has been told before. Inda gave his testimony in a straightforward manner.

Another witness was Tom Lewis, who accompanied Smith on his carousal, and who was arrested with him. He was called on rebuttal, but nothing material developed.

. To those who drink whisky for pleasure HARPER whisky adds zest to existence. To those who drink whisky for health's sake HARPER whisky makes life worth living. Turn right to page 7 and read Hayden

Finds Theater-Going Expensive. William Heald, who rooms at 1124 Jackson street, went to a theatrical performance Wednesday night and forgot to lock his room door. In his absence someone entered and pried open his trunk and took \$39 and most of his winter clothes.

Bowling alleys at Lentz & Williams, open at 10 a. m. Saturday, October 21. These

alleys are undoubtedly the best in the west.

## ARRIENS COMES OUT WINNER BUSY TIMES IN THE EAST KELLEY,

Bryan Considered the Only Menace to the Prosperity of the Im-Special in Ladies' and Misses' Underwear mediate Future.

Captain H. E. Palmer has received a letter rom G. Byron Chandler of Manchester, 3

gives employment to over 9,000 operatives.

an officer of the Amoskeag National bank

democrat and was recently a member of

"We are all very busy in the east, manu-

"Your neighbor, Bryan, seems to be on

deck, but we hope he will not succeed in

scuttling the ship. Our intention is, unless

the people get a chance to vote at the next

presidential election. He is a bad one, and

am quite ashamed to realize that he has so

large a following. If political conditions

were entirely satisfactory I should consider

our outlook for future prosperity as very,

No matter what you want, you'll find it at

he big store of Hayden Bros. Their ad is

THIEVES QUICKLY ARRESTED

Goods Stolen from an Optical Com-

pany Are Recovered Within

Retween 1 and 2 o'clock vesterday morning

hole was cut in the plate glass show win-

dow of the Columbian Opticial company, 211

South Sixteenth street, and field and opera

glasses of the value of \$200 were taken.

Three hours later the police recovered the

property, and arrested Ed Kinney and

'Shanty" Campbell, who, when taken to

A. J. Agnew, manager of the Columbian

Optical company, identified the stolen goods

the thieves and recovering the property.

October 15 the Union Pacific

will reduce the time of its fast train No. 1

"The Overland Limited," 3 hours and 15

minutes between Omaha and San Francisco.

Four hours and 15 minutes between Omaha

Recover Stolen Collarette.

Officers Mitchell and Drummy have arrested John Rogner for the theft of a fur collarette from the hallway of J. C. Morrison's residence, t21 North Twenty-third street. The article was valued at \$30 and was recovered from the prisoner.

Change of Time.

The fast train for Chicago via the Chicago

Milwaukee & St. Paul railway, formerly de-

parting at 5:45 p. m., now leaves the union

depot daily at 7:35 p. m., arriving Chicago at

Dance Tonight

Washington Hall, Eighteenth and Har-

ney. Jolly Eight club's lively ball this even-

What you can't find at other stores you'l

NEWELL-Mrs. P. C., wife of Henry Newell, died at their residence, 1896 N. 19th, at 9:45 Thursday evening. Funeral notice later,

O'S PICTORIA

has inaugurated new train service and re-

duced the time of TRE OVERLAND LIM-

ITED, TRAIN NO. 1, between OMAHA,

COUNCIL BLUFFS and SAN FRANCISCO.

HOURS AND 15 MINUTES. Between

Omaha and Los Angeles, FOUR HOURS

Only 57 Hours

MISSOURI RIVER TO PACIFIC COAST.

and Library Cars with Barber Shop.

OMAHA TO SAN FRANCISCO AND PORTLAND. THREE TRAINS DAILY TO AND FROM

PACIFIC COAST.

Elegant Palace Sleeping Cars.

Dining Cars Chair Cars.

CITY TICKET OFFICE,

1302 Farnam Street.

Buffet Smoking

AND 15 MINUTES.

and Los Angeles.

the police station, admited their guilt.

Three Hours by the Police.

facturers are finding ready sale for all their

which are very satisfactory.

very promising."

H., which indicates pretty effectively and STORE OPEN SATURDAY EVENING TILL 9:30 faithfully the feeling prevailing among dem-

for Tomorrow's Sale.

crats and republicans throughout the east to the effect that the industrial and com-Notwithstanding Unusual Advance in mercial conditions brought about by the Wool Materials, We Shall Continue McKinley administration are decidedly satto Sell at Old Prices as Long isfactory. The writer is treasurer of the as Our Present Stock Lasts. New Hampshire Fire Insurance company, i a director of a factory at Amoskeag tha

LADIES' AND CHILDREN'S UNDER-

WEAR. 25c-We are making a special run f c Saturday on our ladies' heavy fleeced vest and pants, French belt, extra finish, regular 40c quality, all sizes; only 25c each. 35c-Ladies' silky fleeced extra heavy vests and pants; others retail same qualty at 50c; special for Saturday, only 35c

50c-Ladies' half wool, in natural color, vests and pants, a bargain at 65c; our price for Saturday, only 50c each. 50c-Ladies' combination suits, buttoned

across bust, natural or ecrue color, medihe takes to the woods and retires gracefully. um or heavy weight; these are extra values, o send him to a political death as sure as | all sizes; only 50c suit. 75c-Ladies' heavy natural wool ribbed

ests and pants, non-shrinking, regular \$1.00 values; Saturday, only 75c each. \$1.00-We have the best and largest line t heavy fleeced ribbed combination suits in the city. The "Munsing." This underwear is noted for fit and finish, and cannot e duplicated in quality for less than \$1.50

uit; our price, special, \$1.00 suit.

\$1.50-The "Munsing" half wool natural lbbed combination suits, warm and comfortable, best finish, all sizes, buttoned across or down front; Saturday, only \$1.50

\$1.00-Ladies' black wool ribbed tights, ankle or knee length, superior quality, all sizes, 3 to 6; Saturday, \$1.00 pair.

We are Omaha agents for the celebrated Ypsilanti underwear for ladies, full regular made, steam shrunken. Very pretty blue wool ribbed combination suit, something new and durable, regular value \$4.50 a suit: Saturday, only \$3.75.

WINTER COMFORTS FOR CHILDREN. 25c-We have placed on our bargain table for Saturday a special line of children's heavy fleeced underwear shirts, pants and boys' drawers-never sold for less than 40c and 50c each; Saturday, all sizes, only 25

and expressed much satisfaction at the alertness of the police force in apprehending 75c-We are headquarters for the "Muns ing" combination suits for misses and boysheavy fleeced, warm and just the garment It's like finding money to trade at the big for cold weather, all sizes, only 75c suit. store of Hayden Bros. See their ad on 25c-Ladies' fast black, heavy cotton hose all black or white foot, high spliced heel, double sole, special value, only 25c pr. ONLY 57 HOURS TO PACIFIC COAST. 35c-Our line of ladies' heavy maco cotton black hose at 35c-cannot be equaled-extra

high spliced heel and toe, double solenever-wear-out kind-35c, 3 pr. \$1.60, 50c-We have an excellent stock of ladies fine vicuna black cashmere hose, medium or heavyweight, our 65c quality, Saturday

25c-Children's heavy fleeced fine, black ribbed hose, double knee, heel and toe, wears well, all sizes 5 to 10, only 25c pr. 35c-Misses' and boys' black-ribbed cashmere hose, double knee, heel and toe, clastic and extra long, 35c, 3 pr. for \$1.00. KELLEY, STIGER & CO., Cor. Farnam and Fifteenth.

Homeless Children.

Homes for adoption wanted for boys, ages respectively 14 years, 13 years, 12 years, 9 years, 7 years, 4 months, 3 months and 2 months. Permanent homes on farms also wanted for one boy 15 years of age, another boy 14 years old and two other boys 10 years. Several girls also want homes, one of good time for you. Gents, 25 cents. Wel- Child Saving Institute, 504 So. 18th atreet.

### BUY DRUGS QUICK always find it at the big store of Hayden

If you expect to get patent medicines at prices quoted below—buy quick as the DRUG TRUST is being formed in Omaha—and prices WILL RAISE—If our high priced friends have their way. WRITE priced friends have their way. WF FOR CATALOGUE and BUY QUICK. 

\$1 Madam Yale's Preparations—we sell \$1 Wine of Cardui—we sell... \$1 Paine's Celery Compound—we sell... \$1 Pinkham's Compound—we sell... 25c Cutteura Soap—we sell... 25c Mannen's Talcum—we sell... 50c Syrup of Figs—we sell... \$1 Kilmer's Swamp Root—we sell... 25c Packer's Tar Soap—we sell... \$1 Miles' Nervine—we sell... \$1 Milet's Preparation—we sell... 

ru-na—we sell iart's Dyspepsia Tablets WATCH OUR DRUG CUTS. Sherman & McConnell Drug Co., 1513 Dodge Street, Omaha, Neb. Middle of Block.

### When you ain't got no money, UNION PACIFIC"

Well-you needn't come 'round, But you might telephone four-two-naught

and say when you will have some; then we'll see that the case of Krug Cabinet beer that you order is promptly delivered. You know it's the best and when a person is 'broke" they always want the best of everything. As an appetizer it can't be excelled, but what's man to do with a gnawing appetite when he's "broke?" But you won't be "broke," remember, when the case of Krug Cabinet arrives and may have enough

Cabinet beer goes good with anything. Try FRED KRUG BREWING CO., Tel. 420.

# "LEST YOU

we say it yet." The Burlington offers excellent service to St. Louis as well as to Denver, Kansas City and Chicago. Through eleeping and chair cars from the Burlington Sta-

tion in Omaha to the Union Station in St. Louis. Leave here any afternoon at 4:55 and next morning at 7:19 -NO LATER-you are in St. Louis.

Ticket Office-1502 Farnam St., Telephone 250. Burlington Station-10th and Mason Sts., Telephone 310.

## 58 HOURS TO PORTLAND

Vin Union Pacific Compare this time with other lines and er how much quicker it ir. Buffet cars, palace sleepers and chair cars

City ticket office, 1302 Farnam street.

Owing to the death of Sisters Newell and Gallup, the card party to be given by Vesta chapter Saturday evening, October 21, has een postponed. By order of

MARIA BAXTER, W. M.

ANNA PETERSON, Sec'y. Hayden's big ad is on page 7.

Duck Coats .... 75c Duck Ulsters . . . . . \$1.98 Fancy Worsted Suits . 4.00

All Wool Plush Back Underwear 75c

Chinchilla Caps ..... 25c Checked Overalls with bibs ..... 38c Rubber Boots ..... \$2.20 Fur Overcoats ..... \$6.90

## **GUARANTEE CLOTHING CO.,**

On Lard, on Ham, on

Bacon is a guarantee

Swift and Company,

Chicago, Kansas City, Omaha,

St, Louis, St. Joseph, St. Paul,

of purity.

CAPITOL AVE., NEAR 16TH STREET Close to Bennett's.

# ROACHES

rice as sold anywhere.

New

Things for

Saturday's Trade

We are constantly adding new goods

to our stock-things that will interest

and please customers and we like to

New tight-fitting Suits-black and

New Box Coat Suits-black and col-

New furs of all kinds and shapes,

We cannot say too much about our

tock of Cloaks and Suits-they are

correct in every way-correct in qual-

ty-correct in styles-and as low

New Cloaks today-\$10 to \$25. New Golf Capes-\$6.50 to \$18.00.

New Neckwear today-50c.

New Dress Skirts

The only powder that is sure to exterminate them is

SCOFIELDS.

## **ECIFFO** Perfectly safe to use. Results

guaranteed. We sell it.

J. A. Fuller & Co., Cut Price Druggists,

14th and Douglas Sts

Teeth forever past when you have had teeth extracted with VITALIZED AIR, as you feel no pain, leaves no after-effects and can be taken by any one. Only made and given by us in the city.

Extracting ..... 25c
Vitalized Air ..... 50c
Teeth Cleaned ..... 75c

Philadelphia Dental Rooms. Taft's 1517 Douglas Street.

## **Exposition Pianos**



Now is the time to buy one of those beautiful Steinway, Ivers & Pond, Vose, Emerson, Steger or Packard Pianos at actual cost.

> \$500 PIANOS AT \$350 \$400 PIANOS AT \$275 \$300 PIANOS AT \$185 \$275 PIANOS AT \$139

7E also have a number of slightly used Chickering, Kimball and other medium grade Pianos on special sale. Square pianos and organs from \$25 upwards. Easy monthly payments. Every instrument fully guaranteed as represented or money refunded. Pianos for rent. Pianos tuned, repaired, exchanged and moved. Lowest rates. Telephone 1625. Out of town purchasers should write for catalogues, prices and terms, and secure one of these high grade Pianos at a price never before quoted in Omaha.

## Schmoller & Mueller

Steinway & Sons Representatives.

1313 FARNAM ST.

## Glad Tidings for Mothers and Okin Mothers and Children Children's Jackets.



Lot 1-One lot of Children's Jacketssizes 8 to 14-on sale Lot 2-Children's Jackets, in broken plaids, sizes to 12-sailor collar-trimmed with four rows of braid and well worth \$3.50—on sale at ..... Lot 3-Children's Jackets-4to 14-in very heavy mixtures-with inlaid velvet collarothers ask \$4.00-our Lot 4-Children's Jackets-sizes 4 to 14-pointed sailor collar-elaborately braid trimmedsilk lined-for Saturday only-at ..... Lot No. 5-1 lot of ladies' Jackets-a very handsome fur and large buttons—pointed sailor 4.98 collar, silk lined, worth \$7.50, for ......

left to purchase a broiled lobster. My! 250 ladies' Elderdown Cloaks-in beautiful stripes and plaids-flannelette lined what a relish! Cabinet and lobster! But and trimmed with angera fur-regular \$1.50 garments-Saturday for ....... and trimmed with angera to the local state of the land trimmed with 198c Infants' Elderdown Cloaks, blues, reds and pinks—braided and trimmed with 98c angora fur-flannelette lined-worth \$2.00-Saturday ..... 250 Misses' Jackets-in heavy brown mixtures-with storm collar-1007 Jackson Street. worth \$5.00-for ...... LADIES' JACKETS-made of Washington Mills kersey-silk lined throughout-newest style-worth \$12.00-on sale atf....... Our \$10.00 Jacket heats anything in North America. They are lined with Skinner's satin, trimmed with large and small pearl buttons and strapped seams-10.00they're positively worth \$15.00—our price ..... LADIES' SUITS-in brown, blue and gray mixtures-jackets

slik lined, at ..... Ladies' Homespun Suits-jackets slik lined-skirts percaline lined and interlined, at ..... Ladies' Man-tailored Suits-beautiful garments-velvet inlaid collur-taffeta lined, skirt percaline lined-others advertise them at \$25-our price only ...... SATURDAY NIGHT-commencing at 7:30-we will give the ladies of Omaha a SILK WAIST SURPRISE such as they have never known. There are 195 high class sample Silk Walsts-odd garments-no two alike-Our buyer secured them for They are worth up to \$12.00-only one to a customer-the silk alone is worth \$6.00 ...... ...... Ladies' Combination Collarettes-electric seal and mufflongworth \$6.00-for ..... Ladies' Mackintoshes-single or double cape-all wool-blues or

black-worth \$5.00-for ..... 3.98, 4.98, 5.98 200 ladies' Golf Skirts to be closed out Saturday at (worth double) ..... Ladies' Black Crepon Skirts, allk lined, worth \$9.00-

Ladies' Percale Wrappers

Hayden Bros.

## The Advantage

Of buying where a stock is practically unlimited in variety, has untold economies. It ought to make you mindful when out shopping. Here's a stock that runs up to half a millionfresh, bright, clean and strong at every point, with no old-time handed-down things to make you cautious.

## Men's Clothing

Men's all wool black or blue beaver overcoats, reinforced satin piped, nicely lined, velvet collar, the tailoring is excellent both inside and out, lapels well shaped, extra stayed edges, this coat is handed to you as a genuine bargain

Men's all wool black or blue, Kersey or beaver overcoats, reinforced extra quality lining, raw edges, velvet collar, perfectly tailored, latest style, made for The Nebraska, this same style, quality and price garment sells elsewhere for \$9, our price....

Men's all wool black or beaver Kersey overcoats, copy of the one the merchant tailor charges you double for; the collar is velvet, the lining fancy checked, satin shoulder facing, we'd like to have you compare it with any \$13.50 coat  $\mathbf{Q}(0)$ elsewhere, our price only.....

Boy's ulsters, black frieze......

Boy's chinchilla overcoats, 8 to 13

Young men's Irish frieze ulsters, flannel

## Women's Clothing

Women's line taffeta silk underskirts, corded with deep flounce, you have never seen such a skirt before for the money. If you want the best silk underskirt in city for the price, ask one of our salesladies for those that sell for ......

Women's homespun dress skirts, in gray, blue or brown, percaline lined. water proof binding, length 39 to 44 inches, a skirt that sells in most stores for \$4.00, is here for your careful inspection

Women's fine quality homespun tailor made suits, double breasted, tight fitting silk lined jacket, skirt percaline lined, finished throughout in a most careful manner, this same suit is selling elsewhere for  $\mathbf{2}50$ \$12,50, our price .....

Girl's winter reefers, in blue, brown or green, braid trimmed, large sailor collar, double breasted,  $1^{90}$ worth \$3.00 for .....

Women's coney collarette, with astrakhan yoke, fancy silk lining, worth \$3.75, for.... 200

## 100 10. Jewaska Clothina Ca CLOTHES FOR MEN -- WOMEN

# HAYDEN'S Great Bargains in Good Shoes..

(See Our Half Page Ad on Page 7.)

## Shoes for Men and Boys

MEN'S GENUINE SATIN CALF LACE SHOES-with full double stitched soles—sole leather counters and insoles, good style, worth \$2.00, at.....

MEN'S CRACK PROOF SHOES-lace, with wide coin toes, double soles and good style, fully worth \$3.00, on sale at.....

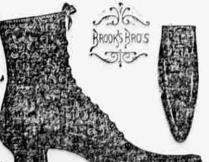


MEN'S FINE KANGAROO LACE SHOES-welt soles-new coin toes and best linings-a stylish shoe-worth \$4.00 sale price ..... BOYS' FINE SATIN CALF LACE SHOES-with full nailed quilted bottoms-new coin toes-a fine school shoe-worth anywhere \$2.25-our sale price ......

"LITTLE GENTS" FINE CASCO CALF LACE SHOES-with double soles English tip

## Shoes for Ladies' and Children LADIES' FINE SATIN KID LACE SHOES, with single

flexible soles, new coin toes, kid tips and fine linings, very \$1.85 stylish, worth \$3, sale price....



500 PAIRS OF BROOKS' BROS,' make of ladies' fine viel kid flexible shoesin newest fall styles—reg \$2.98 sale at .....

CHILD'S FINE DONGOLA KID LACE SHOES-with double fair stitched soles -kid tips-sizes 8 to 11-98c worth \$1.50 on sale

