THF OMAHA DAILY BEE: SUNDAY, DECEMBER 16, 1900.

soon as Mr. Savidge learned that his co-

on a personal rote, without collateral se-

brought sult to recover the money. The

case is docketed for trial at an early

About the time Rev. McInturff came t

Omaha thirty members of his church at

Spokane left in a body. Since that time

the dissention has grown, until his congre-

torate, did not exceed a score of members.

a new organization by former members of

committee was appointed to engage a hall

and to invite Rev. Savidge to visit Spo-

kane for a few weeks and to help them to

get started anew. An interview with Rev.

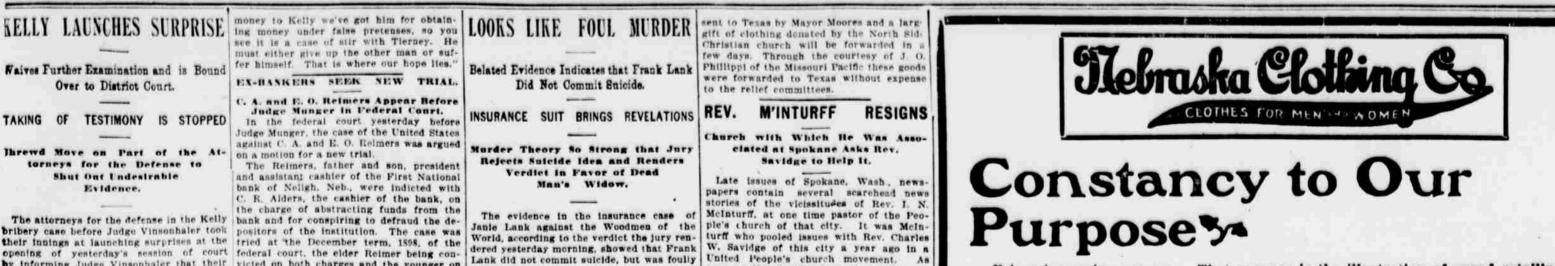
McInturff is published, wherein he states

that he will go to the Pacific coast to super-

intend the work of his church and to look

after a colony that is said to have been

The Spokane papers give an account of



During the forenoon of May 13, 1899, adjuter had borrowed \$500 of Widow Michie

Twelfth street, near William, with his curity, for three years, he protested loud

throat cut from ear to ear. The authorities and long. Mrs. Michle soon thereafter

to be undertaken in order to show that the gation, prior to his resignation of the pas-

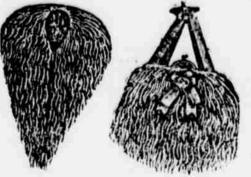
searching inquiry into the case, and their McInturff's church in Spokane, at which a

date.

Brings increasing success. That purpose is the illustration of grand retailing on a larger scale than ever.

It is a matter of course that our Holiday season should greatly surpass all former records.

The Stocks are greater. You comprehend us better. The result follows naturally.



Children's fur sets in lamb's wool, muff 95c Child's fur sets in lamb's wool and an- 1.45 Misses' fur sets, for girls from 10 to 15 years, in imitation krimmer, imitation stone marten, muffloons, and real krimmer, at \$3.90, \$4.90 and \$8.50 for muff and scarf.

Women's Christmas Furs

Real marten scarfs, with 3.90 Choice marten scarfs, with s natural tails	8.75
Real mink scarfs, with cluster 4.90 Red fox head scarfs. 48-in. long with large tails, old elsewhere for \$7.50-our price	4.90
Good sheared Cony collarettes, with tabs and 3.90	
Real marten derby collarettes, with large cluster of tails, 9.75	
Beaver collarettes, made of choice skins, with tails, 16.75	
Our Ladies' Muff Department	A
Most complete of any in Omaha.	and the second s
Sheared Cony, Electric Seals, Real Mar- Lecs, Beavers, Otters and Persian Lambs	2.





Women's Tailor Made Suits Made of all wool cheviots, oxfords, gray homespuns, etc. Perfect in fit and workmanshsp—suits that sold at \$8.75, \$9.75 675

Automobiles..... 14.75

The object of this store is to furnish good outer and under-garments cheap, not cheap garments.

Holiday Handkerchiefs

Sure, no odds what else you give. And no matter what quirk your handkerchief fancy may take, here's the sort that fits the case exactly, and thousands to select from. Main floor, centre

hearsay evidence is not admissible. The ponent would be a fugitive from justice. county attorney will be able to question a jointly indicted with the defendants on a witness only as to what he actually knows, charge of conspiracy, thus being on trial, and it may result from this that the whole in a sense, while beyond the jurisdiction truth about the alleged bribery may never of the court.

bers.

by informing Judge Vinsonhaler that their victed on both charges and the younger on

district court. As this hearing was counted been continued from time to time until

upon to bring out evidence of use to the this term. The contentions of the attor-

prosecution when the case came up for trial neys of the defendants are that the evi-

In the district court, the proceeding of the dence did not warrant the verdict and that

defense leaves the state in about the posi- one of the instructions of the court was

tion of Mahomet's coffin-suspended in mid- in its nature ambiguous and was misunder-

judge there is a wider latitude allowed the and his whereabouts were unknown unfil

ings Friday. There were many instances has successfully embarked in business

when witnesses were unable to contribute which promises to make him one of the

represented would be paid to the mayor. doubt that they are not guilty. Whether the money was ever turned over The time of the court was principally

to the mayor or not the witness could not occupied in hearing this phase of the case.

swear, but he was allowed to tell that the district attorney contending that even

Tierney had informed him the money was if this deposition can be secured it should

paid to the mayor. In the district court not be admitted in evidence, as the de-

air, as far as the securing of new evidence stood by the members of the jury.

Motion for a new trial was filed and has

At the time of the failure of the Neligh

bank C. R. Alders, the cashier, absconded,

the last few months, when he was located

at Chihuahua, Mexico, where, it is said, he

leading capitalists of the southern republic.

He is beyond the reach of the United States

courts, but the defendants assert as a rea-

son for a new trial that they can secure

that this deposition will prove beyond all

IREY FAILS TO RECOVER HIS SEAT.

Action of Board of Education in

Ousting Him is Sustained.

client walved further examination and the first charge.

would consent to being bound over to the

At a preliminary hearing before a county

prosecuting attorney in questioning wit-

nesses. This was apparent in the proceed-

any information of their own knowledge re-

garding Kelly's alleged crooked transac-

tions, but they could tell what information

others had given them. As an illustration,

Tierney a sum of money which Tierney

represented would be paid to the mayor.

one of the brewers said he paid George W

is concerned.

be brought to light. Attorneys Suddenly Get Busy.

As soon as court convened one of the three attorneys employed by Kelly arose and said that he and his associates were too busy to proceed further with the hearing. "One of my associates is engaged in an important case in another court,' he explained. "Another is similarly busied with a hearing on a mandamus. I am going of Irey against Morris Levy determined to California and must make the necessary arrangements."

"Where is Kelly going?" interrupted the removed last year when charges of bribery county attorney; "isn't he busy somehow or going somewhere, too ""

The speaker pretended not to hear the remark and continued in his announcement | tention was that there was not a majority that Kelly would waive examination. As vote to oust him, and on that ground sought soon as he had finished speaking the county attorney was on his feet with a protest.

"Your honor," he expostulated, "I think there is a valid reason why the defendant should not be allowed to waive hearing at the term expires and when the office is not this time-a reason that operates for public benefit. The counsel on the other side had an opportunity to waive a hearing at the law on these two points. The attorneys for outset, but they neglected to do so, and Irey admitted that there were no emolunow it ought to go on. I have explained that I have been unable to induce the brew-

ers to give me the information needed to prosecute this case. The only way I can make them talk is to bring them into this court by subnoena and put them on the on Monday.

George G. Irey will not recover his seat on the Board of Education-at least not by removing his successor, Morris Levy. Judge Keysor's ruling quashing the complaint in the case of the state on relation this point yesterday. Irey brought suit to recover the place from which he was were preferred against several of the mem-Irey was out of the city and was removed by a vote of the board. His con-

to get back on the board. Judge Keysor held that the law will not permit a member to recover his seat on a board of this kind when there are but a few days until a salaried one. The only question involved was one of

ments connected with the office and that Levy's term will expire January 1.

Court Notes.

smoking tobacco.

Upon looking through the window into the front room the children saw their father

while returned by the rear way and was surprised to find the back door of her house wide open. When she entered the house

she found the back room in disorder as

went to the front door and called "papa" three times, but there was no response

his throat. They ran up Twelfth street in search of their mother. Mrs. Lank mean-

cover on the insurance policy convinced the jury that Lank did not come to his the deposition of the defaulting cashier and death by suicide, for they gave a verdict in favor of the plaintiff for the full amount of the policy. No Reason for Sulcide. In the trial just concluded it was shown formed. One of his friends in Omaha has happy in his domestic relations and had no

murdered.

clause it contained.

opinion of the expert surgeons, for him

Frank Lank was discovered in his home on

made no particular investigation of the case.

taking it for granted that Lank had slashed

his own throat with the rusty caseknife that

was found on the floor near his dead body.

When it came to the collection of the insur-

ance on Lank's life, an investigation of all

the circumstances attending his death had

policy was not invalidated by the suicide

The attorneys for the widow made a most

presentation of the circumstantial evidence

of murder in the trial of the case to re-

found wide open upon her return. fast together, after which the children went out to play and Mrs. Lank left through

requested her to get him a package of

Evidence of a Struggle. A few minutes after the wife's departure the children in front heard the noise of a to decide If I can get a supply for my scuffle in the house. One of the little boys

reclining on a sofa with blood flowing from

though there had been a scuffle there, and

that Lank was of cheerful disposition, a letter from him stating that he expects to reach Omaha soon, but may be delayed It will be remembered that when Savidge

motive whatever for suicide; that it would by an effort to raise money with which to have been a physical impossibility, in the lift the note ne gave the Widow Michle. to have almost severed his head from his and Mcinturff parted company about a body, as was done, with the rusty case- score of members of the People's church knife found on the floor near him; that a second. They perfected an organization scuffie in the house was heard by children and are holding services on Cuming street. playing in front a little while before the It is said the leaders have frequently dis-

discovery of Lank's death, and that a cussed McInturff's course and some of kitchen door that had been carefully closed them hold to the opinion that he should by Mrs. Lank when she left the house was not be recognized as an officer of the

church until he can restore to Widow On the fateful morning Mr. Lank, his Michie the money he borrowed. There is wife and four children had taken break- little doubt that McInturff would come to Omaha at once if he could raise the money. In the hope that he may be able to do so the back door to deliver some clothes she the trial of the case pending in the district had washed for a neighbor, closing the court was postponed one month. Evidoor tightly as she went out. Her husband dence in the case already prepared for the was left in a cheerful mood and he had trial is known to be of a sensational nature concerning similar transactions.

Rev. Savidge was asked last night if he intended to accept the invitation to go to

Spokane, and said: "It is difficult for me pulpit I may be able to arrange to spend the month of Jahuary in Spokane."

NO MERCHANDISE ACCEPTED

Burglars Enter the Bassett Home and Overlook Valuable Silverware and Jewelry.

Two burglars, probably the ones who looted the Kruger residence ten days ago, forced an entrance to the home of George court by subpoena and put them on the witness stand. If your honor permits them to waive the hearing now I will be left hanging in the air when it comes to trial in the district court. "Now, I have traced the money paid by the brewers to George W. Tierney. It may be that it cannot be traced to Mayor Kelly, but I believe it can. If we have the op-C. Bassett, a contractor, at Eighteenth and Binney streets, Friday night and in their quest for money thoroughly ransacked the house. Their tactics were almost identical with those observed in the Kruger burglary. The marauders left several hundred dollars' worth of silverware untouched.

and scarf gora, with purse same as cut, set

Children's Christmas Furs.

As

portunity to try to trace it to him and fail in this court I will move for a dismissal. It seems to me it is the better plan to let the hearing proceed and save the county the expense of a trial in the district court in the event of Kelly being not guilty."

Judge Obliged to Grant Request.

STOMACH

BUTTERS

Judge Vinsonhaler said he would have to allow counsel to waive the hearing if they choose to do so. "It is the duty of the between Mason, Pacific, Twenty-eighth and county magistrate only to determine Twenty-ninth streets were opened by the whether there is probable cause of a man's Board of Public Works. W. P. Mumaugh guilt," he said, "and to bind him over to offered to pave Cuming street with brick the district court in case there is. If Kelly for \$1.95 per square yard, or with stone desires to be bound over without further for \$2.65 per square yard. The Barber hearing I must permit him to do so. His Asphalt company made a bid of \$2.15 per bail is fixed at \$1,000."

yard on the work, and the Grant Paving The case will likely not be heard until company's bid was \$2.18. Both of these the next term of court, as the docket is proposals were for asphalt laid under a pretty well crowded at present. The county five-year guaranty.

attorney said that the move of the defense | W. P. Mumaugh's bid on the alley pay left him in the lurch as far as securing ing was \$2.09 per square yard for brick and new testimony is concerned, but it is not \$2.40 for stone. George R. Crandall made a conclusion that the state will fail to a proposal to pave the alley with brick for prove a case against Kelly on that ac- \$2.05 per square yard. The Barber com-"We have traced all the money paid pany offered to pave the alley with asphalt, count. by the saloon keepers of South Omaha to under a five-year guaranty, for \$2.51 per Tierney," said he. "Consequently we've square yard, and the Grant Paving comgot Tierney where he will have to move to pany's bid for the same class of work was save himself. If he says he didn't give the \$2.54.

for years-is worthy to live.

stomach trouble, such as

Nothing Lasts

Hostetter's

Stomach Bitters

is half a century old. It carries behind it a

record of absolute success. In all cases of

Byspepsia, Indigestion, Constipation.

Nervousness, Liver and Kidney Trouble.

OPEN MORE PAVING BIDS for the purpose of attacking Lank; that an Contractors Submit Figures for Paving One Block on Cuming

Lank's neck, slashed his throat in one blow. Street and One Alley. The surgeons who testified at the trial were positive in their opinion that Lank could Bids for the paving of Cuming street

not have committed the deed himself with the case knife that was found on the floor. MUST STAND TRIAL ILER

Police Captain is Bound Over to District Court by Justice

Altstadt. Police Captain Daniel W. Iler, after a hearing before Justice Altstadt on a charge

of assault, has been bound over to the district court under \$300 bonds. He is accused of striking Michael Hogan twice upon the head with his club on the night of November 5 during the Bryan speech in the big tent at Fourteenth and Capitol avenue. The captain was ordering the crowd back o permit Bryan and his party to pass.

Hogan, who was on the outskirts of the crowd, claims that he tried to keep back, but the dense throng behind him pushed him forward. "I saw the captain strike an old man." testified Hogan, "and asked him to quit, whereupon he turned and struck me, knocking me to my knees, and then he struck me again. When he quit the blood was spurt-

ing from two wounds on my head.' except merit. The medicine which has lived Following are some extracts from the written opinion of Justice Altstadt: "That an assault has been committed can-

not be questioned, considering all the testimony in the case. The next question for the court to decide was, Was it justifiable? It is not claimed that, at the time of the assault, the complaining witness was under arrest by the defendant, so the only other question to be considered is whether or not the defendant had reason to believe he was about to be assaulted by Hogan. I don't believe there was any reason to believe that the defendant was in danger of

assault by Hogan. "The fact that the defendant was an offcer of the law does not change the condition of affairs, except that from an officer is expected greater effort to preserve the peace. But when an officer will strike down with a weapon, as the defendant in this case has done, he is not entitled to any greater consideration than any other per-

on and the fact that he is an officer will not excuse him. "The only claim of justification is that the complaining witness used profane language toward the defendant, but no language will justify an assault, and the evidence shows that the striking of the complaining witness by the defendant was entirely uncalled for."

TEXAN FOLK ARE GRATEFUL Mayor Moores Receives Many Letters Thanking Him for the Aid Sent to Storm Sufferers.

Mayor Moores has received a number of etters from Texas people who desire to thank Omahans for the generosity shown to the Galveston flood sufferers. Mrs. William Grant of Houston, L. E. Reddell of Arcadia and J. C. McBride of Alvin are among the persons who have written letters thanks. J. C. McBride, who is chairman of the Grand Army of the Republic relief ommittee at Alvin, says in his letter that f spring brings Texas its usual wealth of owers Omaha people shall have an abunlance of cape jasmine next Memorial day. Much of the clothing which was donated by Omaha people and \$100 in money were given to Alvin sufferers. Alvin is one of the small towns which were overlooked when

funds were distributed among the sufferers, and the gifts sent there by Mayor Moores were the largest the little town received rom any one source.

upon the dresser, but they didn't want it. borhood, which is full of tough characters, Seemingly they had use for nothing but saw her leave the house and then entered money, and of this they secured only \$3. which was taken from Mr. Bassett's trousencounter ensued in which the assassin ers pocket. drew a sharp knife and, securing a hold on

The burglars entered every room in the house, including the cellar. The contents of bureau drawers were upset in the middle of the floor and a trail of burned matches was found in stairway and hall. Being unable to find beer with which to refresh themselves, as at the Kruger home, the

thieves pried open Mr. Bassett's writing desk and stole a box of cigars. They entered by breaking the fastening of a kitchen window.

CLIENT ATTACKS ATTORNEY

Council Bluffs Woman Mixes Matters with a Legal Practitioner of This City.

Mrs. Janette Bernhard of Council Bluffs. accompanied by Judge Levi of South Omaha, entered the law office of Attorney Cunningham R. Scott in the Paxton block yesterday to settle an account between the woman and Scott for legal services. The attorney's bill was for \$180. Mrs. Bernhard refused to pay it. Hot words ensued, and the woman attempted to strike the attorney, who called up the police station and asked that an officer be sent there at once. Sergeant Weisenburg was dispatched to he scene and succeeded in restoring quiet. Attorney Scott consented to compromise with Mrs. Bernhard for \$50.

Architect's Plans Accepted.

Architect's Plans Accepted. SAN FRANCISCO, Dec. 15.—Architect Bernard's revised plans for the projected University of California buildings have been accepted by the regents. They contemplate an expenditure of about \$10,000,000 Mrs. Phoebe Hearst, the donor of the plan, says that work will be soon begun on the min-ing building.

over with you.

If still in doubt, turn to the Men's Smoking Jackets, and a better line to select from not to be found outside this holiday store-\$2.50, \$3.00, \$4.25, \$5.00, \$5.75, \$7.00 and up.

Bath Robes. \$2.00 to \$5.00.

Men's Neckwear

Tempting shapes and colors-temptinger prices. In all respects, among the most desirable of the season, and prices less than ever before-half or less off the regular in some cases.

Men's fancy tecks, puffs and four-in-hands, neat colorings and figures. Bat wings and all the other wantable kinds at 35c, the price around from town 50c to 75c

Gift Shoes The men's slippers at 45c, 65c, 75c, and the others at \$1.00, \$1.25, \$1.40 and \$1.50.

Women's Christmas Slippers

Women's felt nullifiers, fur trimmed, plain black 1.00 Women's slippers, with fancy trimming1.00 to 1.25 Women's plain kid slippers, with one strap and bow. 1.25



HOLIDAY SUGGESTIONS

Useful as Well as Attractive.



it has cured invariably. It goes to the root of these troubles, cleansing the blood and strengthening the stomach. All druggists and dealers sell it. See that a Private Revenue Stamp covers the top of the bottle. **TUESDAY, DECEMBER 18th**



WILL RUN HOMESEEKERS' EXCURSIONS TO

Kansas, Colorado, Utah, Washington, Oklahoma, Indian Territory, Texas, Arizona, etc., at one fare plus \$2.00 for the round trip. There is Government Land in Okla- . homa. A new line now opens up the famous "Washita District." For full information apply to any Rock Island Agent. Address 1323 Farnam Street, Omaha.