

CALLAHAN'S TRIAL BEGINS

Judge Keyser Accepts Invitation from Judge Baker to Preside.

MOTION FOR CHANGE OF FORUM DENIED

Judge with Criminal Docket, However, Willingly Exchanges Places with One of His Colleagues—Securing the Jury.

The Jury. WILLIAM PLUMMER, 1809 Burt street, called. HUGH HUNTER, 302 Hamilton street, butcher. C. E. HESSE, 335 Farnam street, clerk. WILLIAM KLEB, Millard precinct, farmer. C. W. WHITE, 64 North Sixteenth street, druggist. C. C. MADSEN, 181 North Twenty-fourth street, conductor. WILLIAM CAPRNE, 331 South Thirtieth street, mechanic. H. CHRISTENSEN, 619 North Eighth street, laborer. G. W. HALL, 239 North Fifteenth street, clerk. JAMES COLLEN, Valley precinct, farmer. F. E. GATES, 47 North Nineteenth street, elevator conductor. H. T. BURNETT, Forty-fourth and Charles streets, cabinet maker.

Judge W. W. Keyser will preside over the criminal court during the trial of James Callahan for perjury, which began yesterday morning. Judge Baker overruled Callahan's motion for a change of forum, but invited Judge Keyser to try the case. Perjury is now the only charge which stands against Callahan. The alleged kidnaper of Edward Cudahy, Jr., cleared himself of the charge of robbery in a former trial and Judge Baker has stricken the charge of false imprisonment from the court records. Last week the attorneys for Callahan filed a motion with the district court asking that Callahan's case be removed from Judge Baker's court on the ground that the judge is prejudiced against Callahan and has expressed the opinion that the defendant was one of the conspirators who kidnaped Edward Cudahy, Jr. The motion was argued before Judge Baker yesterday morning. After reading affidavits setting forth the fact that Judge Baker had received a telegram from Godfrey L. Cahoon of Hastings, Pa., deploring the acquittal of Callahan on the charge of robbery, and after reading a telegram which Judge Baker sent in reply, in which he stated that Callahan would be tried on another charge, the attorneys for the defendant asked the judge if he cared to say anything concerning the allegations of prejudice. It was also alleged that the judge advised the prosecuting attorney how to proceed in bringing Callahan to trial on other charges after he was acquitted of robbery.

Judge Baker Explains. Judge Baker admitted that he sent and received telegrams which were, in substance, as set forth in the affidavits. He also said that he discussed the further prosecution of Callahan with the county attorney and the chief of police, but the idea of bringing Callahan to trial on a charge of perjury originated with the county attorney.

Callahan's attorneys stated that Judge Baker should not hear the case, because he has been subpoenaed as a witness. County Attorney Shields said that he was willing to withdraw Judge Baker's name from the list of witnesses and stated that all the testimony desired from Judge Baker is a mere statement of fact on the bench when Callahan was tried for robbery. After the arguments by the Callahan attorneys were completed Judge Baker stated that in his opinion no reasons had been advanced which were sufficient to prevent him from presiding over the trial and overruled the motion. He stated that he would be called upon to decide questions of law and not questions of fact. The judge stated that his knowledge of the case would prevent the re-reading of much testimony, with which another judge could not be familiar.

"There is no reason at law why I should not preside in this case, but if I can get one of the other judges to exchange dockets with me I will turn it over to him," Judge Baker announced as the attorneys made ready to try the case. He left the room and in a few minutes Judge Keyser entered the criminal court and announced that he would try the Callahan case. After a delay of a few minutes Callahan was brought into the court room and the court began to impanel a jury. All yesterday afternoon was devoted to securing a jury in the Callahan case. The state and the defense both exhausted all preemptory challenges and the twelve men selected were the choice of more than thirty men. A large percentage of the jurors drawn had formed opinions concerning the case, which made it imperative that they be excused. Several men were challenged because of personal acquaintance with James Callahan. The men selected for the jury are mostly young men, nearly all of them being less than 35 years of age. With two or three exceptions they are married men who have children.

NEARLY DIES OF ASPHYXIATION

Claude Wilson of Red Cloud Overcome by Gas at Metropolitan Hotel.

Claude Wilson of Red Cloud, Neb., is at the Clarkson hospital in a critical condition, caused from being overcome by gas in a room at the Metropolitan hotel, Twelfth and Douglas streets. Wilson came to the hotel about 4 o'clock Monday morning and was assigned a room. He and his wife, yesterday afternoon Mrs. B. A. Kitebrink, wife of the proprietor of the hotel, who looks after the rooms, went to Wilson's room, finding it locked and receiving no response to her knocks on the door, informed her husband. The latter went to the room and climbed over the transom. Wilson was on the bed and was unconscious. The room was full of gas and the gasjet was turned on full blast. The landlord called Dr. Riley and Wilson was soon removed to Clarkson hospital and it is thought that he will recover. Both the window and the transom in the room were partially open, to which fact doubtless Wilson owes his life. Wilson is about 28 years of age, medium height, weight about 160, has red hair, slender face and is smooth shaven. In his pocket were found 75 cents and a baggage check issued by the Missouri Pacific railroad. Nothing is known of him here. Thus far he has failed to say whether his condition is the result of blowing out the gas or attempted suicide.

THE PAN-AMERICAN EXPOSITION

at Buffalo. With its magnificent spectacle, the nightly illuminations, will be over in a few days. The Pan-American Special, the swell train of the Michigan Central, leaves Chicago 6 p. m. daily, serving dinner, and arrives Buffalo 7:45 next morning, via Niagara Falls. Very low rates during October. O. W. Ruggles, G. P. and T. A., Chicago. Shampooing and hair dressing, 25c. In connection with The Bathery, 216-220 Bee building. Tel. 1716. Shampooing and hair dressing, 25c. In connection with The Bathery, 216-220 Bee building. Tel. 1716. Exquisite pearl brooches. Edholm, jeweler.

GREAT CLOAK BARGAINS

Very Special Offerings in Box Coats, Automobiles, Suits, Raglans and Furs for Tuesday AT BOSTON STORE, OMAHA.



The best Raglan values ever offered—They are made of heavy kersey and frieze, with heavy velvet collars, stitched lap yokes, satin body lining, turn back cuffs—made to sell at \$16 and \$17.50—998 1250 tomorrow at.....

Golf and Walking Skirts—\$4.98 for heavy weight frieze golf or walking skirts in oxford gray, blue and brown with separate stitched flounce, just received—a \$7 value, at..... 4 98

Tailored Golf & Dress Suits—\$8.50 for a special lot of odd suits bought at 50c on the dollar. Including heavy golf and walking suits, and beautifully trimmed dress suits, all styles, all colors, all kinds of material, some worth up to \$18, 8 50 tomorrow.....

\$10 Automobiles \$6.98

\$6.98 for heavy kersey automobiles, body lined, 42-inches long, high storm collars, tailor stitched, castor, red and black, a \$10.00 value, at..... 6 98

\$9.98 for fine quality of English kersey automobile, full silk and satin lined, storm or velvet coat collars, in all colors, full 42-inches long, worth \$15.00, go at..... 9 98

Furs

\$2.98 for imitation stone marten and marten cluster scarfs. \$4.98 for genuine marten cluster scarfs. \$12.50 for 30-inch astrakhan capes. \$16.50 for 24-inch electric seal jackets.

\$5 Box Coats 250

\$2.50 for heavy oxford box coats, with storm collar, good heavy lining, 27-inches long, actually worth \$5.00, tomorrow, at..... 2 50

1250 Box Coats 750

\$7.50 for heavy English kersey box coat, full silk lined, strap yoke with velvet piping, fancy attached collars and revers, in red, castors, navy and black, worth \$12.00—tomorrow 7 50 at.....

BRANDEIS BOSTON STORE & SONS

HONOR IN MAKING RETURNS

Tax Commissioner Points Out the Cases of a Merchant Prince and a Clerk.

"One man's honor is another's crime," said Tax Commissioner Fleming yesterday. "The different ideas of honesty and square dealing which we have illustrated in this department every day are interesting as remarkable. Now here is an assessment of personal property handed us by a merchant prince of this city. It reads: Household property..... \$100 Two horses..... 40 One vehicle..... 20 Watches and clocks..... 5 Sewing machine..... 5 Total..... \$150 "One of my assessors visited that man's home the other day and he says that the single vehicle possessed by him may be assessed at the total submitted for all his personal possessions. The assessor estimates \$500 as a fair figure on the entirety. "This \$500 means 40 per cent of the real value. The merchant's estimate of \$150 on the single vehicle is in a similar proportion. We will have no compunction about bringing that man strictly up to the mark. "In contrast, let me cite this case. A short time ago an assessor visited the home of a humble clerk and set down \$25.50 as the 40 per cent assessed. The clerk heard of this when he came home and I have just received this letter from him. The gist of it is in this sentence: 'If I list these things on the basis of what they are worth to me, or 40 per cent of that, I will be taxed out of proportion to what others pay. Yet I do not care to tell the tax commissioner any less than the truth. I trust this information will answer your purpose and I am willing to pay whatever you think is justly due from me.' "I consider that a handsome thing for that man to do. The assessor made what he considered a fair valuation, but this man felt that it was too little and said so, although he knew it would lay him open to a tax heavier in proportion than what most people pay."

NEW SCIENTIFIC PROCESS.

A Preparation Discovered that Will Destroy the Dandruff Germ.

For some time it has been known that dandruff is caused by a germ that digs up the scalp into little white flakes, and by sapping the vitality of the hair at the root causes falling hair, and, of course, finally baldness. For years there have been all kinds of hair stimulants and scalp tonics on the market, but there has been no permanent cure for dandruff until the discovery of a preparation called Newbro's Herpicide, which destroys the dandruff germ. Destroy the cause, the effect will cease to exist. Kill the dandruff germ and you'll have no dandruff, no itching scalp, no falling hair.

Fifty-Eight Hours to Portland

from Missouri river via the Union Pacific. Compare this time with other lines and see how much quicker it is. Through Pullman Palace sleepers are run daily. Pullman ordinary sleepers leave Omaha daily at 8:25 a. m. and 4:25 p. m., and are personally conducted every Friday.

Send articles of incorporation, notices of stockholders' meetings, etc., to The Bee. We will give them proper legal insertion. Telephone 238.

Shampooing and hair dressing, 25c. In connection with The Bathery, 216-220 Bee building. Tel. 1716.

Cramer's Kidney and Liver Cure is the name—50c and \$1.00. All druggists.

Pearl handle tableware. Edholm, jeweler.

The Price of SOROSIS Remains \$3.50 Always. For women folks. Whether in enamel, patent leather, box calf or kid. All the new shapes and the fitting qualities, style and service of a \$5.00 boot. Sorosis cost you less, but fit you better.

Sorosis SHOE STORE FRANK WILCOX MGR. 203 S. 15th St. Send for catalogue.

MOHONK COLLAR

OMAHA NATIONAL CHANGES William Wallace Becomes Vice President and Charles B. Anderson Becomes Cashier.

A number of changes will be made at the Omaha National bank on November 1, among them the promotion of Cashier William Wallace to be vice president. Charles B. Anderson, a well known banker of Crete, will be the new cashier. These changes are made necessary by the absence of Senator Millard, the bank's president, who will be in Washington during the winter.

Constitution is the rock that wrecks many lives; it poisons the very life blood. Regularity can be established through the use of Prickly Ash Bitters. It is mildly cathartic and strengthens the stomach, liver and kidneys.

Men's birthday rings. Edholm, jeweler.

Chicago to Buffalo and Return \$6.75. Every Tuesday, Thursday and Saturday in October—the Michigan Central, "The Niagara Falls Route," will sell tickets at \$6.75 for the round trip from Chicago to Buffalo and return. As tickets at this extremely low rate are good in day coaches only, the daylight train of the Michigan Central, leaving Chicago in the morning, will offer most satisfactory service. Four rail through trains each way. All trains passing Niagara Falls by daylight stop five minutes at Fall View. Very low rates are also made every day for tickets good in sleeping cars. For particulars address O. W. Ruggles, general passenger and ticket agent, Chicago.

It's the best—Cramer's Kidney and Liver Cure—50c and \$1.00. All druggists. Publish your legal notices in The Weekly Bee. Telephone 238. Cut glass wine sets. Edholm, jeweler.

WALLEN'S TUESDAY IN THE BARGAIN ROOM

No Dealers, Peddlers or Manufacturers Sold in This Room. Tuesday will be a great day in the bargain room. We have purchased three large stocks of goods to be closed out in this room and the prices will be so wonderfully low that they must be seen to be appreciated.

Linings, 2 1-2c yard. 10c Mercerized Linings, 5c. Shaker Flannel, 2 1-2c. 7 1-2c Prints, 2 1-2c. 15c Flannelettes, 5c. And thousands of other bargains. Every table loaded and 23 extra salespeople to wait on you.

DRESS GOODS. One large square of remnants of Wool Dress Goods and Worsted Dress Goods, in lengths from 2 1/2 to 6 yards; of serges, worth 80c and 75c; 5c Henriettes, \$1.50 81K and Wool Plaids, 25c Black Satin Berbers, 25c Serge, all colors, and goods worth up to \$2.00 per yard, all will go at 35c yard. 1.00 Ladies' Cloth, 5c Venetians, 7c Granite Cloth, 7c Black Dress Goods, 5c Franets, \$1.50 Plaids and thousands of other weaves, 40c yard. Wool De Beres, worth 15c, 5c. Worsted Fancies, worth 15c, 5c. 28-inch Henriettes, worth 15c, 5c. SILKS, VELVETS AND CORDUOYS. 35c Silks, fancies, only 10c. 25c Plain Silks and Checked Japanese, 15c. 5c Silk Foulards, 24 inches wide, 25c. 7c Roman Stripes, 25c. 1.00 Satins, 25c. 1.25 Black Grenadines, 40c. 1.50 Silk Flannels, 40c. 1.00 Corduroy, nice line of colors, 35c. At 50 cents, yard-wide Muslin, unbleached, only 10 cents to customer for 25c. Extra fine Bleached Muslin, yard wide, made to sell at 75c, only 10 cents to customer for 25c. 6-inch Unbleached, worth 12 1/2c, 7 1/2c. 6-inch Bleached, worth 22 1/2c, 15 1/2c.

The Leading Dress Goods House of the West

Tuesday we will sell in our high art dress goods department Broadcloths, Victorias and Tailor Suitings at exactly half price—on account of the fine season these goods have not moved rapidly enough and in order to reduce them we will sell them as follows—for one day only: 54-inch Broadcloth, in all colors, but black, that we sell for \$1.00 per yard, will go at 50 cents. 54-inch Broadcloths and Victorias that we sell for \$1.50, will go at 75c. 54-inch Broadcloths and Victorias that we sell for \$1.98, will go at \$1—all colors, no blacks. French Doekings, in all colors and evening shades, no blacks, that we sell for \$5.00 per yard, will go at \$2.50. All our Tailor Suitings in colors, no blacks, that we sell for \$2.50, will go at \$1.25. All Tailor Suitings that we sell at \$5.00, will go at \$2.50. Remember that when we have a sale in our dress department it is genuine—we want to reduce our stock—our loss on this sale is your gain.

Furnishings and Underwear Tuesday—Men's \$1 Shirts, 29c

100 dozen men's colored Laundered Shirts (slightly soiled), Griffin and other well known brands, in stiff bosom or negligee, separate cuffs, worth up to \$1.50, at 29c. 200 dozen men's wool fleeced lined Shirts and Drawers, in plain and fancy colors, worth up to \$1.25, on sale at 39c. One lot of men's heavy jersey ribbed Shirts and Drawers, worth up to \$1, at 29c. Men's 50c Night Shirts at 25c. Men's 50c White Unlaundered Shirts, all sizes, 25c. Ladies' 35c heavy jersey ribbed Vests and Pants, at 19c. One lot of ladies' heavy jersey ribbed Vests and Pants, worth up to \$1.00, on sale at 39c. Ladies' \$1.00 Union Suits, at 49c. Men's 50c Working Gloves, at 25c. Men's 30c Gloves, at 19c. One lot of men's fine Suspenders, worth up to 50c, at 15c.

Candy Sale

Stick—Double red, per lb..... 6 1/2c Stick—Hoard, per lb..... 7c Stick—Fancy twist, per lb..... 7 1/2c Mixed—Choice, 5 1/2c; fancy..... 8c Mixed—Broken, 7 1/2c; French..... 13c Caramels..... 7 1/2c Lemon Drops..... 8 1/2c Chocolate Drops, 11c; fancy..... 13c Jelly Beans..... 8 1/2c Conversation Hearts..... 8 1/2c Cinnamon Imperial..... 8 1/2c Longene, mint..... 8 1/2c Wintergreen..... 8 1/2c Peanut Squares..... 8 1/2c Rock Candy, all string..... 8 1/2c Rock Candy, part string..... 8 1/2c Belpase Mixed Candy..... 8 1/2c Crown Mixed..... 7 1/2c Moonlight Kisses..... 18 1/2c Hobson Kisses..... 15c Swedish Kisses..... 12 1/2c Sunbeam Kisses..... 12 1/2c Trilby Kisses..... 10c Bon Bons..... 7 1/2c Vanilla Creams..... 25c Rose Creams..... 22c Butter Creams..... 24 1/2c Opera Wafers..... 25c Maple Wafers..... 25c Fine hand-made Chocolates..... 25c Pine Marshmallow Chocolates..... 25c Cream Almonds..... 25c

Cracker Dept

Soda crackers..... 5c Oyster crackers..... 5c Milk crackers..... 5c Pearl crackers..... 5c Farina crackers..... 5c Ginger snaps..... 5c Fresh oysters, per quart..... 25c Dates, per pound..... 5c

Tobacco Dept

Star plug chewing tobacco..... 37 1/2c Horseshoe plug chewing tobacco..... 37 1/2c Nerve plug chewing tobacco..... 37 1/2c Battle Axe..... 35c Newboy tobacco..... 35c Bull Durham smoking tobacco..... 50c Duke's Mixture..... 35c Meerchaum smoking tobacco..... 35c Uncle Tom smoking tobacco..... 35c Old style smoking tobacco..... 25c

Grocery Specials

Corn meal, 1 1/2c sack; 24-lb. sack pure rye flour, 45c; 10-lb. sack pure Graham, 15c; 24-lb. sack pure rye-Graham, 45c; fancy evaporated California peaches, new 1901 crop, 9c; strictly choice California peaches, new crop, 1901, at 12 1/2c; very good old crop peaches, 8 1/2c; new crop evaporated blackberries, 5c; new crop evaporated apricots, 1901, at 12 1/2c; new cleaned pappos currents, 12 1/2c; new California muscat raisins, 10c; new California prunes, 3 1/2c, 4c, 5c, 8 1/2c and 12 1/2c.

Coffee and Tea Prices

Siberian Diamond coffee, 12 1/2c; Siberian H. B. Coffee, 12 1/2c; very fine Santos coffee, 12 1/2c; Guatemalan coffee, 20c; interior Java coffee, 25c; private growth Java, 2 1/2c; Ansoia Java, 22c; Mandeling Java, 25c; Arabian Mocha and Old Government, 35c. With every pound of good tea from 45c to 50c you get a fancy teapot.

Fruit Department

New large dates, per pound..... 5c New California figs, per pound..... 6c Piny lemons, per dozen..... 10c Bananas, per dozen..... 15c

"Very Unsatisfactory" Typewriters!

The above was the sum and substance of the report of the National Association of Retail Druggists at Buffalo a short time ago. The committee appointed to investigate the progress made by that association in different parts of the country, should be commended for having run up against snags in other places beside Omaha. Oh, it's a good thing, this trust combine.

SONAEFER'S Cut Price

\$2.00 Karl Cramer's Tansy, Cottonroot, and Pennyroyal..... \$1.00 ROGER & GALLET'S FINE SOAPS AND PERFUMES. Direct from the importer. We have just received a large IMPORT ORDER of ROGER & GALLET'S FINE PERFUMES, SOAPS AND TOILET FAVORITES. As they are pleased to receive orders from dealers or the public: Eau Toilette Violet de Parme..... \$1.00 Eau Toilette Violet de St. Germain..... \$1.00 Eau Toilette Peau de Espagne..... \$1.00 Eau Toilette Vera Violeta..... \$1.00 Extract triple Violet de Parme..... \$1.25 Extract triple Vera Violeta..... \$1.25 Eau de Toilette Violet de Parme..... \$1.00 Remember these are the genuine Roger & Gallet goods. W. Ruggles, Soap, 35c cake, box, 50c. R. & G. Sandal Soap, 35c cake, box, 50c. R. & G. New Mown Hay, 35c cake, box, 50c. R. & G. Toilet Paper, 50c, 75c, 1.00. We sell 1,000 kinds of perfumes. An inspection of the above line is solicited.

Sherman & McConnell Drug Co. "The Drug Store on the Corner." SIXTEENTH AND DODGE ST., OMAHA.

The Highland Horse Dealer. I was excited a sale and offered a bribe to confess the animal's falling, said the horse had but two faults: When loose in the field he was bad to catch, and of no use when caught. It is very much the same way with some certain modern advertising; it's hard to find, and not worth much when you find it. But the trick used cannot work more than once if you are bright witted. Do you believe the average advertisement where you lay down \$4.99 or \$4.99 and wear away a suit of clothes that cost \$12.50 to make, do you? Do you believe such rot? Do you believe that The Nebraska would stand where she does today, head and shoulders above all retail competition, if such tactics were practiced here? Do you believe that The Nebraska's customers could be found in every town and hamlet in the great northwest, if we should so far forget ourselves as to wander away from the truth in advertising. Throw on the searchlight and show up to public gaze the difference between the truthful and untruthful advertising. Our methods of doing business have gained for us a reputation unbounded. Jerk us up quick if you find us lacking at any point. Men's Fall O'Coats \$10.00 to \$20.00 CORRECT IN EVERY DETAIL—QUALITY—STYLE—PRICE. Nebraska Clothing Co.

HOTEL VICTORIA Broadway, 5th Avenue and 27th Street, NEW YORK. ABSOLUTELY FIRE PROOF. In the Center of the shopping district. THE ONLY HOTEL IN MANHATTAN FRONTING ON BROADWAY AND FIFTH AVENUE. EUROPEAN PLAN. A Modern First-Class Hotel. Complete in all its appointments. Furnishings and decorations entirely new throughout. Accommodations for 500 guests; 150 suites and 100 baths. Hot and cold water and telephone in every room. Cuisine unexcelled. GEORGE W. SWEENEY, Proprietor.

WOULD YOU RATHER PAY TWICE AS MUCH AND GET CREDIT? If you would, don't look for Nicoll, for his prices are cash and about half the credit tailor prices, and satisfaction guaranteed every time.

To Every Point of the Compass where shipped our beer has made friends, and it is everywhere appreciated as the best brewed by those who really appreciate good beer. You will find it wholesome and healthful, as well as the most palatable. WE DELIVER BOTTLED AT \$2.50 A CASE. Metz Bros. Brewing Co., Tel. 119, Omaha.

Nicoll TAILOR 209-211 South 15th St. KARBACH BLOCK. RESULTS TELL THE BEE WANT ADS PRODUCE RESULTS. FULLER DRUG AND PAINT CO. 14th and Douglas Sts.

KEELEY CURE One of the best equipped of the Keeley system of institutes, the only Keeley Institute in Nebraska. Cures Drunkenness, Cures Drug Users, Tobacco Users, THE KEELEY INSTITUTE, 10 and Leavenworth, Omaha.

ASK FOR A MERCANTILE Contains the best Havana Tobacco. Equal to imported cigars. Manufactured by F. R. Rice Mercantile Cigar Co., St. Louis, Union Made.