THE OMAHA DAILY BEE: SUNDAY, AUGUST 10, 1902.

Music Departm't! Strike it Rich

and early, there will be a lot of bargains for piano buyers if you make your claim early

By hustling down to Bennett's Piano Ware Rooms, Monday morning, Aug. 11, 1902, bright

BENNETT CO.



Main Floor.

Our entire line of beautiful all wool and silk and wool challis will be placed on sale in our dress goods department on Monday. All grades up to 65c yard will be closed" out at 25c per yard. SPECIAL BARGAINS in wash goods for Monday. Several lines of fine fabrics at greatly reduced prices.

this senson's latent and best nov-eitles, worth 75e yard, at, yard 39c 36-inch imported French peronles, in choice patterns for boys' waists and men's shirts, strictly fast colors, rard 12 2c

Fancy Batistes and Dimities-

all pretty colors and patterns, both light

and dark effects and tast colors. 5c

A swell line of fine imported

Irish Dimities in stripes, dots and figures,

Our entire stock of imported

lace stripe Elamines, Slik, Ginghams,

French Batletes and Satin Stripe Swisses,

Bargains in Waists Some 1,500 very pretty White India Linen Walsts made with clusters of tunks and bands of insertion. Colored walsts made of chambrays and ginghams and lawns, plain colors and stripes. ALL NICE styles, SIZES 12 TO 44. Do not miss this big bargain. Values up to \$1.00 .39c

36-inch imported Irish Linen Suitings, a fine rich weave, guaranteod, all linen, fast colors in black. pink, blue, tan and red-worth 75c yard, at, yard 39c

58-inch heavy unbleached toom damask table linen, 23c 60-inch heavy silver bleached loom damask table linen, guaranterd to give satisfaction, worth 50c yard, at, yard 39c 64-inch grass bleached pure Irish Satin Damask Table Linen, in beautiful flowers, designs, 55c 22-inch grass bleached damask Dinner Naphtas, nice flower de-Huckaback Toweling for

fancy work pillow tops, of how places at popular prices, 18-inch wide, at, yard, 19c, 14c and 11c

25 pleated Walking Skirts, in pretty mixtures, also blacks, eight rows of stitching around the bottom, unlined, worth 16.95- 4.95 White Pique Skirts Monday to be sold less than cost of material in them. They are plain and fancy,

some tucked, some with in 4.95 100 black, all wool skirts, graduated flounce, tailored with satin bands, all lined with spun glass lin-

lings, regular \$5.00 shirts, 2.75 A big clean up purchase of the balance of a big manufacturer's lot of white and colored waists, values 65c to \$1.06 each. All go 39c

400 striped percale waists, made with tucked front forming a yoke, colors red, blues, hello and black and white. All sizes, while they last for, choice,

25 dozen extra fine quality Japanese Silk Waists in black and white Some tucked, some fanoy trimmed. All sizes, values \$5.00 to. \$7.50-Special Sale, each 3.95



enough on above date. Among the bargains offered will be:

We Rent New Pianos-Rent applies on purchase price. Remember a call upon us Mon. day morning will be just like finding \$100. You cannot afford to miss

Sheet Music Sale-Commencing Monday and running all week, we sell following hits: Storm King March (E. T. Paul's latest) New England's Finest March. Lindy March Ping Pong March Ping Pong March

Oil Hardines-

Salmon, 1-pound

Girger Snaps-per pound

each Ioda Crackers-

per pound

large loaf.....

Can Pepper Sauce--bottle Worcester Sauce--bottle



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Furniture Department Here's an offer that saves \$3.00 at a look. Monday we place on sale 50 kitch-

en cabinets at the lowest price ever named for this class of goods, our regular \$7.50 cabinet on 4.48 sale Monday & Tuesday Dining Chair (exactly like cut) made of best solid oak, back nicely carved, strong and substantial, hand carved, 184n. seat, regular price \$1.50, sale price for Monday & Tuesday...85C

Medicine Cabinet, made of solid oak, neat in design, very useful and strong, it has a beautiful 8x10 mirror in the door and the cabinet is sale Monday only at..... 64c Only one to a customer.



Crockery Department

Specials Monday-Midsummer Clearing Sale-Par excellence, of rich gold fruit, bread and butter plates, Ze One table choice for Values up to \$1.00 each. Values up to \$1.00 each. English Semi-Porcelain Staak Dishes English Semi-Porcelain Staak Dishes English Semi-Porcelain Staak bie Dishes ISC July Semi-Porcelain Soup Fintes Delibers Dishes 9c 5c 20c English Bemi-Porcelain Vegeta- 12c Fint Table Tumblers, capped, 20c Trunk Department Main Floor Trunks, trunks, the most complete line in Omaha to choose from. One prices are the lowest. Canvas Covered Trunks. 3.68 Shawi Straps, up Good size canvas telescope 20c from 35c Woodenware Department Folding Ironlug Boards Large size, 3 hosp pine tub 4c Large Willow Clothes 68c Wash Boards 12c .68c Willow Clothes 98c

Large Willow Clothes 68c Willow Clothes 98c A large variety of useful articles always to be found in this department at the very lowest prices. We are making very low prices on our refrigerators to close out. Art Department

separate opinion, stating in positive terms,

that on the question of the doctrine of res adjudicate as held and applied by Judges Sullivan, he concurred in all that was said and concurred in Judge Sullivan's opinion. Judge Sedgwick did not express any opinion

on the question of res adjudicats. "Notwithstanding this third determina-tion of the rights of the parties, a motion

for a rehearing was filed by Mr. Wright and his associates. The question of the res adjudicata effect of the Moores judgment

again came up for consideration and an opinion was written by Judge Sedgwick,

troversy in the Moores case was merely the

right of the appointees of the mayor and council to the offices to which they had

been appointed for the term of their ap-

pointment. Judge Sullivan does not appear

to have written any opinion in addition to

iding in substance that the matter in con-

Ficture Frames made to order to fit and to suit any style of picture. See patterns in the latest finish to select from. Will have some on sale Mon-day, id-inch to I inch wide, in silt, ebony, brown, made into frames at 50 per foot. Hig-inch to 3 inch wide, loe per foot. We make a specialty in framing Oil Fainting and Water Colors We have the finest assortment of Moulding in the west, and will sell them at one-third the regular price. A 250 gold plate Babe Photo Frame, Monday, only, at, 150. Bring your picture for framing. Work first class, prices the lowest. Sc. 10c 40 10c 6C 10c 4c





WO MONTHS IN ARCTIC ICE Ing. but toward evening the sun tried to break through. We have drifted with the ice and wind. Nome about 180 miles dis-IWU MUNIHS IN ARCIIC ICE

Omaha Man Relates His Experience in Portland's Long Drift.

HERMAN MUHR'S JOURNAL OF THE TRIP

Melpican from May 6 Until July 1. When Vessels Caught in Immense Pack Were Finally Released.

Herman Muhr of Omaha left Portland. Ore, on the steamer Portland on April 26, to join his brothers who are in business at Nome City. The vertel was du at Nome City on May 9, but on May 6 at Dutch harbor was caught in the ice and drifted further north than over reached by passenger steamer. After nearly two months' delay, the passengers were landed safely at Nome. Mr. Muhr has written awing letter to his mother, which is really a diary of that eventful trip:

STEAMSHEP PORTLAND, BERING SEA St. Lawrence Island), May 5, 1902.-De Mother: My last letter way mailed at Unalaska on the 5th, and it is possible that this will reach you first, as ained but a short time-from 6 a. m. till 5 p. m. 1 am glad that our stay was no longer, as it is a very uninteresting place. We left with a small versel in tow and, in going around another vessel at anchor, we ran aground, but were off again within an hour. We are now on Bering son it is as shouth as glass and naturally everyons facin well, particularly the pa-tients, and the lables are al compiled at meal times. At Dualaska I attended mass at the Greek church and was particularly pressed by the singing of the choir of Indian boys. I took a bath there, not at the church, but in the laundry of the steam ship company, which is theroughly equipped with clean enumeled tubs and all conven-

iences. The sir was keen and bracing, the wind blowing down from the snow-covered we had lost sight of it. Late yesterday we met the first ico-two

days out from Unalizabat.

The captain is exceedingly careful an the empire is stopped as seen as it be-commention dark to see, as he fears to run into heavy ice, which might injure the tor. However, the days are getting at anchor all day, but the wind is favorable and is bearing us toward our destiger; at 10:30 p. m. light is still in the sky, and we can resume our journe nation. May 25-No progress. We are still fast in the Ice. It raised till evening. May 26-We are still anchored in the at 4 a. m. with perfect safety. We have untered ice in considerable quantities today, but it is soft and broken and offers same place, but have been drifting and are now about forty-five miles off Cape little resistance. Everything seems favor-able new, and it is more than likely that we shall reach Nome tomerrow. As Rodney. It was foggy all day. As May 27-Our position is still unalisred. We are above Nome and opposite Cape no City may leave snon alter out arrival, I shall add but a line or two e such events as may be of interest. Th Rodney and below King Island, which is on our left. We were so near and now main thing is that you hear from me and relieve any anxiety that you may feel as we have drifted so far from our destinato our eafery,

10-We did not get to Nome afte May 28-Anchored in ice. Feggy all day. May all. We encountered more ice-immense fields of ice-which bindered our progress We could see nothing of the mainland or the island. Consulted Dr. Gravens for a We all feel well and in good spirits. There cold and found that he was a brother Elk. to we became good friends. May 29-We are rapidly drifting northa plenty to out and everything of the host liter ward and King taland is but eighteen miles

May 11-Still in the ice. Al noon we cast auchor and then went out for a walk. AWAY. We saw a number of wairos on the los. May 30-We have lost sight of Cape

Rodney, but King Island is platply visible. 15-We are still in the neighborhoo of St. Lawrence Island, about sixty mills overed with apow. June 1-We are still fast in the ice from Nome, but can do nothing against

heavy ing hung low over the ice, but the num was visible abuve it. We have been driven past King island. When I retired May 13-This morning we made an effor to pull out, but encountered encomous floce driven past King inland. When I retired of thick her and were forced to lie still at 10.50 p. m. the sun was still shining the rest of the day. May 16-A terrible blizzard raged all brightly.

The vessel did not move. May 15-The storm continued this morn-

fury. Driven by the storm, the ice, was piled high about us and threatened to us, which necessitated a change in our position. This was accomplished with great difficulty. May 17-We made a little headway today. At a great distance we made out a three-masted steamer, said to be the Jeannie. We

Monday Candy Bargains

MONDAY SPECIAL-Boston Chocolate Cream-Twothous and pounds 15c

shall probably know soon. Our progress is very slow, as we have to take a cir-cultous routs in order to get through the ice. No one seems to worry and we all have plenty of time and there is plenty

May 16-The blizzard has exhausted its

landscape of the Diomeds islands and showing us Nome City, under steam masts down, moving along the sky. It May 18-We did not get very far today. one interesting and caused some merri-The ice is very thick. It became very foggy toward evening, so we anchored. ment. We entered the Arctic ocean. June 4-We drifted northwest, past Cape May 12-11 was snowing this morning, but we made some headway. We saw thousands of walrus and elder ducks, in Prince of Wales, and are now lying opposite East cape (Russian Asia) and can plainly see the openings between

fact, the ice was alive with them. In the Diomede islands, that chain which conevening Jeannie was again visible to accis (?) or separates (?) Asia from Amer CR. which the captain believes to be the

May 20-The Jeannie was still in sight this morning, but became invisible later. We made little progress, the ice being too ihick and the Sous too large. We move United States revenue cutter Thetis. The nirage again broke the monotony , with its pranks on landscape and distant steamers. I sat up to see the sun set and back and forth, seeking an opening, and at night cast anchor on the ice, drifting iss, from 11:20 p. rs. to nearly 13 p. m. with it as the winds and tides move it. was well repaid for the trouble. We are about 110 miles from Nome, but no one can definitely know when we shall never saw anything grander in my life. reach there or get out of this. May 31-We were fast all day. Ice is too

The clouds seemed ablaze, while lights and shadows flitted through them in broad shafts of color of indescribable beauty. I thick. Jeannie is about seven miles from was fascinated by the grandeur. us. It rained this evening; it is much June 4-We made an effort to reach the

other side of the world, East cape. It is May 22-We lay at anchor until 6 p. m. only thirty-six miles, but to crowd and Suddenly there was a terrible commotion in the ice all about the steamer, causing ram is hard work. But it does one good to again hear the engines at work. We are considerable alarm. We were in great danger of having our rudder carried away. all beginning to fear that the arrival in the states of other vessels from Nome, which would have been a calamity. May 25-The sum came out today the first time since the 18th: As there were fissures

We

bringing no news from us, will fill those we left behind with anxiety for our safety. We are held in the unrelaxing grip of the the ice we were on the move. ice. We have plenty to eat and nothing Joannie seemed to be making efforts to to worry or trouble us. We must be reach us. When we cast anchor at 7 a. m. sconomical with water, as all of that is Joannie is one of the steamers which has

now supplied by the condensers. Jung 6-Today we made an effort to always succeeded in being the first to reach East cape, but got only a short diseach Nome. Consequently it is important ance owing to the density of the ice. We for us to get out of this and heat it in i are now above East cape. possible. A beavy for set in at night. June 7-We tried to go south this even-May 24-Still foggy, then rain. We ware

ing, but could make no headway. We are above the Arctic circle and before us Capes Unikin and Serze, on the Siberian coast, are visible.

could be on dock without overco

ward in the ice with the current.

A strong head wind kept us here.

our right, barely visible, lies Cape Rod-ney; mearer to us is Point Spencer. Be-fore us Port Clarence and on our left Cape

York, and further north Cape Prince

Wales, the Diomede Islands, far in

distance. To the west of us we saw a aleamer which was thought to be Nome

City. We are still drifting north-

June 3-A fine day. This morning we

ound ourselves to the north of Cape York

and almost opposite Cape Prince of Wales.

A mirage gave us considerable amuse

This morning we naw a steamer

nent today, playing its pranks with

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the

the

again.

helpod it out.

Zune 38--- "ine. Made good headway. This

evening we made fast to the same block

of les with Jeannie. I went over there.

June 8-It became quite cool this evening We made a little headway toward the iberian crast, but had to give it up. esnuis again came in sight today. It had a quisting effect on all, as it proves that

our ship had done its best. June 5-Heavy fog all day. June 10 and 11-Heavy fog. We are dewived of water for washing, but are prom-

sed some for tomorrow. June 12 and 13-Fast in the ice and rais ing. The rain seared in the evening of the lith, when some of the passengers The rain seased in the evening of wont on the ice and made a snow man. June 14-This evening there was another

those alarming movements of the lee. It rocks and rolls and tears in all directions. June 15-Cloudy sky. We have drifted

matward and are now near Cape Hope. June 16-Today one of the hand pumps was removed from the ship and placed on the Jos mear a hollow in the ice which was filled with melted enow. The fire hose was attached and all the fresh water receptacies

hoard were filled from this reservoir. As it was feared that it would apoll, frenh truit was acreed to the passengers from June 2-We stramed a short distance tothe cargo. It was claimed by some that lay, hoping to find open water. It was they had again seen Jeannie. a beautiful day and so pleasant that we

ing. We are still drifting porth. the east, but we con June 18-Foggy morning, but clear in the joward the Diomede Islands. Should our vening. We could see Mount Kelly to the good fortune continue we shall reach Nome evening. We could see Mount Kelly to the cast and Cape Lisburne to the north. The food supplies were replenished with canned best of spirits. goods from the cargo and the water reser-

voir was again drawn on. June 19-Fog and rain. About midnight the sun broke through the clouds, producing some marvelous effects.

June 20-We made an effort to get out, when those aboard made us out they yelled and shouted and shot off their firearms, but were unable to move more than a boat ngth. It is very cold tonight and freezing. manifesting their joy.

June fi-Snow storm today. I went on deck, slipped and sat down in the only puddle near one of the stacks, to the great July 2-At 1 a. m. we dropped anchor be fore Nome. It was a most pleasing sight amusement of every one on deck. Of course I was obliged to go below far a complete

change. June 21-Fine weather. The ice is solid letter. Jeannie arrives at 8 a. m. We bea from the freeze of two days ago, and, being it by seven hours. covered with snow, presents an unbroken

field in all directions as far as the eye J. P. CONNOLLY IS AMBITIOUS can reach. The captain reports Jeannie visible from the crow's nest.

slowly in the sharp norther which is blow-

County Commissioner is Out for Dem June 23-Clear day. I took a shap at our spring on the ice, with Portland for a background/ A sounding made here showed a depth of 168 feet. The ice melts very ocratic Nomination for

Mayer.

ing. We saw Cape Lisburne this evening. County Commissioner James P. Connell June 34-I woke up last night and the wants the democratic nomination for mayor of Omaha. The bee has been burring in his bonnet for some days and this week sun was high-it was 1 s. m. The wind continues in the north. Cape Lisburne is still our nearest point. Jeannie is in sight

June 25-Fine weather and much warmer "I have been in this neck of the woods We are further north than any passenger for nearly a quarter of a century," he said, "and I think I know the kind of mayor the people prefer. They know, too, that vessel has ever been, 69 degrees 10 minutes north, 169 degrees 3 minutes west. We umped more water today. Jeannie, which has always been to the south, has changed its position today. We are out of lard, so no more ples! Cape Lisburne was in sight all day. June 25-Mild and clear. Nothing to be reached in just starting on my second term as no missioner, but as soon as elected mayor which have become final. as always been to the south, has changed

seen of Jeannie. We made a start at 10 a. m. and rammed our way through the ice. June 27-We were up all night, as Jeannie was just ahead of us, and at 1 a. m. we were close together. We made be prevaled upon for exercise ware were close together. We made First, Becond and Third wards who could a me were close together. We made be prevaled upon for exercise ware were in the preveneers of the prevaled upon for exercise ware the preveneers of the preven fast and then went to meet the passengers of Jeannie on the ice. The pleasure

Jeannie produced several severe cases of

"Katzenjammer." I got a snap shot of TOWNSEND GIVES HIMSELF UP Jeannis. Today a young man took a plunge in the Arctic ocean-rather a foolhardy

rick! Jeannie was short of flour, so we fills Version of the Story of Assault on Ellen and Florence

Barker.

We are much better provided for than they are in every particular except coal. They tion yesterday and surrendered himself to the officers for having assaulted Hilen and Florence Barker at Forty-second and in a vacant lot, near where the assault occurred, and that they had handkerchiefs Wa tied over their faces in order to protect themselves from mosquitos. When the girls came slong, he said, just for fun he ran out of the weeds after them. When was returning home, he met the girls again. and the other one swore at him. Then he He pleaded guilty struck her in the face. of the goverpor. but

June 17-Foggy this a. m. Hain in the were in open water! Jeannie went toward hear the girls' side of the story.

LAW ON POLICE BOARD CASE ion, clearly and directly determined in the Moores case settled all controversy between the parties, and was res adjudicate as determined in the ted in our course by tomorrow evening. We are all in the Substance of Brief to Be Filed by City July 1-At 6 a. m. we were opposite Basi Attorney Connell. cape, but a fog hides it from our view. I was on the bridge with one of the officers

10c

4c

and at 11 a. m. was the first to discern Sledge island. We met a small vessel and CASE GOES DIRECT TO SUPREME COURT Mr. Connell is Confident that Court

> Judgments in the Moores and Konnedy Cases Will Bo

Again Affrmed.

City Attorney Connell has begun to collect his data for the brief and petition in the fire and police commission case, and, he eave, the more thoroughly he enters into H. MUHR. revious rulings of the supreme court in the matter the more sanguine he is of suc-cess. The documents will be complete by Wednesday of next week and will be filed in the supreme court. "The case would get there anyway eventually," said he, "and we might as well file it there to begin

the two which he had previously written in favor of the contention of de appointers of the mayor and council, but Judge Hol-comb appended to the opinion of Judge Sedgwick the statement that he was not Here is a passage that will be cited in the brief. It is from Judge Freeman in his work on judgments:

prepared to express as opinion different from the one previously concurred in by him. The opinion previously concurred in by Judge Holcomb was the opinion of Judge If a court can bandy its judgments about from one party to the other, and change its conclusions as freely and as capriciously as a chameleon may change its hues, then litigation might become more intolerable than the wrongs it is intended to redress. sullivan, to which reference is made, holding that a question once determined by a judgment on its merits is forever settled, and that the question of res adjudicate de-cided in the Kennedy case was decided "The questions involved in the proposed que warrante case are not so much

Sullivan's Second Opisses.

rightly. Sams Up the Situation

be provalled upon to occupy my shoes any local self-government in accordance with successors in office. In this view of the time I get out of them. If I get the office my contention. Upon the election of Judge case Judge Holcomb, in express terms, has of Jeannie on the ice. The pleasure was great. Calls were exchanged. I bought the latest papers (April 30 and May 1). At 4:40 a. m. the signal was given and soon we were on the way. Jeannie follow-ing in our wake. At noon we encountered great masses of plied up ice, which it was impossible to break, so we anchored with Jeannie a mile away. The meeting with Jeannie a roduced several severa cases of

ease. The question, however, as to the res adjudicata nature of the second judg-Cites Kennedy Case,

Immediately afterward, for the purpose of ment in favor of the appointees of the outling Mr. Kennedy and the other appointees of the mayer and council, the at- not referred to or cousidered.

torney general commenced a second protorney general commenced a second pro- "I am confident that when the matter is coeding in the nature of quo warranto, how fully and fairly presented to the supreme generally known as the Kennedy case. As a court that both Judge Sullivan and Judge result of the commencement of this action the respective claims of the appointees of previously recorded and that when the Bugene Townsend went to the police sta-the governor and of the mayor and council question of the effect of the judgment in were for the second time presented to the the Kennedy case is presented and con-sidered that Judge Sedgwick will conceda position in the water. We could use it to Fort stream Thursday night. Townsend clates not up as their chief defense the pless livan and Holcomb are sound and correct told the police that he and several com-panions were sitting around in the weeds appointees of the mayor and council in the opinions are correct or not, as applied to Moores case sattled all controversy between the judgment in the Moores case, the prin-the parties, and that such judgment was ciple involved in the Kennedy case being final and res adjudicata, without reference the res adjudicata effect and force of the to whether the law, as declared in the judgment in the Moores case, Judge Bedgfinal and res adjudicata, without reference wick will hold, in accordance with over-Moores case, was right or wrong. "This plea was fully presented by briefs whelming authority, that the judgment in

the Rennedy case, which up to the presof counsel, and was decided at length in a very able and pointed opinion by Judge Sui-livan, and thereupon a second judgment was on, is final and res adjudicata and forever entered in favor of the appointers of the settles the right of the contauding parmayor and council as legainst the appointees thes."

Strickon with Paralysis

"After a full hearing of the case Judge the actress, who was stricken wir paralysis, is in a critical condition today.

have so much, but say they cannot spare us any, as they require it to maintain their such good advantage. June 19-We got an early start this merning, at 6 s'clock. Portland was battling nobly and was alowly and with

ficulty overcoming the resistance. nade barely a mile per hour. Later we

got into thin ico and were making good eadway. The meeting with Jeannie has had a stimulating effect and the the girls recognized him one of them called progress made today encouraged every one. him a cur and he slapped her. Then, he The ladies appeared in ravishing costumes said, he left them. Shortly after, while he on deck and there was morriment everywhere. We anchored at 9:30 p. m. June 20-Your birthday, dear mother, I

wish you joy. I am sorry that I am not to a charge of assault and battery. with my brother at Nome today. We got sentance will not be passed on him until under way very early and at 2 p. m. we August 12, at which time Judge Berks will

and I think I know the kind of mayer tions of law," said Mr. Connell, "as they are he people prefer. They know, too, that questions of the finality of the sound judg-would be the real mayor every minute of ments of courts as between parties liti-

he has shied his castor in, with a declaration that he does not care who knows it.

Many small boats put off from shore to welcome us, in one of them my brother. The joy at meeting was great. Portland returns south tomorrow and will carry this