THE OMAHA DAILY BEE: SUNDAY, NOVEMBER 2, 1902.

Dependable Qualities.

DEATH TO BE THE PENALTY weather and other attractions the attend-Sottlieb Niegenfind is Guilty of Murder in

First Degree.

IS OUT FOR TWENTY HOURS RAIKES AND HIS HALF HEDGE JURY

Ten at First Favor Life Imprisonment and After That Only One Until the Final Ballot Is Taken.

PIERCE, Neb., Nov. 1.-(Special Telegram.)-After being out nearly twenty hours the jury in the case of the state of Nebraska against Gottlieb Niegenfind brought in a verdict of guilty in the first degree, as follows:

We, the jury in the case, being duly im-paneled and sworn, do find and say that the defendant, Gottlieb Niegenfind, is guilty of murder in the first degree, as charged in the information, and fix the penalty at death. (Signed.) C. LERUM, Foreman,

afternoon, and it was expected that they would soon bring in a verdict. All afternoon the crowd remained around the court room, expecting every moment that the jury would bring in its verdict.

When last night arrived and there was no verdict the people began to despair. After the verdict had been read this forenoon at 10:30 o'clock the judge discharged the jury, thanking the members for their verdict.

Niegenfind received the verdict with bowed head and did not display the least sign of fear. Attorney Kelley filed the customary motion for a new trial and the judge High school room. The morning session will probably hear the motion some time next week.

It is understood that after retiring the Bessle and Minnie Knox. The morning projury took a ballot standing ten for hanging gram comprised: "Primary Geography," by and two for life imprisonment. After that | Miss Grace Will, discussion by Lena Armit was eleven for hanging to one for life strong, Libble Henry, Ashland; "Nature Work," a paper by Miss Mame Rose Pros-Imprisonment. ser, District 16, discussion, Miss Beasic

ROBBED Barbe and Miss Lulu Shuman, Ashland. SMITHFIELD BANK lafe and Interior of Building Badly Domaged and One Thousand

Dollars Taken.

trict 30; discussion, Arthur Giggs, Memphis; Ralph K. Hays, District 3. "Environ-SMITHFIELD, Neb., Nov. 1 .- (Special ment and Heredity," by Principal T. A. Telegram.)-The bank safe at Smithfield was blown open last night, with a loss of Butcher, Ashland, and discussed by Princi pal J. Loy Gilkeson, Memphis, and Miss sbout \$1,000. Ollie B. Brya, Ashland, completed the pro-The safe and inside of building was de-

molished. Two strangers were about town gram. A large number of county teachers yesterday and are suspected of being the i from Wahoo and other towns were in at- LINENS-Special advance sale on Irish burglars tendance. One of them was in the bank several

times during the day. He was about 26 years old, black eyes and mustache, rather short, well dressed in dark suit of clothes. was about five feet eight or nine inches tall and weight was about 150 pounds; had red face and hollow cheeks. The other man was somewhat taller, dressed in dark gray afternoon. The Surprise band was emsuit of clothes, smooth face, about 25 years ployed to assist in procuring a crowd. old.

Petty Thief is Arrested.

SHELTON, Neb., Nov. 1.-(Special.)-A quit speaking the audience was smaller stranger giving his name as John Casey than when he commenced. A large numtook a woman's cape from in front of the ber of old-time democrats who were in store of M. A. Hostetter Wednesday even- town did not go to hear Mr. Smyth. ing, and later tried to sell it at the saloon. Not succeeding he hid it in an abandoned coal shed, where .t was found by one of the clerks. Further search found the fellow hiding in a shed and he was arrested and once begin the erection of three fine brick locked up. He was brought before a jury store buildings just north of the postoffice in Justice Mitchell's court, where he in this city. At the corner of Sixth and changed his plea from not guilty to guilty, Vine streets the building will be 50x70 feet and was sentenced to thirty days in the | and adjoining on the south another will be county jail at Kearney. He says his home 40x70 in dimensions, and the one adjoining is in Kansas. A companion was also ar- that will fill in the remainder of the va-

ance was not as large as it otherwise would have been. The Plattsmouth band furnished excellent music before the address. George L. Sheldon, nominee for state senator, and M. L. Friedrich, nominee for representative, were present.

Court Concludes He Sold No More That He Owned and Finds Him Not Guilty of Fraud.

PLATTSMOUTH, Neb., Nov. 1 .- (Special.) Jack Raikes, charged with obtaining money under false pretenses, was found not guilty in Justice Archer's court. The case was a rather complicated one and had a number of interesting features. It was shown that a man named Culbertson had made a deal to cut a string of hedge fence on the Levi Churchill place, agreeing to cut the hedge into posts for a half share

of the same. Before the work was done Culbertson sold half of his interest to White woolen blankets, extra quality and Raikes, and the latter in turn sold out to size, unshrinkable, and worth 3.85 William McGhee. The last-named pur-The jury retired to deliberate yesterday chaser thought he had bought the entire One case silver gray all wool blankets, sold fence, and when he found that Raikes did regularly at \$5.75; special 3.98 regularly at \$5.75; special not own it he swore out a complaint against him for obtaining money under false prehe case each of all wool plaids and pure tenses. The court, however, concluded that white blankets; these are twilled and there was nothing to show that Raikes had recommended for good wear, regular represented himself as the owner of the price \$7.50; special price, 5.50 hedge, and that he had merely sold his interest in the contract and not in the

hedge. Saunders County Teachers Meet.

Smyth Talks to a Handful.

been distributed all over Butler county an-

nouncing that Hon. C. J. Smyth would

speak in the opera house in this city this

When Mr. Smyth commenced speaking

there were 144 men, women and children

in the room by actual count. When he

Build Three New Store Buildings.

-C. C. Parmele and A. W. White will at

PLATTSMOUTH, Neb., Nov. 1 .- (Special.)

DAVID CITY, Neb., Nov. 1 .- (Special

ASHLAND, Neb., Nov. 1 .-- (Special.)-A meeting of teachers of Section No. 7

mills, Princeton mills, Davenport mills, Saunders county, was held today at the Covington mills, New Bremen mills, Bayview mills and other standard makes. was opened with music by the Memphis quartet, Ernest Harrison and Misses Leta

Comfort Sale

Blanket Sale

Fleece cotton blankets at special prices,

50 pairs all pure wool, red and black, and

Other splendid values in colored and white

We also carry a stock of the St. Mary's

and white and black plaid blankets,

Large and fluffy comforts, filled with medicated cotton, silkoline covered and hand Extra size, filled with medicated cotton, Miss Frances Miller read a paper on double faced and hand tled, worth "Amount of Written Work," discussed by \$3.00; special price. 2.25 Miss Isabell Hill and H. N. Lynn, Ithaca, at the afternoon session. "Essentials of 214x214 yards-This is even larger than Good Government," by W. G. Putney, Disthe majority of ladies make, quality of covering is extra fine and double faced, worth \$3.50; special price, 2.50

Linens

hand embroidered doilles and centerpieces; ALSO CLUNY LACE. DO NOT FAIL TO INSPECT OUR LINE. THE LADIES', MISSES' and PRICES ARE TEMPTING. Telegram.)-For weeks large posters have Hand embroidered scalloped doilies, worked In beautiful wreath and floral designs, each, 35c and 25c 8-inch and 20-inch round centerpieces, all \$3.00; special sale, each, worth from \$2.50 to \$5.50; special price,

Real Cluny dollies and centerpieces at white and light shades for recep-

per pair, \$1.49, \$1.35, \$1.25, \$1.00. 59c ANOTHER SHIPMENT of We are special agents for the worldouting fiannel, mill ends running from 4 renowned

Extra heavy twilled and fleeced Flosses-

worth 15c yard; special

ing sacques, kimonas and wrappers,

Flannels

Marcella waistings in beauti- Silk Art Cords and Tasselsful mercerized stripes and plaids, with crepe de chene and momie grounds; all

are washable and fast colors and a.e very stylish for walsts, only 25c

All wool, check and plaid Mount Millick waistings in pastel shades, very popular for man tailored walsts; these are washable and worth 75c yard; on spe-

shades, viz.: Red, green, tan, gray, Figured French flannel, the real genuine imported kind, not half, French waistings-these are medium weight, washable and un. Venetian Point Laces-White skirting flannels, part wool and all wool, a most comprehensive

line at lowest prices, ranging \$1 from 25c yard, up to

Children's Kid Gloves

Our stock is now replete, emscalloped and worked in beautiful de- bracing all the celebrated signs; these are worth from \$2.25 to manufacturers; newest shades \$3.00; special sale, each. 1.25 for street and reception wear. 4-inch round centerpleces, scalloped and Long gloves for evening wear; worked in allover and wreath designs, also a large assortment of

KELLEY, STIGER & CO.

Quality and price are the fundamental features of every purchase-the basic element in all trade transactions-yet nothing is cheap which does not possess

sterling worth proportionate to the price asked, but standard grades, priced on a bargain basis, such as we now quote, are extremely gratifying. Tomorrow starts

an event in which every department of the store participates, and every section contributes its quota of very unusual values. Read carefully the following items:

Art Dept.

outing fiannel, the best make made, A complete assortment in all colors.

Flannelettes for waists, dress- Wools and Germantown Yarns

beautiful styles at yard, 15c, 10c New Sofa Pillow Tops, New

Brainar & Armstrong's art embroidery

silks in all colors. Latest' Novelties in Irish and

In galoon, medallions, bands and insertions, at a yard, \$3.50, down

New wide lace collars-Elegant assortment in Irish crochet, Venetian point, Battenburg, etc., at each, \$8.50, \$2.00, \$1.50

Latest Novelties in Wrist Bags, In new high grade leathers in new shades of red, green, turquoise, cream, etc.; also rich Persian and antique silk tapestry, elegantly mounted, at each, \$12.50, \$5.00, \$3.50

Low priced inducements, unless coupled with reliability and sterling worth, are of little interest to the prudent buyer, but at, yard 5c Columbia Shetland Wools and standard made suits, jackets, skirts, waists and furs, priced on a bargain basis such as we quote, are extremely gratify-

that came our way. We took the entire fabrics, including

Dress Skirts

Fall weight cheviot, zibeline and brondcloth, correct in style and shape, effectively trimmed with tailor folds and colors, blue, gravs and

Swell Blouse and Norfolk Walking Suits

The price little indicates what superb styles are offered; smart mixtures in green, blue and black, Scotch mixtures, snowflakes and plain colors; coats lined with taffets silk and heavy satin; skirts, lap seam, slot seam, strapped

tine turs Sable and Isabella for scarfs, made of

choice, excellently matched skins. Trimmed with large tails, most stylish appearing scarfs at an unusually low price. We have a large quantity of them, but

they will go quickly at the **12.00** prices, \$14.00, \$13.00.....

Monte Carlo Coats

and kersey, all the latest styles, box pleat, inverted pleat and full loose back, from; 50 to 54 in. wide, colored all new style eleeves, all lengths, lined and black, worth from \$1.50 to throughout with guaranteed satin, at \$2.00 per yard-

Extraordinary Dress **Goods Sale**

Honest Advertising

Unprecedented sale of choic-Stylish Flannel Waists est weaves-a recent large pur-It was one of those unexpected chances chase of the latest fashionable canvas lot of fine French fiannel waists, colors cloths, etamines, mistrals, and pleated new stock collar, 3.25 camel's hair, zibelines, cheviots, a regular \$5.00 value at...... etc., will go on sale tomorrow at the following prices:

39c-This lot contains serges, kilted, some with separate drop skirts. brilliantines, henriettas, plaids colors, blue, grays and blacks, \$13, \$12, \$10 and8.50 and checks, granite weaves, etc., all wool, 38 to 44 in. wide,

79c-48 to 54-in, cheviots, storm serges, basket weaves, momie cloth, canvas cloth, zibeland kilted, at \$30.00, \$25.00 15.00 ines, etc., all wool, colored and black, all worth from \$1.25 to \$1.50 per yd., will go on sale Monday, only... 79c

98c-In this lot can be found mistral cloth, broadcloth. cheviots, mohair poplins, weaves, etamines, zibelines Handsome garments of Montinac, zibeline etc.; a good line to select 98c

New Hemstitched Chiffon Veil. With chenille and velvet dots, latest High grade noveltiesin chiffon and lace boas, at each, \$20.00, \$6.50, \$4.50 to....3.50

25c to 75c, 50c, 35c and

Embroidery Plain French flannels in all Complete assortment of silks pink, helio, blue and old rose. 50c and mercerized cottons for embroidering same.

New Designs for

In all colore.

rested, but later discharged

Select Site for York's Y. M. C. A.

YORK, Neb., Nov. 1 .- (Special.)-The the second. Young Men's Christian association building and locating committee, by a vote of 15 to 5, decided last night to buy the Love lots next to the large three-story building now being built by Baer & Son. The price the association will pay for the lots is \$3,400. Only ten days ago they sold for \$2,500. This location meets with the approval of a majority of the business men. Many ob- rained just enough in the morning to stop jections were raised to the location of the building on the Jackson corner and the committee was forced to make a change. The two lower rooms will be rented for business purposes.

Clothing Torn from His Back.

Andrews Talks at Albion. ALBION, Neb., Nov. 1.-(Special.)-On YORK, Neb., Nov. 1 .-- (Special.)-James Crist, an employe of the York roller mills, Thursday evening W. E. Andrews, assistant had a thrilling experience and a miracu- auditor in the Treasury department, spoke lous escape from instant death while at | on political issues at the opera house. The his work in the mill this morning. He was hall was crowded. Many democrats and climbing a ladder to adjust the machinery populists gave him respectful attention. His and a shafting caught his clothing. He speech seemed to take well. The Albion

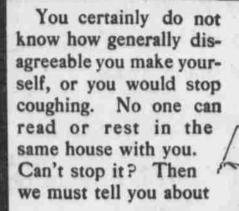
held onto the ladder but before the ma- band furnished the music. chinery was stopped nearly every stitch of Politics are quiet and a light vote will clothing was torn from his body, mostly be polled. into small strips. Except for the strain Gage County Mortgage Record. and the scare, he is almost without injury.

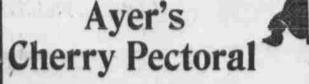
Pigs Bring Fancy Prices.

FAIRFIELD, Neb., Nov. 1 .- (Special.) -At the month of October is as follows: Num-Sam McWelvie & Son's annual sale of Poland-China hogs yesterday, with Colonel T. C. Callahan as master of ceremonies, forty-nine head of mostly mpring pigs brought \$1,500. A Mr. Bollinger of Colorado paid the top price, \$87.50, for a year-Hng.

Close Cass County Campaign.

YORK, Neb., Nov. 1.-(Special.)-Yester-PLATTSMOUTH, Neb., Nov. 1 .- (Special.) day's rain improved the York county -Hon. Norris Brown closed the campaign farmers' prospect for another large crop in Cass county for the republicans last of wheat. Winter wheat was not put in evening with an interesting address on the this year as early as last year, owing to political issues in Waterman's hall in this the excessive rains. The late rains are city. Owing, doubtless, to the inclement bringing the wheat out in good shape.





No medicine like it for stopping coughs, healing sore lungs, quieting inflammation in the bronchial tubes, and preventing serious lung troubles. Ask your doctor if he could give better advice. J.C. Ayer Co., Lowell, Mass.

"Last fall I contracted a severe cold on my lungs which continued spite of all I could do. I then tried Ayer's Cherry Pectoral and was quickly relieved. I am now perfectly well. Miss Emma Miller, Fort Snelling, Minn.

cant lot. Streight & Streight, furniture dealers, will occupy the north room and Wurl & Coffey, dry goods and groceries,

threshing and corn husking. Mr. Bryan's

Judge Sorenberger came here to speak

Wednesday, but he was not advertised and

BEATRICE, Neb., Nov. 1 .- (Special.)-

The mortgage report for Gage county for

ber of farm mortgages filed, 18; amount,

\$29,341. Number of farm mortgages re-

leased, 28; amount, \$39,136. Number of city

and town mortgages filed, 26; amount, \$16,-

641. Number of city and town mortgages

Just What the Wheat Needed.

40

TIT

R

SILIP

released, 22; amount, \$12,815.

train was two hours late.

went away without speaking.

APPEAL IN TRACTION CASE Bryan Talks to School Children. MARQUETTE, Neb., Nov. 1 .- (Special.)-W. J. Bryan spoke from the rear end of his

L'nooln Insists it Should Have the First private car yesterday to about 150 people. Lien on Street Railway. including the school in a body. About fifty voters were present. A large crowd was expected by the local committee, as it **PAVING CONTRACT GETS INTO COURT**

Box Butte County Man Fined for Shooting an Antelope in a Neighboring County Without First

Securing a License.

(From a Staff Correspondent.) LINCOLN, Nov. 1 .- (Special.) - City Attorney Strode today served upon the attorneys of the Lincoln Traction company a ninety-eight-page brief in support of the city's appeal from Judge Cornish's decision in the somewhat celebrated tax case. This is the long-pending suit in which the city seeks to foreclose upon the property

of the street railway company a lien of \$154,000 for paving taxes, due ever since 1887 and up to the time the company went into the hands of a receiver. Since the latter date the taxes have all been paid. The new owners of the company, who derive their title through the foreclosure of a mortgage of the New York Security and Trust company, the first mortgage bond-

holders, dispute the correctness of the claim of the city and insist that they should not pay for the taxes due from thà Rapid Transit company, which was consolidated with the old Lincoln Street Railway company after the first mortgage had been given. The road was made the victim of a stock jobbing operation in the early '90s, and the contest now is between the city and the victimized first mortgage bondholders, which should stand the loss it being claimed that the city, having had an opportunity to collect the taxes, should lose, as being the one most negligent in

the premises. This suit has caused all sorts of trouble in Lincoln. The traction company once got the city to accept a \$65,000 compromise.

but Dr. Farnham enjoined this and it fell through The decree of the district court, from which an appeal is taken, gave judgment for an aggregate of \$2,168,214.01. Of this

the city got first lien for \$57,116, taxes due: the New York Security and Trust company secured a second lien for \$904,000; the city got a third lien for \$44,208.46 and the New York Guaranty and Indemnity company, second mortgage holders, for

\$1,162,889. The city's chief cause of complaint is that the court disregarded the evidence showing that the Rapid Transit company was consolidated with the Lincoln Street railway before the mortgage was given. and therefore the Rapid Transit taxes,

represented by the third lien as above. should really come in ahead of the first mortgage, which gets a second lien. In the present status of the case, if this claim is successful, the Traction company, to get a clear title, must pay both liens. Quarrel Over Paving.

Before Judge Frost this afternoon City writ of mandamus asked by the Barber Asphalt company to compel the mayor and city council to award it the contract for

enth to Seventeenth. The contract was awarded the Green River company as the lowest bidder. The E.

paving for less than the other, but the Green River folks bid on all three, curbing, grading and paving, and by aggregat-

Green River people for less than the bid of the Barber company for paving, added to that of other contractors for grading and curbing. The Barber company complains that no

such discretionary power is lodged in the council, and that the charter is explicit in saying that the paving must be awarded

to the lowest responsible bidder. Another factor was that the Green River people agreed to lay the paving this fall, while the Barber company declined to do it until spring. The case will be submitted to Judge Frost for immediate decision.

Fined for Violating Game Law.

Deputy Game Warden Simpkins has received letters from George L. Carter, traveling deputy of the game and fish commission, to the effect that he recently secured the arrest of Charles Porter of Box Butte county for having shot an antelope in Cheyenne county without a license. The accused was given trial at Alliance before. County Judge D. K. Spacht, who, in view of the man's poverty, inflicted the minimum penalty, a fine of \$2 and costs. Under the game law of the state one may hunt game in the open season in his own county without a license, but if he hunts beyond the limits of his county he must first supply himself with a license, which may be obtained of any county clerk and which entitles the holder to hunt in any county in the state

New Corporations.

Senator Millard, William Wallace, Charles H. Brown, Charles F. McGrew and Lawrence D. Spaulding appear as incorporators and directors of the Omaha Safe Deposit and Trust company, which filed articles today with the secretary of state. Its purpose is to do a general business in real estate and securities of all kinds and to maintain safety deposit vaults in Omaha. The authorized capital stock is \$400,000. The Continental Trust company of Omaha has filed its articles of incorporation, with I. S. Leavitt, D. C. John and F. P. Leavitt as incorporators and \$100,000 authorized

capital stock. **KILLED BY TRAIN AT CROSSING**

Sister is Also Dangerously Hurt-

Witnesses Say No Whistle Was Sounded.

WINSIDE, Neb., Nov. 1 .- (Special Telegram.)-The Norfolk passenger train from Sloux City struck a carriage containing Mamie and Alice Elliott, daughters of John Eillott of this city, at the first crossing

Attorney Strode made his return to the assume his duties on the cruiser. paving district No. 16, C street from Elev-

Barber company offered to do the actual

west of town, killing Mamie. Alice is still unconscious and probably fatally injured. The team escaped. The accident occurred about 7:15 and several witnesses say no whistle was sounded for the crossing. Assigned to Cruiser Newark. BEATRICE, Neb., Nov. 1.-(Special.)-Lieutenant George A. Day, a son of Mr. and Mrs. H. G Day of this city, has been assigned to duty on the cruiser Newark. now undergoing repairs at the Charleston

left yesterday afternoon for the cast to

New Plattsmouth City Physician. PLATTSMOUTH, Neb., Nov. 1 -- (Special.) -Dr. J. S. Livingston has been appointed city physician and chairman of the Board

of Health of Plattsmouth to succeed Dr. D. Cummins. Two New Rural Deliveries.

DORCHESTER, Neb., Nov. 1 .- (Special.)

new routes were opened today, with large, modern three-story brick building. O. D. Nichols and C. C. Bishop as carriers. The Union recently sold its present build- lican state committee. Mr. Sommers spoke In all a rural population of more than 1.50% ing to the National Medicine company, who navy yards. Lieutenant Day, who has is served by these three routes. Postmas- will get possession as soon as a new buildbeen visiting here for the past two weeks, ter Weston has just installed new office ing is ready for occupancy. fixtures in order to properly handle the in-

Rain Delays Corn Husking.

creased business.

BEATRICE, Neb., Nov. 1 .- (Special.)heavy rain fell in this vicinity yesterday. As many farmers are engaged in busking who leave in a few days to make their their corn crop, it will have a tendency to retard the work somewhat.

Newspaper Union Builds.

YORK, Neb., Nov. 1.-(Special.)-The

Farewell to Old Chizens.

BEATRICE, Neb., Nov. 1 .- (Special.) --Enterprise Rebekah lodge No. 6 tendered a reception to Mr. and Mrs. A. L. Snow, old and respected residents of this city,

home at Jennings, Kan.

Sommers Speaks at Blair.

BLAIR, Neb., Nov. 1 .- (Special Tele-Dorchester now boasts of three rural free York Newspaper Union, one of the largest gram.)-The opera house was crowded to- vania ratiroad today declared a semi-aning these the work would be done by the delivery mail routes. Route No. 1 has been newspaper, book, ready print and job night to hear Hon. W. S. Sommers of nual dividend of 3 per cent.

was here under the auspices of the repubfor two hours and held his audience, even to the populists and fusionists, until the last of his address. The Kennard band was engaged by the county central committee

and the rally was an old-timer from start to finish.

Bill Stickers Arbitrate.

CHICAGO, Nov. 1 .- The strike of union bill posters was declared off today pending an investigation by a board of arbitration.

Pennsylvania Dividend Fixed.

PHILADELPHIA, Nov. 1 .- The Pennsyl-

CORNER FARNAM AND FIFTEENTH STREETS

KELLEY. STIGER &

Shiverick Furniture Company.

Shiverick Furniture Company.

