

SAVES INNOCENT PRISONER

Omaha Detective Goes to Relief of Man Up for Highway Robbery.

TERM IN PETITENTIARY SEEMED CERTAIN

Complaining Witness Positively Identifies the Suspect, but Omaha Satisfies the Court that Mistake Has Been Made.

Illinois penitentiary doors were about to swing wide to admit W. Wicks for a long confinement for highway robbery and assault with intent to wound, when W. H. Hoffman, a private detective from Omaha, arrived in Chicago and saved the trembling suspect. Hoffman states that it cost him just \$50.00 to play the good Samaritan, but that he feels well repaid.

"It was another of those bad cases of mistaken identity," said the detective yesterday. "There was present in the court room a man who had been twice shot and then robbed by thugs in Chicago, the night of July 8 last, and who swore that he recognized in Wicks one of the men who committed the crime. It was known in advance what his testimony would be and there seemed a certainty that Wicks would go to the penitentiary for a long term.

"The first I knew of all this was when I received from Attorney D. M. Elliott, of Chicago a letter he had written at Wicks' request, stating the circumstances of his trouble and appealing to me to assure the court that Wicks had been in Omaha at the time of the holdup. I remembered Wicks well, for he was one of the several colored men I had in charge in the Market commissary department for a time last summer and was an exceptionally well behaved fellow.

"Makes Sure of Dates. "News of his detention surprised me and I went at once to the company's books to make sure of dates and found that he had been with us and had received his pay July 5, so he could not have been in the slugging business in Chicago the night before. I wrote at once the details of his history here during that early part of July and forwarded it to Wicks immediately.

"This came the day after his attorney had written me that the testimony of the complaining witness would be so strong that only my personal appearance and submission to cross-examination could save Wicks. "Well, I didn't have any pressing invitations to use for the next morning at that time and I was busy, but the more I thought of letting that honest colored man spend years in a penitentiary when I knew him to be guiltless of the crime charged was more than I could stand. I defy any man to sleep soundly under such circumstances. Finally I got to even dreaming about it, and I decided that when a fellow's good instincts are working that hard on him it's up to him to do something. So I went to Chicago, armed with my own credentials and the affidavits of prominent people in Omaha who had known Wicks as I had known him, and I went on the stand for him.

Contradictory Testimony.

"My positive testimony was so contradictory of that of the Chicago man, equally positive, that the court itself put me through a cross-examination that was a searcher. With two men swearing certain knowledge of the colored man's having been at two different points 500 miles apart at one and the same time, the court conceded that it was a knotty problem. But I had the advantage in that I had seen Wicks often in the daytime and the Chicago victim only during the struggle at night, and I won out.

"When the judge finally said: 'Prisoner discharged,' it was worth going a long way to see that darky's face. It was for a moment, though there were tears in his eyes. He shook the hand of everybody he could reach, and wound up by exclaiming to me: 'Jes you wata dis boy get back to Omaha, quick as ever he know how. Dis heah Chicago place ain't got no more chams for me. I been in jail three months now and I had enuff—more'n enuff. I'm most akeered to go outside de door for fear somebody else will recognize me for murdah.'"

Detective Hoffman returned yesterday from Chicago and expects Wicks to arrive by slow freight at an early date.

Nothing so Good for Coughs and Colds.

Mr. J. N. Perkins, druggist of Lawton, Okl., who has been in business eleven years, says of Chamberlain's Cough Remedy that during all this time he has never had a bottle of this remedy returned as not having given satisfaction, proving conclusively that this preparation will do all that is claimed for it. There is nothing so good as this remedy for coughs, colds and croup. It is pleasant to take and, as it contains no injurious substance, may be given to a child with perfect confidence.

Good Position Open.

Good opening for a newspaper or magazine solicitor. Permanent position for a competent man. Address Twentieth Century Farmer, Box Building, Omaha.

Change of Time.

On and after November 2 Rock Island train No. 24 will leave Omaha at 4:30 p. m. instead of 5:20 p. m., and train No. 6 at 8:35 p. m. instead of 9:35 p. m.

S. Burns, fine white china for decorative work.

Crystal clear cut glass. Edholm.

6 lbs.—25c. King Cole Whole Wheat Flour.

Locket and charms. Edholm.

Publish your legal notices in The Weekly Bee. Telephone 224.

Help for the Housewife.

Wright wrong no man. Wright's old fashioned buckwheat flour is pure.

600 P. M. ELECTRIC LIGHTED. STEAM HEATED. SOLID VESTIBULED.

Limited train via MILWAUKEE Railway. Leaves Omaha depot daily. Magnificent equipment. Latest palace sleeper. Library-buffet car, dining car, new coaches. City office, 1504 Farnam street.

F. A. NASH. General Western Agent.

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TELEGRAPHERS IN SESSION

General Committee Will Insist on Having Some Questions Passed Upon.

The general committee of the Order of Railway Telegraphers, Union Pacific division, which assembled in the city last week, got down to actual business yesterday morning. The gentlemen say their deliberations are merely continuations of the meetings held in the city during the summer and that nothing will be made public until the differences, whatever they are, are passed up to officials and by them acted upon.

It has been learned on what is regarded as reliable authority, that the men and the company are not on bad terms, but that telegraphers have a few matters which they are very anxious to have settled their way and that their refusal to drop things when they failed to get a satisfactory hearing with General Manager Dickinson when they were here before, may be taken as evidence of their determination in the matter.

It was said at President Burt's office that the telegraphers had presented no claims there and that their affairs probably would come before Superintendent of Telegraph Kory.

For some time there have been rumors of dissatisfaction among the telegraphers on other Harriman roads besides the Union Pacific, especially the Southern Pacific. But it seems that the men on the latter road will be successful in reaching amicable adjustments of all their affairs and avoid any open hostility.

The Hostetter Company of Pittsburgh, Pa., Scores Another Victory Against Infringement of Their Trade Mark.

The United States Circuit Court of Appeals of San Francisco, Cal., recently handed down an opinion affirming the decision of Judge Morrow of the United States Circuit Court of San Francisco, who had granted a personal injunction against Samuel Bros. & Company, who with a large number of other dealers on the Pacific coast had been engaged for some time past in making and selling counterfeit articles purporting to be Hostetter's Stomach Bitters, and advising purchasers to obtain the genuine bottle of The Hostetter Company with the label affixed, refilling them with their goods, and selling same as the genuine article.

This comprehensive decision being final, prohibits all unfair dealers from manufacturing or selling any article of Stomach Bitters, either in bulk, or by the gallon or otherwise, or in any way making use of the name of HOSTETTER, except in connection with the sale of the genuine article, and also prohibits the sale of any Bitters in bulk, though the name HOSTETTER be not used, if the suggestion and advice is made to the purchaser, that he should get the article into the genuine empty HOSTETTER bottle, and sell them for the genuine HOSTETTER'S BITTERS.

This decision establishes the Hostetter Company in the exclusive use of the name HOSTETTER, and the ownership in the trade mark and trade name in connection with either the manufacture or sale of Stomach Bitters in any manner whatsoever.

Announcements of the Theaters.

"Six Hopkins" comes to the Boyd Wednesday and Thursday nights and Miss Rose Melville will play the title role. This most delightful comedy drama has been given a most elaborate and picturesque production this season. The portrayal of the awkward and uncouth "Six Hopkins" is a most charming bit of character acting and this with the simplicity and purity of the story makes the play most enjoyable.

So that patrons will be kept posted with the latest election news, the returns will be read from the stage of the Orpheum tonight. The bill is an excellent one this week, one of the most pleasing presented to date, and the dual attraction should draw a full house which is evidenced by the advance sale.

A Good Move.

The members of the Conservative Savings and Loan association calling at the new offices, No. 205 South Sixteenth street, express themselves well pleased with the new location. The room is light and airy and well adapted to the needs of the association, the most important still, is centrally located in the retail district of the city. The officers feel that within the next few months the business of the association will run past the one million point, the present assets being considerably in excess of \$900,000.

Quick Time to the Southwest.

Leave Nebraska points in the forenoon to take the palatially equipped "Meteor" of the Frisco System leaving Kansas City daily 7:15 p. m., reaching Oklahoma City 7:30 a. m., Denison 11:10 a. m., Sherman 11:30 a. m., Dallas 2:30 p. m., Fort Worth 2:55 p. m., Waco 7:35 p. m. Passenger office, 205 South 14th St.

To New Orleans and Return.

On November 7th, 8th and 9th, the Illinois Central Railroad will sell tickets to New Orleans and return, at rate of one fare plus \$2.00, with long limit returning, account meeting of American Bankers' association. For reservations and full particulars, call at City Ticket Office, No. 1402 Farnam St., Omaha, Neb.

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Telephone 224.

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STREET RAILWAY VALUATION

Secretary Morse Makes Return to the City Tax Commissioner.

GIVES FIGURES FOR FAIR CASH VALUE

Property and Franchises Within City of Omaha Said to Be Worth Three Million, Three Hundred Thousand Dollars.

The Omaha Street Railway company, by its secretary, W. V. Morse, made its return to the tax commissioner yesterday of its personal property for purposes of taxation. Following is the exact text of the return:

I make return to William Fleming, the commissioner of the city of Omaha, of the property and franchises of the Omaha Street Railway within the corporate limits of the city of Omaha, excluding only the real estate, of the sum of three millions and three hundred thousand dollars, (\$3,300,000).

The company paid taxes last year upon a personal property valuation of \$1,300,000, on the basis of 40 per cent of the true value, which would make the true value of that property, accepting those figures as being accurate, \$3,250,000.

A member of the Real Estate Exchange, upon being informed of the amount of the return made, said to a Bee reporter that he did not see how the company could reconcile those figures with the well known fact that it has \$5,000,000 of stock quoted at 90 cents on the dollar, and \$2,500,000 of bonds.

ROSE TREE WILL GROW

In a Few Minutes Today.

The Nebraska Clothing Company has engaged Miss Rbeda of New York, the great Japanese magician, to give her unique performance of Japanese magic and Hindoo black art in the display windows for six days, commencing at 10 o'clock this morning. Miss Rbeda performs all the acts of the Hindoo fakirs of India, including her world famous blooming rose tree trick in the display windows, in full view of all. The performance is free to all and the Nebraska Clothing company extends a cordial invitation to the general public to attend.

SAVES MONEY FOR INDIANS

Commissioner Jones Makes Ruling Which Will Do Away with Court Fees.

Senator Millard was advised yesterday by Commissioner Jones of the Indian bureau that in future the bureau would not require the natural guardians of children of Omaha and Winnebago Indians to file a bond before the share of the allotment made to them would be paid.

This action is the result of an earnest protest made by the bureau which they considered an injustice. When the rules for the payment of the allotment were made public it was found that in case of minors guardians should be appointed by the court of Thurston county and bond given by them before the money should be paid to the guardians. When it came to getting these appointments it was discovered that it would require from \$25 to \$30 in fees in the case of each minor. The share of the allotment is about \$80, so that more than 25 per cent would have to be paid in fees.

The injustice of the proceeding was made the subject of a communication to the Omaha Bee at the time the payment was begun and the Indians protested to Washington and appealed to Senator Millard. When the matter was brought to the attention of Commissioner Jones said that the requirement of the bond was for the purpose of protecting the department, to make certain that the money would reach the proper person. He has now decided that the parents of the minors may receive the money without giving bond, which in the case of minors will save a considerable portion of the allotment to the Indians.

WASHINGTON, Nov. 3.—(Special Telegram.)—W. A. Jones, commissioner of Indian affairs, instructed the United States Agent Matthewson to pay money due minor heirs of Omaha Indians to parents without guardianship papers when in his judgment the parents are capable of caring for the funds, but in cases of orphan minor heirs money due them will be paid to the United States treasury to be held in trust until they become of legal age.

Dry a bottle of Cook's Imperial Extra Dry Champagne with your dinner. Physicians recommend it for the digestion.

CALLS THE WESTBERG BLUFF

City Engineer Gives Some Facts Regarding Pay Roll of Inspectors.

"If the pay roll of the engineering department is incorrect, which, should be considered, and, having approved it, what ground has he for any objection?" This was the question asked by City Engineer Rosewater, yesterday, as applying to the statement of Mr. Westberg, published in an evening paper, charging that the number of inspectors employed in the department of engineering was excessively large and that the salary roll for the last month was unreasonably high.

"This is a regular thing with Mr. Westberg at this particular time of year," continued Mr. Rosewater, "and it is all for political effect. He knows as well as anybody just what the duties of all of those men are and if he did not know he would not be a conscientious member of the Board of Public Works, for he has approved the payment of their salaries many times before. One of the very men he has mentioned has been on the pay roll of this department for no less than six years and Mr. Westberg has regularly approved payment of his salary and included his name in the appropriation ordinance. That man is Mike Lee.

"I notice that Mr. Westberg is quoted as having said that he agreed to the pay roll because I promised that I would cut off three men. That is not true, for I made him no promise at all; I simply told him that two of the men whose names were on the pay roll had been notified some days ago that their services would not be required after the first of this month, and therefore they would not appear on the next pay roll.

"But supposing that Mr. Westberg had agreed to the pay roll under that understanding, what justification could he have for that? If the pay roll is incorrect it should not be paid, and cutting three names from it in the future is not going to make the roll for last month correct."

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Deposit Your Money in Our Bank

4 per cent interest paid on deposits

SPECIAL WALKING SKIRT OFFER

\$5.00 Golf Skirts at \$2.98

300 heavy golf skirts made in pretty grays and blues, with the slot seams and side tabs, \$5 value, on sale tomorrow at 2 98

\$12.50 Kersey Coats at \$7.50

45-inch long kersey coat, lined throughout with guaranteed lining, trimmed with satin stitched straps—the large turn back cuff—special \$7.50—regular \$12.50 value, at 7 50

\$3.50 MILLINERY Hats at \$1.00

Five hundred trimmed hats for ladies and misses, made of fine velvets, braids, feather breasts, maline and ornaments, and trimmed in most excellent styles. These hats are offered at this price for the reason that we have bought largely of materials from importer and manufacturers at a small fraction of cost—an actual \$3.50 value—at 1 00

\$1.50 Beaver Flats 39c

50 dozen cardinal, light blue, brown, castor, green and all the prevailing shade of the season, all the best quality imitation beaver hats on the market. They are in two shapes, a large flat brim and a pretty rolling brim. Both are either suitable for misses or children—worth easily \$1.50—our price, while they last 39c

\$7.00 Silk Waists at \$3.98

A new lot of silk waists, tucked and hemstitched, in black and all colors, all sizes, every one this fall's styles—on sale at 3 98

50c Double Width Wool Serges at 25c Yard

All wool serges in the new shades of helios and carnation colorings 40 inches wide—on sale on bargain square at 25c yard

SPECIAL BASEMENT BARGAINS

One counter of standard apron check gingham, the kind you have always paid 85c for, at yard 3 1/2c

One counter of finest quality white cambrics, muslins, etc., in long mill lengths, at yard 6 1/2c

One counter of all kinds of muslins and cambrics that generally sell up to 50c a yard, go in mill lengths at 1 1/2c

One big table of unbleached muslin—the 5c kind—at 2 1/2c

Extra heavy table padding, the kind that generally sells for 40c a yard, goes at 19c

Heavy Canton flannel, worth up to 85c a yard—goes at 3 1/2c

Watch Our Windows

BRANDEIS BOSTON STORE & SONS Watch Our Windows

GRIND OF CRIMINAL COURT

Young Svoda Sentenced to Spend Seven Years at the Reformatory.

At the request of his father and apparently with the unanimous consent of all who knew him, Frank Svoda, "that tough kid" from South Omaha, was sentenced by Judge Baxter yesterday to spend the next seven years, or until he is of age, at the industrial school at Kearney. Frank is the youth who confessed to packing his bare feet in the bottom of a trunk, with the intent to bring them to the police office of South Omaha bound him over, called the magistrate sundry and diverse names that marked him as one of great boldness and some badness.

Arthur Buckner, a colored boy who was too handy with a pistol during a Fourth of July picnic, was allowed to plead guilty to a charge of assault and battery and was sentenced to spend another two months in the county jail and to pay costs.

These pleaded not guilty: George Alexander and Stewart Knouse, forgery; Maurice Burton, mule stealing; Harry Burk, assault on Mary Taylor; James M. Cassidy, Jr., embezzlement as the agent of the White River Savings bank; Georgia Russell, stabbing with intent to wound W. N. Waggoner; Joseph Warlick, larceny.

Before taking up the grind yesterday Judge Baxter had some heart-to-heart talks with "Stump" Garth and Samuel Goldsmith, who engaged in a "scrap" in the judge's court room during his absence last Friday. As Garth was the one who struck the first blow the judge removed him from the jury list.

Drives All Before It. Aches and pains by before Buckler's Arica Salve. So do sores, pimples, boils, corns and piles, or so on. 25c. For sale by Kubha & Co.

Insane Man at Depot. Christian Rix, a middle aged German speaking good English, is detained at the police station, being mentally unbalanced. Rix arrived at the Union station yesterday afternoon and hung about the depot. His actions attracted the attention of attendants who questioned him. He said that he had come from Salt Lake City and had left there on October 20. He said that he had been in ill health for a long time and it is thought that the altitude of the divide may have affected his mind. Inquiry will be made in Fort Calhoun, where the man may have relatives.

Has Ring in Bootlegs. At 5:30 o'clock yesterday afternoon Clarence Leslie, who refused to give his place of residence, and Art LeMunyon, who claims Wyoming as his home state, were arrested on suspicion, it being thought that they were the persons who took a gold ring and a watch from the store of Brodsky's shop. They denied the theft. They were searched and the ring found in one of LeMunyon's boot legs.

Inquiry is being made as to the whereabouts of Elton A. Taylor, late a private in Company L, Forty-fifth United States Infantry. Taylor, it is said, left Chicago last June for the west with the intention of taking up a land claim, and since that time has not been heard from by his parents, who live at Michigan City, Ind. He was wounded in the left jaw in the Spanish-American war, and since he left home a pension has been granted him and the vouchers are in charge of his father, Franklin Taylor, 315 West Boston street, Michigan City, Ind. Young Taylor had his full name tattooed on his left arm.

JURY FINDS NO DAMAGE DONE

Suit for Ten Thousand Dollars Against Stock Yards Company Fails.

A jury in Judge Blalough's court has found for the defendants in the \$10,000 damage suit of Michael Higgins against the Union Stock Yards company of the South Omaha for malicious prosecution. The testimony disclosed that on September 21, 1901, the company had Higgins arrested on a charge of stealing lumber because the lumber was found in his home by the tracks it left as it was dragged there over plowed ground, and that Higgins' wife had then told that she took it, after which Higgins sued for damages.

Take Off Your Hat

Look in the crown of it, and see what make of hat you're wearing.

If it says "Nebraska Special" you're wearing as good a hat as anybody sells for \$2.50 and it cost you \$1.50.

If it has our peculiar trade mark in it, it may have cost you anywhere from 75c to \$3.50, for the trade mark in our hats doesn't designate the quality. It simply guarantees that you're wearing the best hat in the country for the price you paid, whether it cost 75c, 1, 2, 2.50, 3 or \$3.50.

It seems strange that anybody will go to a hat store and pay \$3 for a hat when they can buy just as good a one here for two dollars, or that they will pay two fifty for a hat when they can buy a "Nebraska Special" for one fifty. They wouldn't if they knew it, and we're trying to make them know it, so they won't. There are no three hat stores in Omaha that can show you an assortment of hats as we can, and it's easier to save money on hats than it is to earn it, if you will come to our men's hat store.

Nebraska Clothing Co. CLOTHES FOR MEN AND WOMEN

A Gold Proposition--Howell's Anti-Kaw

positively cures coughs and colds. For sale at all drug stores at 25c AND 50c PER BOTTLE.

Women's \$2.50 Waits

Genuine waits only \$2.50—Where else have you ever been offered a genuine wait for \$2.50—We have no hesitancy in offering these women's shoes, for we know they are right—We have them in all sizes and widths, that makes it easy for us to give a perfect fit—This adds to the wear of the shoe as well as the comfort—For sale at all around every-day shoe stores genuine waits have never been equalled at the price—You take no risk, for we give you your money back if you want it.

USE THE MAIL

If you live out of town, and don't pay the old-time prices for DREXEL, patent medicines, rubber goods, surgical instruments, or anything else which should be found in a well stocked drug store, don't order from a catalogue, DREXEL'S CATALOGUE IS UP-TO-DATE NOW—DAYS. Make up a list with your friends and neighbors and send to us for prices and if ours are not the lowest we want expect your orders. WE WISH EVERY BODY COULD SEE HOW BUSY OUR MAIL ORDER DEPARTMENT IS. See Genuine Catalogue—all you want 24c \$1.00 Peruna—all you want 50c \$1.00 Pierce's Prescription—all you want 75c \$1.00 Burt's Female Regulator—guaranteed 75c \$1.00 Allen's Peppermint Cure—guaranteed 75c \$1.00 Menner's Talcum Powder—all you want 25c \$1.00 Doan's Kidney Pills—guaranteed 25c \$1.00 Carter's Kidney Cure—guaranteed 25c \$1.00 "Cathart" Home—guaranteed 25c \$1.00 German Kimmel Bitters—guaranteed 25c \$1.00 Hessel's Sarsaparilla—guaranteed 25c \$1.00 Chester's Pennyroyal Pills—guaranteed 25c \$1.00

ASTHMA

Climate wear out. Smokes and sprays do not cure. They relieve symptoms instead of removing causes; whereas, we take Asthma so thoroughly out of the system that no further returns which can produce an attack, suffers are soon able to work and sleep and stand exposure without the slightest return of Asthma. Being right in principle our treatment does what "reliefs" cannot do. We cure to stay cured severe, long-standing cases. If you are skeptical, it is because you are ignorant of our great work. Since 1882 we have treated 50,000 Asthma and Hay Fever sufferers. If you desire more information, health restored, and no return of Asthma, write for our Book 75c Free, P. HAROLD MATHE, BUFFALO, N. Y.

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