

ONE MORE CHANCE FOR LIFE

Supreme Court Grants New Trials to Three Convicted of Murder.

DRUGGISTS HAVE HARD TIME PASSING

Out of Seventy Candidates Only Eighteen Receive Permission to Mix Medicine—Flag Day Slightly Observed.

(From a Staff Correspondent.) DES MOINES, Dec. 20.—(Special.)—The Iowa supreme court finished its work for the present special session today and did considerable interesting business in the way of granting new trials for men who have killed other men. Three such new trials, now serving a life sentence, and the other two with sentences of execution hanging over them. In both cases the reversal of the lower court was on technical grounds, not affecting the merits of either case, and there is nothing in the decision of the court which will prevent repeating the convictions on second trials.

Erred in Ruling on Intent.

Albert G. Phillips, colored, and Lewis Brooks, who had been sentenced to hang last Thursday, get a new trial in Buena Vista county. They killed John Sundblad November 16, 1901. They had been surrounded by a mob of about twenty men, some headed by Marshal Lodine and a running fire was going on. After they were driven from the depot the floor was covered with empty cartridges. They were pursued and finally arrested. Dolan, an accomplice in their bank robbery, was killed. Lodine was wounded, but recovered. Sundblad died soon after. The most important feature of the reversal relates to the intent of the murderers. Judge Ballie, who presided, instructed that if a man, in shooting distance of another, if he aims to take aim and fire and kill his man, such taking aim and firing would be of itself prima facie evidence he intended the result of his act and it would therefore be unnecessary to prove intent. The supreme court refuses to take this view, but says such an act would presume malice only and therefore second degree murder. Especially where there is a battle and exchange of shots, the premeditation and deliberation must be proved by the jury and cannot be presumed. There was also error in admitting as evidence the statement of Sundblad's wife that Sundblad said "the bigger had shot him," when it was not shown he thought he was dying. Testimony regarding a bottle of nitro-glycerine was wrongly admitted, because it was not identified as one taken from the defendants. There was no error in showing that revolvers, etc., were taken from the men. Conversations in jail relating to the bank robbery were properly admitted. An instruction in regard to the doubt which would justify acquittal was bad, because it implied that the jury was under obligation to convict unless there was strong doubt. There was much said about the lawfulness of the arrest without warrant and by an armed posse, but the court holds that the posse was justified in taking the action it did. Judge Deemer dissented from the majority view in regard to the dying declaration of Sundblad.

Court's Decisions.

The following are the other decisions rendered by the supreme court today: Mrs. William Andrews against Marshall Creamery company, appellant, Marshall county, Judge Burnham; affirmed by McLean. Mrs. Mary A. Murray against Mary E. Quigley, appellant, Alameda county, Judge Hobson; affirmed by Sherwin. Andrew Durgan against Chicago, Milwaukee & St. Paul railroad, Keokuk county, Judge Beck; action for damages; affirmed by Ledd. Peter Reilly against City of Fort Dodge, appellant, Webster county, Judge Weaver; reversed by Weaver. Robert T. Young against A. W. Lohr, appellant, Sioux county, Judge Hutchinson; damages for defective abstract; affirmed by Sherwin. Helen E. Dillon against Iowa Central Railway company, appellant, Franklin county, Judge Walker; reversed by McLean. Catherine Goodwin against Merchants and Bankers Insurance company, appellant, Polk county, Judge Bishop; affirmed by Weaver. James W. Larkin against Chicago Great

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THE VALUE OF CHARCOAL

Few People Know How Useful It is in Preserving Health and Beauty. Nearly everybody knows that charcoal is the safest and most efficient disinfectant and purifier in nature, but few realize its value when taken into the human system for the same cleansing purpose. Charcoal sweetens the breath after smoking and drinking or after eating onions and other odorous vegetables. Charcoal effectually clears and improves the complexion, it whitens the teeth and further acts as a natural and eminently safe cathartic. It absorbs the injurious gases which collect in the stomach and bowels; it disinfects the mouth and throat from the poison of catarrh. All druggists sell charcoal in one form or another, but probably the best is that of Stuart's Absorbent Lozenges; they are composed of the finest powdered willow charcoal and other harmless antiseptics in tablet form, or, rather, in the form of large, pleasant tasting lozenges, the charcoal being mixed with honey. The daily use of these lozenges will soon tell in a much improved condition of the general health, better complexion, sweeter breath and purer blood, and the beauty of it is, that no possible harm can result from their continued use, but, on the contrary, great benefit.

A Buffalo Physician, in speaking of the benefits of charcoal, says: "I advise Stuart's Absorbent Lozenges to all patients suffering from gas in the stomach and bowels, and to clear the complexion and purify the breath, mouth and throat; I also believe the liver is greatly benefited by the daily use of them; they cost but twenty-five cents a box at drug stores, and although to some seem a patent preparation, yet I believe I get more and better charcoal in Stuart's Absorbent Lozenges than in any of the other charcoal tablets."

TESTIMONY SHOWS VIOLENCE

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New Corporations.

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WE NEVER HAD SUCH A GOOD CHRISTMAS TRADE as we are having

now, but our store is still loaded with the prettiest goods suitable for Christmas presents at very low prices, considering value.

Furs

If you have FURS to buy, don't fail to see our stock, as we are giving special bargains, Isabelle Marten, Isabelle Marten, American Marten, Genuina Russian Marten, Genuina Mink, imitation mink, beaver, Blended Mink, Raccoon, Seal, Fox, and genuine beaver, in medium and extra fine qualities. Boas and Scarfs of all kinds, from the shortest to the longest. Longest length made. Prices, \$2.25 to \$45.00. Muffs, from \$1.25 to \$20.00.

Gifts for Men

Fine linen Initial Handkerchiefs, 25c each, or half dozen in fancy box for \$1.50. An all linen Initial Handkerchief at 15c each. A handsome line of all linen Handkerchiefs, in 3/4, 1/2, 1/4 and 1-inch hem; prices, 15c each, or two for 25c; 25c each; 35c, or three for \$1.00; 50c each and 75c each. A white Silk Initial Handkerchief at 25c and 50c; without initial 50c and 75c. Mufflers, Umbrellas, Military Brushes, Toilet Sets, Pocket Knives, Traveling Cases, Shaving Mirrors, Collars, Cuff and Tie Boxes, Clipping Cases, Ink Wells, Pen Wipers, Shaving Sets, Calendars, Pocket Bill, Address and Memorandum Books.

Novelties in Jewelry

The new Bead Chains, in black, carved, teak and bogwood, pearl, turquoise, coral, etc. Brooch Pins, in cameo, Rhinestones, Solid Gold, etc. Variety of Muff and Boa Chains; Infants' Gold Pins, solid and plated; Stick Pins, Button Sets, Sterling Silver Manicure Pieces, in new French gray finish; Paper Cutters, Files, Shooshorns, Tooth Brushes, etc. New styles in Charms and Lockets, gold, silver and gun metal. Hair Ornaments and Combs, in real and imitation shell. Fancy Garters, in round and side.

Big Cut in Prices of Children's Cloaks

\$12.00 Coats reduced to \$8.50; \$10.75 Coats reduced to \$6.57; \$8.50 Coats reduced to \$5.87; \$5.50 Coats reduced to \$3.87; \$3.75 Coats reduced to \$1.95; \$2.50 Coats reduced to \$1.50.

Children's Caps

Our line of children's headwear taken in every kind. Handsome Silk Bonnets, best Angora Hoods, \$1.00 up. Red and Brown Angora Hoods, \$1.25 and \$1.50. Handsome Tam O'Shanter, Toques, etc.

Handsome Dress Skirts

Silk or wool, for house or street. Newest in Silk or Mercerized Petticoats.

Wrist Bags and Chate-laines.

The finest line in Omaha. Leathers in Mexican carved, walrus, seal lion, real seal, alligator, undressed kid, tawestery, etc. Prices 50c to \$5.50.

Pocketbooks

See the new style handles on our Christmas Umbrellas.

NEW PUBLICATIONS.

Your Fortune Told Free BY THE ZODIAC. Astrology reveals your life. We give you the key to the past, the present and the future. A most interesting book on Astrology for your own use. Our readings have made people happy and full of hope and success. Address: MAGAZINE OF MYSTICISM, 21 N. William St., N.Y. City.

Why Not Mexico?

You have been to Europe. You have seen California and Colorado! It is worth while. The curious architecture; the vast plazas, where the entire population of the city gathers nightly to listen to the strutting strains of a military band; the rare beauty of the women; the picturesque attire of the men; the primitive methods of agriculture—these are only a few of the scores of things that can be seen and enjoyed in Mexico in MID-WINTER. Cut out this ad, send it to us, and we will mail you a copy of our book, "Mexico, and just what you want to know."

Ticket Office, 1323 Farnam St.

OLAHNA, NEB.

Every Woman

is interested and should know about the wonderful benefits of Dr. Burkhart's Compound. It is a most interesting and valuable book, and one that every woman should have. It is a most interesting and valuable book, and one that every woman should have. It is a most interesting and valuable book, and one that every woman should have.

BLOOD POISON

is the primary, secondary or tertiary, producing the most serious and dangerous of all diseases. It is a most interesting and valuable book, and one that every woman should have. It is a most interesting and valuable book, and one that every woman should have.

DR. MCGREW SPECIALIST

Treats all forms of DISEASES AND DISORDERS OF MEN ONLY. 27 Years Experience, 17 Years in Omaha. His remarkable success has never been equaled and every day brings many flattering reports of the good he is doing, or the relief he has given.

SANTA CAPSULES MIDY

Relieves Kidney & Bladder troubles at once. Cures in 48 Hours all URINARY DISCHARGES. Each capsule bears the name "MIDY".

Kid Gloves

Perrin leads them all for beauty and durability. Prices, \$1.00, \$1.50, \$1.75 and \$2.00. In light or heavy weight, dressed or undressed. Mocha Gloves, \$1.00 to \$1.50. Silk lined Mocha Gloves, \$1.50 and \$2.00. Best Misses' Gloves, \$1.00. Prettiest Glove made; price, 25c, 50c and 75c.

Handkerchiefs

We know we are showing the finest line of Christmas Handkerchiefs ever shown in this city, and at prices that are bound to sell them. Embroidered Handkerchiefs from two for 25c up to \$2.50. Finest French Embroidered Handkerchiefs at just HALF-FORMER PRICE—\$1.00 for \$5.25, \$4.75 for \$4.37, \$3.50 for \$2.25.

Perfumes

Bottles in fancy boxes, filled with choice perfume. 5cc, 7cc, \$1.00, \$1.25, \$1.50, \$2.00 and up to \$3.00. In bulk or bottle: Single bottles, 25c, 50c, 75c, \$1.00, \$1.50.

Ladies' Neckwear

All the pretty new styles that are made.

Dressing Sacques

We have a handsome line of lamb's wool and elderdown Dressing Sacques, with applique and other trimmings. Pretty Underwear in silk, wool or cotton makes a nice Christmas present. Silk and Fancy Hosiery are pretty presents.

Fans

From 50c up to \$15.00. Elegant line of Aprons, fancy and plain, from 25c up.

Fancy Stationery

We have a grand line of Stationery, plain and fancy, put up in elegant boxes for the Christmas trade. Prices, 10c up to \$2.00 a box.</