

FATAL BALL IN COURT

Introduced as Exhibit in the Trial of Mrs. Lillie on Murder Charge.

FITS REVOLVER STOLEN FROM HEATH

Coroner Describes Course of Ball Which Went Through Window.

HOLE IN WINDOW HIGHER THAN IN CURTAIN

Says He Found Distinct Powder Burns on the Lace Curtain.

MAKES EXPERIMENTS WITH REVOLVER

Asserts Weapon Must Be Held Within Eight Inches to Produce Burns and Even Closer to Match Those in Lillie Home.

DAVID CITY, Neb., Dec. 30.—(Special.)—The attendance at the preliminary hearing of Mrs. Lena M. Lillie was not as large as yesterday, the court room being only comfortably filled.

Dr. M. V. B. Sample, county coroner, was the first witness called.

He was at the hospital soon after Mr. Lillie was taken there and also after the patient died. He made a close examination of the wound and found the flesh around the wound was blackened from powder.

About thirty minutes after Mr. Lillie died, witness and Drs. Buch and Stewart hid a post-mortem examination of the bullet found grains of powder inside of the skull.

Witness, by the use of the skull of an adult person, demonstrated the course of the bullet. He said the bullet struck about two inches in front of and slightly above the right ear, and was found just behind the left ear, and that a bullet passing through the brain as this one did would produce paralysis immediately.

Bring Bullet into Court.

The bullet that was found in Lillie's brain was identified by the coroner and admitted in evidence, also the bullet found lodged in a barn 300 feet from the Lillie residence and in the distance from the window which went through the window.

Coroner Sample in his evidence also gave a brief synopsis of the testimony of Mrs. Lillie before the coroner's jury.

Tries to Show Discrepancies.

At the convening of the court this afternoon Dr. Sample was recalled and the direct examination resumed. He testified that where the bullet went through the window the lace curtain was powder-burned and that the bullet hole in the windscreen was slightly higher than the hole in the curtain.

This was for the purpose of proving that it was impossible for a man to stand up and fire the shot that went through the window. That the distance from the window to the west side of the bed was fifty-nine inches. This was on a line with the bullet hole through the window. Witness also testified as to the statements made by Mrs. Lillie with reference to the looting of money.

The cross-examination of Dr. Sample was very direct and every point in his evidence on direct examination was gone over thoroughly, but did not weaken his testimony in the least. This is claimed to be one of the principal reasons for the state's case.

County Attorney Walling says that he will introduce several other witnesses to corroborate the evidence of Dr. Sample, and he thinks some of the members of the coroner's jury will testify even more certain than has Dr. Sample.

The attorneys for the state claim that when the evidence in all produced the defendant will be held to the district court by Judge Skiles.

Experiments with Pistols.

The attorney for the defense is equally confident of an acquittal. On redirect examination the doctor stated he had made some experiments as to how near a pistol must be to an object to powder-burn; that the experiments were with different kinds and sizes of revolvers and different grades of powder. He was assisted by the coroner's jury. He demonstrated that to powder-burn a piece of lace curtain the pistol must be not further than eight inches away, and this was very different from that to burn similar to the powder-burn on the lace curtain in the Lillie home the pistol must be as close as six inches, and that to powder-burn a windowglass the pistol must be as close as three inches.

When coroner Sample's examination of Dr. Sample was not concluded.

Mrs. Lillie says that the reports published in today's paper that the Lillies and Hills had intermarried several times, is an error, and requests that the same be corrected. Mrs. Lillie, brother of Harvey, married her sister, and this was the only marriage between the Hill and Lillie families. Also that she has only five relatives living in David City.

LORENZ OFFICIALLY THANKED

Aldermen of New York City Present Him with Resolutions Extolling His Work Among Poor.

NEW YORK, Dec. 30.—Professor Adolph Lorenz was today presented with the resolutions recently passed by the board of aldermen extolling the work he has done in this city, particularly for the poor.

After a luncheon at the Hardware club the surgeon was escorted to the city hall, where Alderman Walker delivered an address and Alderman Sullivan presented the album containing the engraved address.

Professor Lorenz replied, thanking the aldermen and expressing his pleasure at the reception tendered him in the United States.

NATURAL GAS WRECKS HOUSE

Leaks Into a Cellar and is Exploded by the Flame of Lighted Lamp.

DELAWARE, O., Dec. 30.—When Miss Helen Kurlay went to the cellar this morning to start the fire a terrific explosion of natural gas occurred from her lighted lamp and wrecked three sides of the house.

Five members of the family were blown through the house and Miss Kurlay was fatally injured and her mother seriously hurt. The other three were slightly injured.

Gas had leaked into the cellar and filled the house during the night.

STATUS OF PANAMA CANAL

Is Discussed at Meeting of the Stockholders and Pending Negotiations Approved.

PARIS, Dec. 30.—The annual meeting of the Panama Canal company was held today. The attendance was smaller than usual and the proceedings were more orderly than last.

The meeting was occupied with reading the report of the directors of the company, in which were detailed the pending negotiations with the United States. The facts set forth in this report are already known.

The sanguine hope was expressed that all difficulties would be overcome and the canal completed at an early date.

The reading of the report was followed by a brief discussion, in the course of which two or three of the stockholders made the customary protests against the sale and asked what would happen if the negotiations with the United States fell through.

President Bo replied that in this event the stockholders again would be consulted, while if the sale took place they would have to meet to vote ratification.

The directors' report was approved, the outgoing officers of the company were re-elected and the meeting adjourned.

THREATENS TO SHELL TOWN

German Warship Commander's Mail Detained by Moroccan Postmaster Proposes Retaliation.

LONDON, Dec. 31.—A dispatch to the Daily Mail from Willemstad, Curacao, dated yesterday, says: "The postmaster of Maracaibo, Venezuela, having detained correspondence belonging to German merchants, German cruiser Falke threatens in consequence to bombard 'the town'."

CARACAS, Dec. 30.—President Castro arrived here this morning. At 3 o'clock United States Minister Bowen called on the president and communicated to him the recommendation that issues between Venezuela and the allies be taken to the international peace court at The Hague. Venezuela's answer will be received tomorrow at 11 o'clock.

The victory gained by the government at Barquisimeto argues for President Castro's continuance in power.

HUMBERTS CHIEF ATTRACTION

Noted Prisoners Continue to Absorb a Large Portion of Public Attention in Paris.

PARIS, Dec. 30.—The Humberts continue to absorb attention here. Minister of Justice, Velle brought the subject before the council of ministers today, saying he had given \$50,000 to the special police to assist in the arrest of the principals in the famous case.

This is in addition to the \$5,000 reward offered for their capture, which has not yet been paid, owing to conflicting claims.

It is expected that the prosecution of the Humberts will not begin for several days. The prisoners have so far declined to name their lawyers, and the court has designated Maître Chenu to appear in their behalf.

The Humbert safe, which was alleged to contain \$20,000, has been removed to the interior theater, where it will be the chief attraction.

TRIP PROVES A FAILURE

Reports Made to Trade Unions by English Labor Commissioners Contain Contradictions.

LONDON, Dec. 30.—The reports made by Mr. Mosely's commissioners to the trades unions on the result of their observations in the United States contain more contradictions than points of agreement.

The closest approach to a common understanding is the opinion that the domestic demand for manufactures of all kinds in the United States is so great that there is no immediate prospect of the displacement of British by American goods, either here or in neutral markets.

When the American home trade falls off it is admitted that the surplus products will be sent to England and to neutral markets with most damaging effects upon British trade.

SCHALKBURGER ASKS RELIEF

Appeals to Government to Be Merciful to Those Who Fought for Boer Cause.

CAPE TOWN, Dec. 30.—General Schalkburger, former acting president of the former Orange Free State, in an open letter, published in Onand, appeals to the government to be merciful to those who suffered as a result of their devotion to the Boer cause and to remove the grievances which now make it impossible to live up to the motto, "forgive and forget."

In conclusion General Schalkburger expresses the hope that "the people who show that the power of the rule in South Africa lies in the Afrikaner, who will remain loyal while righteousness remains, and while his rightful portion is allotted him."

ARMY IS TO BE REDUCED

Revolution in Colombia Practically Ended by Surrender of Arms to Government.

PANAMA, Colombia, Dec. 30.—The Colombian army, by the recent national decree, has been reduced to 50,000 men.

The government commissioners have received up to date from the surrendered revolutionists twenty-three field pieces, 8,233 rifles and over 1,000,000 rounds of ammunition, not counting what is on board the steamers.

The consularship on cable messages has been abolished.

WANT A BOER GENERAL

British Government Anxious to Secure Services of Vlijoen, Now in United States.

LONDON, Dec. 30.—The British government is trying to secure the services of General Ben Vlijoen, who is now touring the United States, to command the Boer forces which are going to Somaliland.

It was General Vlijoen who suggested employing the Boers against the Somalis, but the authorities at that time were not prepared to accept his offer.

To Submit Claims to Court.

PARIS, Dec. 30.—France and Guatemala have agreed to submit to the international arbitration court at The Hague the French claims against Guatemala. They are similar to those against Venezuela. The terms of the protocol are now being discussed.

NEBRASKAN PENNED IN FEZ

Two Missionaries from This State and One from Iowa in Danger.

PHILADELPHIA, Dec. 30.—A conference of anti-trust coal operators and their attorneys was held here today for the presentation of the mine owners' side of the controversy to the commission when that body convenes here next Tuesday.

The conference was called by Simon P. Wadsworth, attorney for the Philadelphia & Reading, Harway company, and continued from 2 until 4 o'clock. James H. Torrey, representing the Delaware & Hudson company, presided. James Burr, counsel for the New York, Ontario & Western, was secretary. Samuel Dickinson, attorney for the Pennsylvania Railroad, was also present.

Among the others present were Henry C. Reynolds of the Enterprise Coal company, John B. Kerr, New York, Ontario & Western; Francis L. Gowen, for the Lehigh Valley; Colonel Everett Warren, for the Erie; W. W. Ross, for the Delaware, Lackawanna & Western; Ira H. Burns, for several independent operators, and John T. Leithan, for the nonunion mine workers. After the conference had adjourned Mr. Wolverson, president of the commission, was present.

"The testimony on the part of the nonunion miners is not complete, Tuesday, when the commission sits, the nonunion men's counsel will submit further testimony which will probably consume a day or two. The operators will open and proceed with evidence, which will be presented by companies in the following order: Delaware & Hudson, Erie, Delaware, Lackawanna & Western, Lehigh Valley, Lehigh Coal and Iron, Lehigh & Wilkes-Barre, independent operators and Philadelphia & Reading Coal and Iron company. The presentation of the operators' side will occupy ten days or two weeks—perhaps more."

Judge Hand of Scranton, attorney for theConnell Coal and Coke company, said: "It is necessary to respect French aspirations that there is no blacklist and no discrimination against union men. Most of those who attended the conference left for their homes tonight. Members of the anti-trust coal commission and several of the lawyers have remained at the Continental hotel, which will be the headquarters of the commission."

SULTAN A PRISONER IN FEZ

Ruler of Morocco is Being Closely Pressed by Followers of the Pretender.

MADRID, Dec. 30.—It is reported here that the sultan of Morocco has been foiled in an attempt to break out of Fez by the body which is investigating that city.

A dispatch from Tangiers, Morocco, today announced that the rebels had cut the aqueduct which supplies Fez with water and added that the city was now practically without water.

It was further asserted that unless the Kabyle tribesmen from the south come to the succor of Fez the place must surrender within three days.

The hostility against the sultan is spreading in Fez. The Moors are exhibiting photographs of him arrayed in ridiculous garb. The sultan yesterday assembled the nobles of the besieged town at the palace and exhorted them not to despair, assuring the chiefs that the imperial troops ultimately will triumph.

Great Britain and France have notified Spain that they have no intention of taking any advantage of the situation in Morocco and that they desire the maintenance of the status quo in the event of the sultan being dethroned and his place taken by the pretender.

These communications have reassured the Spanish government, which is thus free of fears of international complications.

TANGIER, Morocco, Dec. 30.—Foreigners in the interior of Morocco have been advised to make for the coast, as provisions are scarce and communications are almost closed.

The pretender has been reported to be twenty miles from Fez.

ITALY NOT PLANNING FOR WAR

ROME, Dec. 30.—It is said that Italy is not making any warlike preparations in connection with the situation in Morocco.

From an authoritative source the Associated Press has received the following: "Italy, not being interested in the Morocco question, will limit herself to watching events."

Under the Franco-Italian agreement in regard to the Mediterranean, under which Italy undertakes to respect French aspirations in Morocco in return for analogous French undertakings regarding Tripoli, Italy has no direct interest in the Moroccan situation. It also can be said that Italy has no intention of occupying Tripoli unless obliged to do so in order to prevent other powers from settling there.

GOVERNMENT VESSELS USED

Testimony in Porto Rican Smuggling Cases Shows How Easily It Was Accomplished.

SAN JUAN, P. R., Dec. 30.—At today's hearing of the smuggling cases before United States Commissioner Anderson, the case against Supervisor of Elections Benjamin Butler was taken up.

It developed during the hearing that about 100 cases of liquors had been brought from St. Thomas to San Juan on the United States steamer Uncas in November of 1901.

Some of these boxes bore the name of Captain Yates Stirling, then commandant of the naval station here. Ben Butler, Quartermaster Captain Joseph T. Crabbs and Paymaster William A. Merritt, U. S. N. Others were marked for the country club, while still others were marked for the canteen.

An employe of the naval station testified that he stored these goods according to the bills of the St. Thomas merchants, which were given him and that they were sent out the next day on the army wagons.

COACHMAN KILLED BY ROBBER

Dead Body, Frightfully Mutilated, is Found in Yard of St. Louis Householder.

ST. LOUIS, Dec. 30.—The dead body of Orrin Worthen, a coachman, was found in the back yard of his employer's residence in the West End today horribly mutilated. Evidence of a terrific struggle with his murderer were apparent.

The police believe that robbery prompted the crime. Worthen's throat was cut, stab wounds were in his face and his head had been crushed with some heavy weapon.

No one heard the combat and the body laid for a number of hours before being discovered.

FIGHT ENDS IN A TRAGEDY

Ohio Man is Shot and Killed by Officers While Resisting Arrest.

BEETEL, O., Dec. 30.—T. T. Sims was shot today while resisting arrest. Sims and Earl McKibbin had a desperate fight with weapons on the street.

McKibbin swore out a warrant for the arrest of Sims and when Marshal George Clark and Constable Hannah attempted to make the arrest they were fired on.

They shot Sims four times before he fell.

OPERATORS PREPARING CASE

Employers' Side of Coal Strike Will Consume Ten Days or Two Weeks of Time of Commission.

WYOMING MAN RECEIVES MANY CONGRATULATIONS ON COMING PROMOTION.

HERMANN GOES BACK TO LAW PRACTICE

John H. Pimple of Ohio is Said to Be Slated to Succeed Richards as Assistant Commissioner of Land Office.

(From a Staff Correspondent.) WASHINGTON, Dec. 30.—(Special Telegram.)—"Well," said ex-Governor Richards, first assistant commissioner of the land office, as smilingly grasped the extended hand of his friend today. "It may be a little premature to accept your congratulations, but I thank you." In fact, the announcement of Commissioner Hermann's resignation and the probable appointment of William A. Richards to succeed him as commissioner general of the land office in some manner leaked out prematurely. It had not been intended at the department that this choice bit of news should be made public until congress convened next week.

While Assistant Commissioner Richards is receiving many telegrams congratulating him upon his prospective promotion and numerous personal calls from friends, he is accepting all the well wishes with a suggestion to wait, "as my name has not yet been carried to the general land office, regarded as almost certain that the president will appoint Mr. Richards to be the head of the general land office."

Commissioner Hermann says he will upon his retirement from office return to his former home in Oregon. "I have made arrangements," said Mr. Hermann today, "to re-enter the practice of my profession, the law. I will only remain in office long enough to settle several minor matters and close up the affairs of my incumbency."

Ohioan to Succeed Richards.

John H. Pimple of Carrollton, O., has been selected as assistant commissioner of the land office, to succeed ex-Governor W. A. Richards of Wyoming, who has been slated to succeed Blinger Herrman of Oregon as commissioner.

Both Mr. Richards and Mr. Pimple were slated for these offices by the late President McKinley. Mr. Pimple was law clerk in the land office for four years, was assistant attorney general for two years under Attorney General Vandewater of the interior department and resigned two years ago to resume his law practice. He is 40 years of age.

COAL DEALERS BURY PRODUCT

Two Investigations Started at Chicago Already Show Thousands of Tons Securely Stowed Away.

CHICAGO, Dec. 30.—Two investigations into the cause of the scarcity and the high price of coal in Chicago were begun today. The Palmer House Attorney General Hamlin held a conference with the coal-hauling railroads and of the coal trade.

At the city hall the council committee on railroads held a public session, hearing statements from men who direct the movement of coal on the railroads entering the city.

Neither inquiry resulted in action by the public officials and both will be continued tomorrow.

Mr. Hamlin announced tonight that he had made rapid progress and intimated that the greater part of the blame rests with the dealers and not the railroads.

"If I find proof," he said, "that thousands upon thousands of tons of coal covered the streets of Chicago from the commission and untouched, are not under contract, but held for the purpose of increasing the price, those dealers will be prosecuted and compelled to relieve the suffering occasioned by the scarcity of coal."

Before the railroads committee of the city council the fact was brought out that local dealers are holding vast quantities of coal merely to keep up the price.

TARIFF ON COAL AND BEEF

American Free Trade League Asks Congress to Remove Duties Without Further Delay.

BOSTON, Dec. 30.—At a meeting in Faneuil hall today called by the American Free Trade league the following resolutions were adopted:

Whereas, The tariff duties upon beef and coal by assisting the extortions of monopolists have caused a serious hardship for our people, and

Such abundant evidence is easily accessible to congress that investigation need not cause delay in the removal of the tariff duty on beef and coal be now removed.

Resolved, That the tariff duties in general be removed, with the exception of those made in the case of these duties upon beef and coal and that they be repealed as soon as possible from the free list at the present session of congress.

Resolved, That a delegation consisting of three routes; area, sixty square miles; population, 1,825. Northwood, Worth county, two additional routes; area, fifty-four square miles; population, 1,015.

St. Joseph Faces Coal Famine

No Anthracite to Be Had and Railroads Are Consigning All Soft Coal in Sight.

ST. JOSEPH, Mo., Dec. 30.—The people of St. Joseph are confronted with a most serious coal famine.

Anthracite coal cannot be had at any price. The supply of soft coal is almost exhausted and if the railroads continue to consignate coal as they have been during the last few days there will be no soft coal in the city.

Rec coal yesterday sold at \$4.25, \$4 and \$2.75 a wagon load, which averaged a ton. Anthracite coal was quoted at \$12 per ton, but there is none.

MUST BUY COAL ON MARKET

Anthracite Companies' Sales Agents Agree Not to Renew Contracts with Large Consumers.

PHILADELPHIA, Dec. 30.—The sales agents of the Pennsylvania Railroad company and anthracite coal companies met today and decided to continue the present circular prices during the month of January. The sales agents also declined to renew any of the expiring contracts with large consumers of anthracite, which action will compel all consumers to purchase coal in the open market. It is said the Philadelphia & Reading will take similar action.

They Move for Statehood.

MUSKOGEE, I. T., Dec. 30.—The Indian Territory statehood convention held at Eufaula today was participated in by representatives of the Pennsylvania Railroad company and anthracite coal companies met today and decided to continue the present circular prices during the month of January. The sales agents also declined to renew any of the expiring contracts with large consumers of anthracite, which action will compel all consumers to purchase coal in the open market. It is said the Philadelphia & Reading will take similar action.

CONDITION OF THE WEATHER

Forecast for Nebraska—Fair Wednesday Warmer in West Portion Thursday Fair.

Temperature at Omaha Yesterday:

Table with 4 columns: Hour, Deg., Hour, Deg. Rows for 6 a.m., 7 a.m., 8 a.m., 9 a.m., 10 a.m., 11 a.m., 12 m.

BAINBRIG HAS NOT RESIGNED

Secretary of United States Legation in Peking Arrives in Council Bluffs.

Hon. W. E. Bainbridge, second secretary of the American legation at Peking, China, arrived in Council Bluffs at 2 o'clock this morning, accompanied by J. W. Hagsdale, United States consul at Tien Tsin, China. Messrs. Bainbridge and Hagsdale are on their way to Washington and will leave for there Friday, after spending the time until then with friends here.

Messrs. Bainbridge and Hagsdale were appointed commissioners to investigate the claims of American citizens arising from losses incurred during the Boxer rebellion. They began their investigations on May 1 and concluded the work on November 17. Two hundred and twenty claims were considered, aggregating \$4,000,000. Of these the commissioners recommended that claims to the amount of \$1,500,000 be paid to United States citizens and \$2,500,000 to Chinese subjects who were at the time of the loss in the employ of the United States.

Regarding the report that he had tendered his resignation or intended to tender the same, Mr. Bainbridge said that there was absolutely no foundation for this report. He said that his future plans were undecided and beyond this declined to make any statement until after he had reported to the department at Washington.

DEATH LIST WILL REACH FOUR

Collision on Pennsylvania Results in One Person Killed, Three Fatally and a Score Painfully Hurt.

SHARON, Pa., Dec. 30.—In a head-on collision on the Pennsylvania, one and one-half miles west of West Middlesex tonight, the engines of the Pennsylvania and the Erie Daugherty of Erie was killed, four persons were seriously injured and almost a score more were hurt. The wreck was caused through a misunderstanding of orders. Both engines were demolished and are being on the sides in the ditch, but the engines, baggage and smoking cars are badly wrecked.

Following is a list of the dead and injured:

NEAL DAUGHERTY of Erie, body not recovered.

The injured:

Engineer Shallenberger, probably fatally.

Robert Williams of Erie, fireman passenger train; serious.

George Gibson of Erie, fireman freight train; serious.

Samuel J. McDonald of Greenville, express messenger; serious.

Six of the injured were brought to the Sharon hospital on a special train. Of the injured Samuel McDonald, George Gibson and Engineer Shallenberger will die.

WHERE PROFESSORS DISAGREE

Elliot and Huffcut Differ on What Professional Schools Should Require as to Admission.

NEW YORK, Dec. 30.—The second session of the conference of the American Association of Universities took place today at Columbia university. The subject discussed was "The Requirements for Admission to the Professional Schools." There were two papers read—one from Harvard, by President Elliot, and the other from Cornell, by Professor Huffcut of that institution.

President Elliot in his paper advocated strongly that professional schools require bachelors' degrees, but omitted from his list engineering, chemistry and architecture.

Professor Huffcut took directly the opposite view. He said that students received from high schools had shown no difference in the result of their work in the university from those admitted with bachelors' degrees. A discussion followed the reading of the papers.

VERDICT ON ONTARIO WRECK

Coroner's Jury Not Agreed as to Responsibility Between Carson and Kerr for Disaster.

WYOMING, Ont., Dec. 30.—The coroner's jury which has been investigating the fatal collision at Wainstead last Friday night, in which twenty-eight lives were lost, brought in a verdict shortly before midnight tonight. The verdict is as follows:

We find that Arthur F. Rickett was killed in the collision at Wainstead on the evening of Friday, December 26, 1902, that collision was caused by wrong orders being issued by the dispatcher at Portland, Ore., by the issuance of wrong orders to the engineer at Wyoming or King's Court Junction, and that the accident was caused by the issuance of wrong orders, we consider that the accident should have been averted by the engineer at Wyoming or King's Court Junction had the railway company had more experienced operators at those points (one being but a boy of 16), at each of which places the dispatcher having had ample time to do it and endeavored to get the opposing trains stopped.

DIES OF A PISTOL WOUND

Self-Inflicted by Francis G. Beach, a Prominent Citizen of New Haven.

NEW HAVEN, Conn., Dec. 30.—Francis G. Beach, a prominent citizen of New Haven, died today from a pistol shot, self-inflicted, December 4, during a fit of temporary aberration, resulting from illness.

During the recent administration of President Cleveland the administration of the state board of equalization of the state of Missouri in the matter of the rate of taxation in the city of St. Louis.

The proceeding was instituted by William Preston Hill, a property owner of that city, who