

SMITH TO STAY IN PRISON

District Court of Lancaster County Decides it Has No Jurisdiction. LINCOLN LAUNDRY FIRMS COMBINE

Coal Dealers in Convention Propose a Plan for Settling the Demurrage Question with Railroads.

(From a Staff Correspondent.) LINCOLN, June 25.—(Special.)—The application of Raymond Smith, a half-breed Indian, for release from the penitentiary was denied today by Judge Cornish on the ground that error proceedings having been begun in the supreme court and the same questions raised in Lancaster county having been decided by the trial court in Sheridan county, the court here was without jurisdiction.

Smith was once convicted and sentenced to a year for having broken into a house near Gordon with intent to assault a domestic, but the supreme court reversed the case. Captain A. G. Fisher, Smith's attorney, insisted that all the district court could do then was to release him, but instead Judge Westover caused information for burglary to be filed, overruled a plea in bar and sentenced him to a year. It is claimed that more than two terms having passed before being brought to trial the Sheridan court had no jurisdiction. The record discloses that the second time Smith was arraigned he pleaded not guilty, but that without a trial he was sentenced. Deputy Attorney General Brown told Judge Cornish, however, that the insertion of the word "not" before guilty was a mistake of the clerk who made up the record.

Try to Form Laundry Trust. Negotiations have been in progress for some days looking to the formation of a laundry trust in the city. As projected it is to include the three larger ones of the city, which do the great bulk of the business, but details have not yet been arranged.

The Home Investment company, a \$200,000 corporation, has been formed to take over the concerns, but a hitch of an unexplained nature has arisen. The trouble is supposed to be over what basis each can get in, and there is considerable sparring over this. The owners think that the consolidation would rid them of the expense and yet not render an increase in prices necessary.

Will Dedicate July 5. It was announced this morning that the new chapel at the state penitentiary would be dedicated July 5. The date originally set was June 14, but the contractors disappointed the governor and chaplain. The administration building is very nearly finished now. It will be handsomely furnished and the accommodations for the executive officers are ample. The office and reception rooms are on the second floor, the warden's apartments on the second and the great part of the third floor will be devoted to the women's ward. The windows of this ward will overlook the interior of the prison yards, but otherwise there will be nothing dispiriting about the place. The rooms are large and cheery, finished in oak and equipped with conveniences which utterly unlike the typical prison quarters.

Dr. Thomas Reappointed. Dr. W. A. Thomas of Lincoln was reappointed state veterinarian by Governor Mickey this afternoon. This appointment has been foreseen for some weeks. Dr. Thomas has given efficient service and has the support of a number of prominent farmers in his campaign for reappointment. The place pays \$1,500 a year.

Among the other candidates for the place were Dr. Robert G. Conroy of Omaha, Dr. S. Sprague of David City, L. L. Waboo and Leslie of Belvidere.

Coal Dealers on Demurrage. The question of demurrage occupied the greater portion of the time of the Coal Dealers' association today. The general trend of opinion was that the Michigan plan was much better than that now in vogue. Under present conditions in Colorado and Nebraska a car may be unloaded in two days or it may demurrage will be charged. In Kansas three days are given. In Michigan two days is the limit, but if the car is unloaded the first day the dealer gets it credit.

A committee was appointed to look after the matter, and it is desired that the matter be referred to the attention of the next legislature. Tonight the association was entertained at a banquet at the Lindell hotel. President Christman presided as toastmaster and talks on business and social topics were made by various members.

Before adjournment officers were elected for the ensuing year, as follows: President, C. H. Christman of Lincoln; vice president, J. F. Hutchinson of Lincoln; members of the executive committee, A. Trebeck of Davenport and A. F. Burke of Lincoln. R. E. Harris of Omaha was re-elected secretary-treasurer.

The meeting was not as large as had been expected, as the attendance was but seventy-five, while it had written the secretary of their intention to come. In point of results, however, it is declared to have been the best convention ever held. Steps were taken which are expected to relieve coal dealers of the annoyances occasioned by demurrage charges, short weights and the selling to individual consumers by wholesalers. At the close of the afternoon an adjournment of the business sessions was taken sine die.

Cementing Capitol Basement. The Board of Public Lands and Buildings has directed the secretary of state to advertise for cementing the floors of several rooms in the basement of the capitol. This action arises from the recent visit of an inspection of a representative of the regular army, who roamed the rooms furnished by the state for the storage of ordnance and quartermaster's supplies. One of the rooms is the one used for that purpose by the adjutant general and the other is one used by the clerk of the supreme court for storage of books.

Guards May Not Camp. The State Military board has in session

this afternoon at the office of the adjutant general, considering claims and the matter of holding an encampment of the National guard this year. There is some question of the ability of the grounds to secure financial aid for such an encampment from the government this year. Brigadier General P. H. Barry of Greeley Center was not present. The members of the board in attendance were Judge Advocate General John A. Ehrhardt of Stanton, Adjutant General Cutler and Colonel J. W. McDonnell of Fairbury, commander of the second regiment.

Articles of Incorporation have been filed by the Skedee Independent Telephone company of St. Edwards, Boone county, with an authorized capital stock of \$10,000 and with H. Cahall, J. S. Bull, Horace Rosenkrantz, Jacob Rosenkrantz and Michael Fishery as incorporators. The peculiar name of the incorporation is of Pawnee Indian origin and signifies par excellence.

Chairman H. C. Lindsey of the republican state committee issued a call today for a meeting of the executive committee of the state committee at 8 p. m. July 14, for the selection of a chairman and secretary of the state committee.

Landlord an Easy Mark. HUMBOLDT, Neb., June 25.—(Special.)—Landlord Todd of the Central hotel of this city is beginning to think that the hotel is a special mark for a few despoiling persons, and will keep himself prepared in the future. About a month ago, it will be remembered, a stranger who put up at the Central hotel, in company with a woman supposed to be his wife, took his departure unreasonably, taking along a team and buggy belonging to a local liveryman, and the property was recovered only after an extended and expensive search. The woman went along, but the board bills were not settled. About a month ago a woman, who later proved to be the same as accompanied the man above mentioned, arrived at the Central hotel from off a night train, and the landlord, failing to recognize her, gave her a room and kept her a day or two. Finally she came about the house recognized her, but she denied having ever been in the city before, claiming that she was waiting for her brother, who lived near here. She paid no board, however, and some time Monday walked out of the city.

At a certain point in her departure she was accompanied by Miss Mary Barnhart, a niece of the landlord, missed some articles and upon instituting search found herself shy a new hat and about \$2 worth of wearing apparel, which had evidently been appropriated by the stranger, whose room adjoining hers, a woman boarder also lost a few minor articles.

Boy Seriously Injured. EXETER, Neb., June 25.—(Special.)—John Harbur, eldest son of County Clerk E. J. Harbur of Geneva, who has been visiting his grandparents, Mr. and Mrs. J. K. Harbur, southeast of town, met with a very serious accident yesterday and which for several hours it was feared would prove fatal. Mr. Harbur and the boy started for town Friday the morning. The boy was on the wheels and the wheels dropped into a rut suddenly, which threw the little fellow on the ground face downward, the rear wheels passing over his body just below the shoulders. He was taken up unconscious and brought to town as quickly as could be arranged. The doctors were afraid of internal injuries, as he coughed up blood. His parents were telephoned to come immediately. This morning, however, it is believed the boy will come out all right.

Carnival for Humboldt. HUMBOLDT, Neb., June 25.—(Special.)—At a meeting of those interested last evening at the Samuelson opera house debate steps were taken to make this year's street fair and carnival surpass any previous effort along this line. New officers were chosen as follows: President, O. L. Bantz; treasurer, C. M. Linn; secretary, H. P. Marble. An executive committee, consisting of Messrs. E. L. Crane, H. E. Boyd, J. F. Wray, H. P. Peppers, C. M. Linn and A. A. Tanner, was instructed to take charge of the arrangements and select such subordinate committees as may be necessary. The dates chosen were September 17, 18 and 19, and the finance committee reported that it can raise considerable money if necessary, which, together with the amount derived from concessions, will put them in as good shape as they have ever been.

Quarrel Over Right to Road. FREMONT, Neb., June 25.—(Special.)—Last evening William Sparks, who resides at Nineteenth and Somers avenue, had some words with George Wilcox and Ed Willis about giving the latter his half of the right of way to Wilcox. It is asserted, kicked Sparks in the head and shoulder with a monkey wrench until he was senseless and fell in front of Wilcox's wagon on the whiffletree. Willis is claimed also pounded the senseless man over the head and arm with the loaded butt of a catana whip. Wilcox and Willis were arrested and pleaded guilty to the charge of assault and battery and were fined. Sparks will be laid up for a time and his physicians fear that blood poisoning may set in and it is probable the pair will have to face charges of assault with intent to do great bodily harm.

Arrested for Netting Fish. BEATRICE, Neb., June 25.—(Special.)—Theodore Leach, proprietor of the Warden Simpkins restaurant, G. W. Eaton, his son Ray and a young man named Thompson on a charge of violating the fish and game law. The three men were found two miles south of Holmeville and with their possession 140 pounds of fish and a large hoop net. About 2,000 hooks were taken from the Blue river where the fishermen have been camping for the last few days. The trio were brought to this city and lodged in the county jail. They will be arraigned tomorrow.

Miss McClary for Queen. NORFOLK, Neb., June 25.—(Special.)—Miss Edith McClary has been elected as "The Lady of Klotron," to be queen of the journey during the state fair meeting, which is to be held in this city July 21, 22 and 23. This part of the program is in the hands of the Royal Tiger club, which is arranging for a magnificent parade on the last night of the journey. Handsome floats are being prepared for yesterday afternoon. Miss McClary is the daughter of Mr. and Mrs. Young women and she was elected by an overwhelming majority to the place of honor.

Shooting Without Effect. SHELTON, Neb., June 25.—(Special.)—A heartless shooting affair took place at Kithcart's livery barn last night about 10 o'clock. John Anderson and a stranger, a junk gatherer, became involved in a dispute over a horse race and as their anger increased each drew a gun and commenced to shoot. As it was dark no shots took effect, but both men were badly frightened. A large crowd of bystanders narrowly escaped being hit. The two participants left town, but an attempt will be made to arrest them. Anderson is a farm hand, working near this place.

Escaped Prisoner Recaptured. BEATRICE, Neb., June 25.—(Special.)—Sheriff Washington went to Kearney yesterday and brought back with him Otis Hefflinger, who escaped several weeks ago while at work in the jail yard. Hefflinger was lodged in jail last spring on a charge of stealing his father's team in company with Bill Blowers. Blowers was sent

Bennett's A GREAT SALE Remnant's A Great Sale of Remnants. A natural result of our mammoth fire sale is the accumulation of short pieces and odd sizes of goods in all departments. Sale now on.

JEWELRY CLEARING. Clean-up pearl waist sets—Friday and Saturday only. CLEAN SWEEP SALE CLOTHING. MEN'S TROUSERS. MEN'S FURNISHINGS. MEN'S AND BOYS' HATS. STRAW HATS. STATIONERY DEPARTMENT.

DRY GOODS DEPARTMENT. The dry goods departments is where you find an enormous quantity of remnants of dress goods. Remnants of silks, remnants of velvets, remnants of linens, remnants of wash goods, remnants of domestics, odd lots of napkins, towels, neckwear, hosiery, underwear, remnants of laces and ribbons, odd lots of women's waists, aprons, petticoats, skirts, dresses and wrappers.

July 1. The routes are Nos. 2, 3 and 4 and the carriers appointed for each route are: Second, C. M. Hufferd; third, Charles Samms; fourth, J. H. Hamm.

FIGHT ENDED IN SIXTH. Young Corbett Floors Hughie Murphy Twice in First Round. VICTOR HAS IT ALL HIS OWN WAY. Tries Hard to Finish Early, but Knockout is Delayed Half a Dozen Rounds by New York Boy.

SOLDIERS' ATHLETIC MEET. Company K Carries Off Most of the Honors in Fort Crook Contests. The fourth monthly field meet of the Twenty-second infantry, held at Fort Crook Wednesday afternoon, resulted in Company K taking a majority of the places.

PHILADELPHIA, June 25.—There was a large attendance at the second day's play in the woman's national tennis championship tournament. The courts were still in a rather soggy condition.

Table Rock Man Injured. TABLE ROCK, Neb., June 25.—(Special.)—News arrived here last evening of the serious injury to a man who was struck by a freight car while in the line of duty as a freight brakeman. The injury is in the back, his head being also badly cut and bruised. His condition is deemed critical.

Weight Lies with Cornell. Ithaca Eight Favored for 'Varsity and Freshmen Races to Be Held Today. Poughkeepsie, N. Y., June 25.—All the crews except the Wisconsin 'varsity were out for a short time today, but the practice was hardly more than a paddle, the coaches believing that all that can be done for their respective crews is accomplished.

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Ager's Cherry Pectoral. For colds, coughs, bronchitis, consumption. We have been saying this for 60 years. The oldest doctor in town says so, too. Or ask the youngest one just from college.

July 1 to 10, inclusive, \$15.00 to Denver, Colorado Springs and Pueblo and return via the Burlington Route; return limit August 31. The Burlington is the short line to Denver. J. B. REYNOLDS City Pass. Agt., 1502 FARNAM STREET, OMAHA.