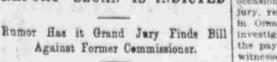
## THE OMAHA DAILY BEE: SATURDAY, MAY 27, 1905.



BAXTER NEITHER DENIES NOR CONFIRMS

Vistrict Attorney Says He Cannot Talk Until Federal Grand Jury Makes Its Official Report.

That is a matter or which I cannot speak just now; the grand jury has not yet ompleted its action-that is, it has filed to bill, and therefore I cannot make any datement," replice United States District at the time, also, that these so-called irreg-Attorney Baxte- Friday morning when ularities extended back for several years pressed for at answer to the question, "Is and that they were in such a complex it true that former United States Commis- shape that it was next to impossible to get sioner Tom Sloan of Pender has been in- at any comprehensive status of the situadicted by the grand jury ?"

"Do you mean by that that the indictment has been found, but not returned?" was asked the district attorney. "Well, I cannot say until the grand jury's

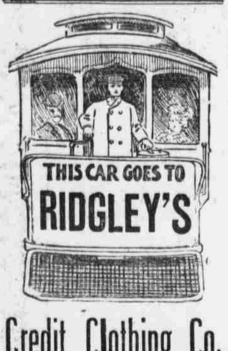
action is complete." "You will not say that the grand jury has not found an indictment, will you?" "No, I cannot may anything, except that the jury has not completed its action and probably will not make a filing for a day

or two," was the answer. Before Mr. Baxter was interviewed on the subject Assistant District Attorney Lane was asked for the information, and he made substantially the same responses as Mr. Baxter, finally referring the matter to his chief.

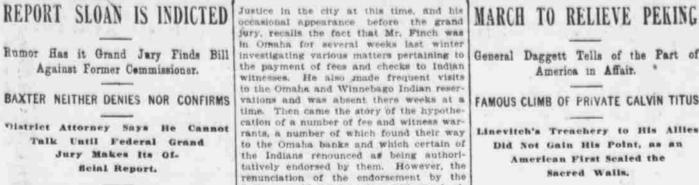
Mr. Sloan is in the city and it has leak out that he has been indicted, but that grand jury has not yet returned the dictment. The report has it that Sloan v indicted for "irregularities in office."

Finch is Here Also.

The appearance of Special Examinar Stanley W. Finch of the Department of



the store for everybody on credit. Don't put off your clothing purchases any longer-Decoration Day is nearly here, and if you haven't the cash your credit is good at Ridgley's. We are the only store in Omnha that sells clothing to everybody on Credit, at their own terms.



Indiana could not be taken with much allowance, as the Indians invariably made their "X" mark, both to signature and en-S. A., retired, delivered a very interesting dorsement, as well as when signing the pay roll in the marshal's office. It was alleged Foreign Legation at Peking, China, in 1990." General Daggett was in command of the Fourteenth United States Infantry, the regtion. The custom was for a time to send Tsin to Peking as a part of the American the pay checks to the Indians in order to prevent their being robbed of their money ng. here in Omaha. The only evidence of any irregularities were upon the unsupported statements of the Indians themselves, who he personally took in that memorable event. were liable to make any sort of a state-He said, in part: ment and deny their endorsements to the

checks sent them. At all events the investigations set on foot by Mr. Finch last winter resulted in the resignation of Mr. Sloan as United States commissioner and the subsequent appointment of a new commissioner for that district, with his headquarters at Tekamah or Blair.

MERCER'S	NEW	BUILDI	NG
Seven-Story	Commission	a Block	81
Planin	g MIII Are	to Be	
	Erected.		

A seven-story brick building with capacity for several different commission stores is the kind of a building which Dr. S. D. Mercer contemplates crecting at Eleventh and Harney streets, where his other commission house structure burned last winter. The dimensions of the building will be 132x 132 feet. The east half, 66x132, will be divided into seven apartments on the first floor fronting on Eleventh street. The west half of the building will only be five stories

Steam heat and six electric elevators will e features of the new structure. Dr. Mercer thinks he will begin work on this uilding within thirty days.

Dr. Mercer also is planning on the construction of a big planing mill on a site of after his Belt Line property, near Forty-third and Lafayette. He has made a lease with a planing mill concern, which will put up the plant. The first building of this plant will be started, possibly next week, possibly not until the week after.

**GOMPERS SPEAKS ON SUNDAY** President of American Federation of Labor Will Address Omaha

Public,

Samuel Gompers, president of the Amer-ican Federation of Labor, arrived in Omaha last evening, and will remain here until Sunday evening speaking Sunday afternoon at a mass meeting, called for Washington hall at 2:30 o'clock. To this meet-

ing the public is invited. Mr. Gompers says the affairs of the American Federation of Labor are prospering finely, and that the organization, while not uning or anything like that, is growing steadily and healthfully. The teamsters'

strike in Chicago will not be a long drawn out affair, he says, and its effects will be He

EMERSON L. STONE AT REST Old Citizen and Prominent Business Man Burled in Forest Lawn Cemetery,

FAMOUS CLIMB OF PRIVATE CALVIN TITUS Linevitch's Treachery to His Allies Did Not Gain His Point, as an American First Scaled the odist church officiating. By a special re-Brigndier General Aaron S. Daggett, U.

address Friday evening at Westminster friends of the family were present at the Presbyterian church on "The Relief of the services,

been up and about the day previous and ment which so signally distiguished itself retired Tuesday night feeling in the beat during the memorable march from Tien of health and spirits. About 1:45 o'clock morning the family was Wednesday army, as well as during the siege of Pek- aroused by Mr. Stone complaining, of a The story was told most graphically severe pain in his breast, just over his by General Daggett, though without the heart. The pain became more intense slightest reference to himself or the part and a physician was called, but before medical aid could be administered he was dead.

He said, in part: Strange as it may seem, I am opposed to war, except it be in a case of necessity or for the relief of those in suffering. I be-lieve in arbitration, as practiced by Tho Hague tribunal, for the settlement of in-ternational questions rather than by the arbitrament of war. The China relief ex-pedition was one that demanded the force of arms. The expedition force consisted of 16,000 men of the armies of the United States, Great Britain, Russian and Japan, as actual participants, though four other nations which were to participate in the re-lief expedition were not present at the start. The expedition starting from Tion Tsin, representing the international armies, was unique in the fact that it had no com-mander. It was directed by frequent coun-cils of war in which all the commanders by which the purposes of the expedition should be carried out. The United States had 2,000 men, Great Britain 3,000, Russis 4,000 and Japan 7,500 on the expedition. The object was the cellef of the imprisoned for-eign legatons at Peking, whose fate was uneuwe in which all the commanders is of wars of the Expedition. business men in Omaha, having come to this city from New York state thirty-nine years ago, at once settling in Omaha, where he engaged in the furniture business with C. H Dewey, forming the firm of Dewey & Stone, which continued to do business here since that time until last February, when the firm went out of business. Since that time Mr. Stone has been retired

Dr. George L. Miller and W. H. Harrison.

Progress of the Expedition.

then unknown. Progress of the Expedition. The imprisoned people numbered about 800 white and approximately 1,000 native Chris-tians, gathered about the legations for pro-tection. On the first day after the departure of the expedition of the allied forces from Then Tain the Japanese were in the advance and encountered the Chinese and repulsed them after a sharp engagement. On the second day the American force was in tho advance, and also had a hard fight with the Chinese and also repulsed them. The march to Poking was under a hol sun and through the dust of ages over a sigsag road. General Linevitch, now in command of the Russian army in Manchuria, was in command of the Russian forces on the re-lef expedition. During the march soldler after soldler fell from exhaustion, some never to rise again. Arriving within twelve induces the advance the following day be-cause his men were tired. It was decided by the American commander to make a re-consense with two companies of the Fourteenth infantry. After some further promeant forces. **Linevitch Begins Attack.** On the Russian army was on the right of the

Linevitch Begins Attack.

Linevitch Begins Attack. On the night of August 14 heavy cannon-ading and rifle firing were heard. The army was then in sight of the wails of Peking. This firing was at first thought to have come from Peking, and probably meant the massacre of the imprisoned Christians. It was soon learned that General Linevitch had moved forward during the night and undertaken the assault on the walls, with the hope of giving the glory of the first entry into the walled city to the Russians. He had broken the agreement. Early the following morning, as soon as this fact be-came known, the American commander moved his command forward and prepara-tions were made for an assault upon the walls. BUTCHERS BEFORE THE JURY

The American commander took one com-pany of the Fourteenth regiment, and di-rected the commander of the regiment to

The body of Emerson L. Stone, an old resident and prominent business man of Omana, who died at his home, 3254 Farnam street, early Wednesday morning from a sudden attack of heart failure, was laid to its last resting place in Forest Lawn cemetery Friday afternoon. The services were held at the family residence, Rev. E. Combie Smith, pastor of the First Meth-

quest of the family no floral offerings were in evidence and only the intimate

Mr. Stone's death came as a great shock to his friends and family here, as he had

Mr. Stone was one of the best known

The following were the active pall bearers at the services: 'L. G. Doup, George E. Crosby, Charles A. Goss, Victor B. Caldwell, C. M. Wilhelm and W. I. Klerstead. The honorary pall bearers were: S. A. Orchard, John A. Creighton, D. B. Sargent, A. J. Simpson, W. A. Smith, E. M. Morsman, S. S. Curtis, C. F. Manderson,

CLIFTON HILL THANKS EVANS Improvement Club Extends Gratitude

to Councilman for His Arrangement of Sixth.

No matter how the north end improvers may feel, Councilman Evans, who officiated in the recent cleaving in two of the Sixth ward, has the support and thanks of at least one improvement club-Clifton Hill. This organization at a meeting Thursday night actually thanked Councilman Evans for fixing up the ward as he did. He managed it so that the territory covered by the clubs remains in one ward, the new Sixth, and this is what tickles the members, who dld not want to be scattered on both sides of the line and the influence split in this way. However, various citizens have been at the city hall this week threatening indignation meetings and all kinds of things on account of the new ward divisions. They have bailed, principally, from what is to be the new Tenth and Twelfth wards, respectively, and they don't like the arrangement at all, so far as it concerns themselves and their political plans. The agreement among the councilmen has all the appearances of being ironclad, however, and the majority declare it is bound to go through as announced.

Beef Trust Investigations at

Federal Building.

selling to the hotels and restaurants in

that section direct and using the plea that

the hotel and restaurant men preferred to

buy of the packers because their products

were more "wholesome" than could be pro-

vided by the independent butchers.



THE MAHODANY PRINCESS DRESSER IN OUR 16TH STREET CLOAK WINDOW 

## HERE'S PROOF

When you buy your clothing from us, we haven't the slightest idea whether you intend to pay cash or have it charged until you have selected all the articles you wish. Isn't this fact alone the most convincing that we charge no more for goods sold on our credit plan than for those sold on a cash basis?

Thinking people will see the point immediately.

ALL GOODS ARE MARKED IN PLAIN FIGURES.



America in Affair.

Sacred Walls.

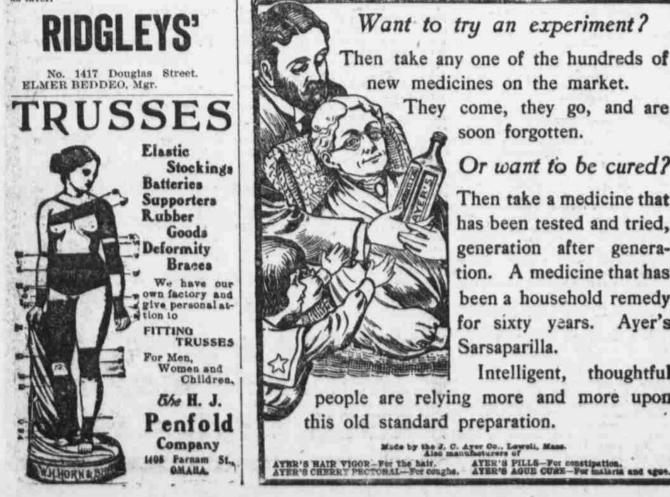


Men's suits, men's hats, shoes, odd trousers and boys' 2 and 3-piece suits, boys' shoes, etc.

## Ladies' Dedartment.

Ladies' silk suits, silk waists, silk skirts, underskirts, hats and a fine line of ladies' shoes, little girls' suits and skirts.

We clothe the family from head to foot with a complete line of everything in wearing apparel on credit, at your own terms. Let us get acquainted. Call tomorrow, make your selection, and pay us later.



blames the express companies for the renewal of hostilities. The merchants were all ready to settle with the teamsters, and everything would have been satisfactorily but the express companies djusted. nded all negotiations by refusing to consider any proposition to reinstate their drivers.

MURRAYS HAD STOLEN RINGS

St. Joseph Couple Taken in Omaha After Pawning Jewelry at Various Places

Calvin Titus' Famous Climb. Captain Henry G. Learnard, adjutant of the Fourteenth Infantry, discovered that the walls being of brick were projecting here and there, and he called for a volunteer to attempt the ascent of the wall. It was then that a noble, modest young man stepped out and started on the ascent of the wall. This was Private Calvin P. Titus of Company K, who succeeded in making the ascent. It was an exciting moment when he reached the top of the wall. He discovered that none of the enemy were at that immidiate point, and others soon followed him to the top. The men who had scaled the walls were up there without such the cover of artillery, drove the enemy from the vicinity and descending to the inside of the walls soon had the soonsequently the first of the allied armies inside the Chinese city. Edward and Pearl Murray, who travel in the wake of street shows and who are supposed to be man and wife, were arrested in the Victoria hotel as suspicious characters and it was afterward developed that they had pawned in this city a large number of valuable rings. It is claimed that these rings are a part of fifty-two that were stolen from G. H. McKelvey, a St. Joseph, Mo., jeweler by window smashers on May 20. Detective P. J. Ryan of the St. Joseph police took the Murrays back to that city last night. The stolen rings were valued at

The remainder of the story is a matter \$512. Fifteen rings pawned by the Murrays were recovered in Omaha by Detectives of history, in which the American army Heitfeld and Donahue. There are reasons won imperishable glory for its participation for believing that the Murrays are go-be- in the stirring events following and the tweens in the disposition of the rings and ultimate relief of the legation and their that they know who committed the robbery Christian followers. In conclusion, General Daggett paid s

Want to try an experiment?

Then take any one of the hundreds of

They come, they go, and are

Or want to be cured?

Then take a medicine that

has been tested and tried,

generation after genera-

tion. A medicine that has

been a household remedy

for sixty years. Ayer's

Intelligent, thoughtful

soon forgotten.

Sarsaparilla.

people are relying more and more upon

Mude by the J. C. Ayer Co., Lowell, Mass.

this old standard preparation.

new medicines on the market.

They refuse to tell to the Joseph. glowing tribute to the valor of the man satisfaction of the police how they obtained who carried the cartridge box and gun, possession of the rings. without whom the plaudits accorded their

18-K. wedding rings. Ednolm, jeweler. Marriage Licenses.

The following marriage licenses have been It is the private soldler that must bear Name and Residence. Rudolph J. Michalitschka, Omaha.... Ago. Mary Tachepen, Omaha.

the brunt of battle. His heroism may not be written by the hand of man, but they are borne on the tablets of God, to live James Benes, South Omaha ... Theresa Oplistil, South Omaha as the ages of eternity roll on and on." General Daggett was tendered a rising Frank A. Turner, Omaha. Alice Gard, Omaha..... ote of thanks for his interesting address.

take another company to reconnolier. The two companies were to move parallel. Gen-eral Chaffee was at this moment called to another part of the line, and the companies moved forward and were shortly afterwards under the walls of Peking. They came to a large most spanned by a marble bridge. Their appearance was immediately met with a hot fire from the right and left from the top of the walls. The Americans being at the foot of the walls, were rela-tively safe from the fire of the Chinese. Then it was determined to scale the walls if such a thing were possible.

Calvin Titus' Famous Climb.

generals would be as naught. "The private

soldier," he said, "must rest content with

the consciousness of a duty well performed.

carefully preserved as those of the packers. There yet remain two or three witnesses from Beatrice and other points in the southern part of the state to be heard before the grand jury, and there is a probability that the jury may finish the beef inquiry earlier than has been expected. In fact there is a prospect of the inquiry be-

ing finished this week. ONE JAMES MURPHY WANTED by that Familiar Name is Man Sought by Sister Back in

## Massachusetts.

City Attorney Breen has received a letter from Mrs. E. T. Robinson, 12 Perl street, Charleston, Mass., asking him to assist in inding her long lost brother, James Murphy. As there are an even dozen James Murphys in the directory the city attorney has not welcomed the job.

The James Murphy wanted would be years old, having been born August 5, 1821. He left home in Nova Scotia when 16 and has never been heard from by his family His sister had a report recently since. that he was living in Omaha and is very anxious to communicate with him. The first name of the father of the missing man was Martin and his mother's name was Eleanor. The city attorney would be glad to help the family get together, if James will present himself at the city hall.

LOCAL BREVITIES.

allowed their fre

Beatrice.

raska

park,

ers from Fremont, were the principal wit leap over a five-foot fence and a run of nesses before the federal grand jury Friseveral blocks, were no doubt the causes of day morning in the Beef trust investigasaving the life of John Peterson, a painter tions. The story told by these witnesses who resides 3713 Meredith street, Thurs was in all respects similar to that of other day afternoon independent butchers whose business has Peterson was engaged at the premises of been made suffer by reason of the packers

Frank Randolph a resident of the north part of Omaha for a number of years Randolph wanted to have his house painted and Peterson was engaged to do the work. He had been working on the house for several days, but a little before

Thursday, Randolph came out to where he The independent local butchers resent was working and asked the painter to get this statement of the packers that their down from the ladder upon which he was meats are not as cleanly, wholesome and work. Peterson only having a little more to do, replied he would get down in just a moment, but this enraged Randolph, so nuch that he picked up a hammer and demanded that the workman get down at once and assist him, but Peterson did not pay any attention to his threats of "beat his brains out," and in a few minutes the enraged man whipped out a revolver and began shooting. He sent three shots into

the air, one coming so closely to the ear of Peterson that he could hear bullet whiss past.

After the first shot Peterson started to get away. He started down the ladder and got to the porch and then made a run down the yard to the fence, leaped over and made his escape. Peterson says that while he was getting down the ladder Randolph sent three shots after him, all of which came within 2 inches of his head. Randolph started southwest from the place where the shooting occurred and has not since been seen. The police have a good description of the man.

ONLY ARGUMENT IS TO COME Close of Byron Reed-Kinbunde Case in District Court is in

Sight.

After occupying the attention of Judge Sutton and half a dozen attorneys for several days the case of Byron Reed company against Ernest Klabunde has come to a close, so far as the evidence is concerned. Argument was deferred until some time the early part of next month.

United States District Clerk R. C. Hoyt as returned from a visit of a few days at The suit is a foreclosure proceeding on land which Klabunde claims under the will, Jennie Farber, after eighteen years of wedded life with Jacob, is seeking a divorce on the ground of abuse and nonsupport. or alleged will, of his wife. Plaintiffs, on rebuttal, produced three witnesses, who Charles H. Kelsey, an attorney of Neligh, has been admitted to practice before the United States courts for the district of Neswore that the will is a forgery and that it was executed three days after the alleged maker, Mrs. Wilhelmina, Klabunde, had Sarah Ward became the wife of Fred G. Stiles in Omaha in June, 1904. Now she is suing for a divorce on grounds that are serious in the eye of the law. Peter Penke testified that Mrs. dieđ. Klabundo, a few hours before her death, made a will, which her brother and sister witnessed. The day after the funeral Penke The Sunday school of Unity church will hold its annual picnic today at Fairmount park, Council Bluffs. A special car will eave Tweifth and Douglas streets promptly and the others were told by August Klabunde, a son of the dead woman, that the will his mother had made was lost. They were asked to sign another will, On a charge of insulting women on the street Ed Cummings, who lives anywhere, was up before Judge Berka Friday morn-ing and sentenced to twenty days in the county jall at hard labor. Cummings was habitually stopping women on the streets Mathida Forestor has been amount which they did, thinking that it was all right.

Penke testified this second will was signed in Herman Timme's store at Ben-Mathilde Foerstner has been granted a divorce from Christian by Judge Sutton on the ground of extreme cruelty. She was a Miss Kobs when she married Foerstner in October, 1902. The husband is ordered to pay to the wife at once the sum of \$1,457.92 being half of the proceeds of the sale of the homestead of the couple. nington. He not only signed for himself. but for his wife, who was not present and someone else signed for a Mrs. Lobs, whose name also appears as a witness. Timme is now dead, so his version is not available

the homestead of the couple. and trying to engage them in conversation. Frank Johnson, recently indicted by the federal grand jury for cutting timber on the Omaha Indian reservation in violation of law, was brought to Omaha Friday afternoon by Deputy United States Marshal John Sides on a capias and gave honds for his appearance before the United States district court. The will so signed after the burial of Mrs. Klabunde was passed through the probate court in 1894, on the sworn testimony of the alleged witnesses and August Klabunde got possession of 140 acres of land on condition that he care for his father. August is now in state prison for cattle stealing and the old man is making a hard fight to retain some interest in the land.

Robbed in a Crib.

district court. Three of Uncie Sam's proteges from the Indhan reservation were up in police court Friday morning on a charge of being drunk. Their names were Creeping/Bear, Wood Hawk and White Wing. When told that he was charged with being drunk Wood Hawk replied that he was not drunk, but merely "happy from drinking special against the Indians Mr. Bear, Mr. Hawk and Mr. Wing were allowed their freedom. James Smith of Des Moines, Ia., came to Omaha Friday evening and thought he would make the rounds of the red-light district. He had \$75 in his vest pocket when he accepted an invitation to go into the "crib" at 1019% Capitol avenue and after he left that place he discovered his

**Printed** Proceedings of First Three Nebraska Territorial Legislatures Put on Market.

Mrs. C. E. Enochs of Kansas City, Kan., has written to County Clerk Drexel a letter in which she expresses a desire to sell the printed proceedings, resolutions and sessions of the Nebraska territorial legis- same lecture last year in his home town, lature. She and her husband came to Netanelle, the Indian chief, to be allowed to engaged and help him with some other of that section was then part of Douglas the question was debated for some time county, the recalls, and when it was cut Sarpy county under appointment of Acting the Orpheum was chosen finally. The as-Governor Cuming. He was elected for a second term and the widow recalls that

day Under Anapices of Young Men's Christian Association.

William J. Bryan will give his famous cture on "The Prince of Peace" Sunday afternoon, June 4, at the Orpheum, under the auspices of the Young Men's Christian memorials of the first, second and third association. When Mr. Bryan delivered the hundreds of people were turned away from braska in 1854 and paid \$10 to Logan Fon- the local theater for lack of seating capacity. In view of the fact that Mr. Bryan go onto their claim south of Bellevue. All always draws a large crowd in Omaha, as to whether it would not be best to se off her husband became the first sheriff of cure the Auditorium for the lecture, but sociation has endeavored for some time to get the editor of the Commoner in when they moved away, in 1858, there was Omaha, but has only lately succeeded in still owing to her husband \$150, which he arranging a date.

