

KRAUSE ADMITS THE KILLING

Cattleman on Witness Stand Says He Shot in Self-Defense.

TESTIMONY OF CASE IS ALL IN ARGUMENT IS IN PROGRESS AND JURY, IT IS THOUGHT, WILL GET THE CASE ON THURSDAY.

On the witness stand in the federal court, where he and his brother, Herman, are being tried on an indictment for illegally fencing government land, John Krause, the Sheridan county cattleman, admitted having shot and killed Nathaniel Sylvester, a settler, and admitted, too, that the shooting grew out of a dispute over a fence.

"Did you not, in 1898, shoot and kill one Nathaniel Sylvester?" asked Attorney Rush for the government.

Before the defendant could answer his counsel strenuously objected to the question, but the objection was overruled and Krause replied:

"Yes, I shot him, but it was in self-defense. He shot at me first and then I shot him. Yes, I shot him in the back."

The affair came abruptly and created quite a stir in the court room.

The testimony in the case was concluded at 11 o'clock Wednesday morning and District Attorney Barker occupied the remainder of the forenoon in his argument. He said in effect that the government had clearly proven its case, that the defendants had a large area of public land under fence on August 1, 1898, and that they still had some of the public domain under fence as shown by the testimony of innumerable witnesses. It was further shown by the government witnesses that the fences in question were maintained and kept in repair by the defendants and that they endeavored to keep settlers from locating in that section, had frequent troubles with the settlers for that very reason and, in fact, all of their troubles grew out of their efforts to discourage settlers from taking up lands in the locality of their ranges.

Barker Concludes Argument. Judge Barker concluded his argument at noon and an adjournment was taken until 2 o'clock, when Attorney C. C. Barker opened for the defense, to be followed by Attorney Noleman, the two occupying the entire afternoon. Special District Attorney Rush will conclude the argument for the government.

The trial of the case opened Wednesday morning, with John Krause still on the stand. In his cross-examination he conceded that his cattle had ranged over much of the land included in the indictments—townships 25 and 26, in range 48, and in townships 25 and 26, in range 45. He admitted that all of the land in those townships was not deeded and that they had not acquired much deeded land aside from what they already owned, 10,000 acres, and the four school sections they had under lease since 1903. He described the many gates along their fence lines as consisting of posts twelve or fifteen feet high, over the tops of which were stretched wires, the gates proper being generally of barbed wire. He admitted, further, to having talked with Special Agent DeFrees of the land department, but alleged that he did not have any government land fenced, as he had taken all such fences down as he had been ordered to do by Special Agent Colonel Mosby when he was in the country in 1902. He also admitted that he had used some of the fence again, but only on deeded land. He denied having all of his range under fence.

Barker's Plea for Krauses. Attorney C. C. Barker began the argument for the defense at 2 o'clock Wednesday afternoon and spoke forty minutes. The gist of his argument was that the government had failed to make a case and that abundant testimony had been produced by the defense to show that the Krauses had fenced no public lands or that they had in any way interfered with the setting of the country, but had on the other hand been the friend of the settlers and homesteaders by building a reservoir for public use and which the public did use. He maintained further that the Krauses had fenced any public lands or that they had in any way interfered with the setting of the country, but had on the other hand been the friend of the settlers and homesteaders by building a reservoir for public use and which the public did use. He maintained further that the Krauses had fenced any public lands or that they had in any way interfered with the setting of the country, but had on the other hand been the friend of the settlers and homesteaders by building a reservoir for public use and which the public did use.

Noleman Criticizes Mrs. Osborn. Attorney L. C. Noleman began his argument for the defense at 2:30. The first part of his address was directed particularly to the witness, Mrs. Beattie Osborn, whom he characterized as a marvel of intelligence, genius and information regarding land matters. He attributed her interest in the case to malice and enmity toward the Krause brothers because of a dispute over a reservoir site adjacent to the homestead of the Osborns. He entered a general denial of sufficient evidence being produced by the government's fourteen witnesses to show that the Krauses had fenced any public lands or that they had in any way interfered with the setting of the country, but had on the other hand been the friend of the settlers and homesteaders by building a reservoir for public use and which the public did use. He maintained further that the Krauses had fenced any public lands or that they had in any way interfered with the setting of the country, but had on the other hand been the friend of the settlers and homesteaders by building a reservoir for public use and which the public did use.

The court announced at the hour for adjournment had now about arrived an adjournment would be taken until Thursday morning at 9 o'clock, when Mr. Rush will make the closing argument for the government.

Harry B. Davis, undertaker. Tel. 1223.

BIG HORSES FROM MILWAUKEE

Vahla's Famous Team of Six Feature of Liquor Men's Gathering.

Incidental to the convention of the Nebraska Retail Liquor Dealers' association the famous Vahla six-horse blue ribbon team, with the handsome three-ton truck, in charge of Fred Allan, special representative of the Pabst Brewing company of Milwaukee, arrived in the city Wednesday morning, Friday from 10 a. m. until 2 p. m. the team and truck will pass over the streets for the edification of all who love fine horses and appreciate unexcelled workmanship in the way of fine wagons and harnesses.

This pretentious advertisement is in charge of Mr. Allan, who has two assistants besides an expert driver. The horses are of high breeding and average 1,500 pounds each. The harness and trappings of the animals are of the most expensive kind. Two special cars are used on the tour of the "Blue Ribbon" team. The tour was begun last February, since which time the team has been through the south and portions of the east. At the Mardi Gras the team and truck won first prize in the merchants' parade. In many of the southern cities the arrival of the team was the occasion for a half holiday on the part of citizens.

Chamberlain's Cough, Cholera and Diarrhoea Remedy

Needs no introduction to the public. It has been in use for over thirty years and has proved itself to be the most successful remedy yet discovered for bowel complaints.

BRANDEIS BOSTON STORE & SONS. It's New Ladies' Saddle Col or Oxfords \$2.50

25c Gingham on Sale at 6c Yard. Today we place on sale the entire stock of fine gingham from the Nebraska City purchase. Many of these are half silk and worth up to 90c per yard; most of them are high class mercerized gingham, worth 25c per yard, in every conceivable check, stripe and woven figure, all go today at, per yard, 6c.

15c Voiles on Sale at 5c Yard. One big lot of new woven light weight knicker voiles, in pinks, blues, grays, browns, etc., worth fifteen cents per yard—go on one big bargain square tomorrow, at, per yard, 5c.

Laces on Bargain Tables. Many thousand yards of all kinds of plain and fancy wash and trimmings, Valenciennes, Cluny, Normandy, Vals and Neville Torchon all widths, worth up to 25c a yard, go at, 3c-5c-7 1/2c.

50c Ladies' Neckwear at 15c and 25c. On bargain square—all the latest styles of plain and fancy wash neckwear, Jarban, fancy stock collars, embroidered turnovers, etc., worth as high as 50c—go at, 15c-25c.

Ladies' Knit Underwear from the Neb. City stock that sold there for up to half a dollar, go at 6 1/2c, 12 1/2c and 25c each.

TODAY EVEN BETTER BARGAINS IN THE MUSLIN UNDERWEAR SALE. In the great Muslin Underwear Dept. on the 2d floor.

10 BIG BARGAIN TABLES FULL. \$1 and \$1.50 Undermuslins, 45c. \$1.50, \$2, \$2.50 Undermuslins at 95c.

An immense line of gowns, skirts, chemises, corset covers and drawers, —handsomely lace and embroidery trimmed, ribbon heading—all garments cut full—regular values at \$1 and \$1.25 the year round—June sale price is, 45c-95c.

Dainty Sample White Petticoats at Just Half Price. We bought the entire sample line of fine white petticoats from a leading New York manufacturer of fine undermuslins, paying just half the wholesale price. There are only 100 skirts in the entire lot—some are the least bit soiled and missed from being handled in the show room, but they are otherwise perfect. This is a rare opportunity to buy an elaborate white skirt at genuine big bargain. THE PRICES VARY FROM \$1.50 UP TO \$15 EACH.

On sale today for the first time. Strictly new Ladies' Shirt Waist Suits \$1.98 @ \$3.98.

Dainty sheer lawn, lace and embroidery insertings, tucked, plaited and hemstitched, with extra full plaited skirts and dressy waists—on sale on second floor at \$1.98 and \$3.98.

BIG BARCAIN IN PRETTY MILLINERY. We have laid out on bargain table on our third floor nearly 1,000 pretty Street Hats and Trimmed Hats for a big one day sale and marked them in three lots—giving choice at, 98c-1.98-3.98.

Tan SHOE SLIPPER and OXFORD Sale. In the new Gibson Ties and Blouses styles, at \$1.98, \$2.50 and \$4.00.

VISIT THE Lewis and Clark Exposition. PORTLAND, ORE., June 1 to October 15, 1905 AND RETURN THROUGH

CALIFORNIA. YOU WILL REGRET IT IF YOU MISS

Mt. Shasta and Sacramento Valley San Francisco and Golden Gate Yosemite Valley and Big Trees Santa Cruz and Paso Robles Del Monte and Monterey Bay Santa Barbara and Los Angeles Lucin "Out-Of" across Great Salt Lake

LOW RATES VIA UNION PACIFIC THE ROAD TO CALIFORNIA. Inquire at CITY TICKET OFFICE, 1324 FARNAM ST. Phone 316.

What profit is a man if he "buys" a trunk cheap and it is a cheap trunk? Verily, a cheap trunk is of few days and full of trouble. We can sell you a trunk CHEAP that will last many years, and you will ALWAYS be pleased with it. Moreover, we make all our TRUNKS, traveling bags and suit cases in Omaha.

Omaha Trunk Factory, 1209 Farnam St.

LOWE BROS.' High Standard Paint. Stands for the best that is made in PAINT.

Takes less and wears longer than any other paint. We handle their entire line of paints, etc., exclusively in Omaha and guarantee it to be the best in every way. If you are thinking of painting this spring let us figure with you.

PER GALLON CAN.....\$1.60 PER 5-GALLON CAN.....\$7.75

We carry everything in the paint line. MYERS-DILLON DRUG CO. PAINT DEPARTMENT 1416 Harney. Phone 3425. We deliver free to all parts of the city.

Men's \$2.50 Welts. No reason for wearing a machine sewed shoe that has a rough inner sole and is full of tacks, when you can buy a genuine Welt soled shoe that is smooth on the inside and easy on your feet for \$2.50.

This shoe is adapted to summer wear as it is easy to walk in and is made of either Vic Kid or Box Calif. Don't torture your feet with a heavy, stiff soled shoe when you can get one that is easy on your feet for \$2.50.

"THINGS WORTH KNOWING" ASTIN, TEX. NISKOGUE, I.T. DALLAS, TEX. WACO, TEX. FT. WORTH, TEX. SAN ANTONIO, TEX. DALLAS, TEX. SAN ANTONIO, TEX. DENVER, TEX. SHAWNEE, O. ST. LOUIS, MO. SEASIDE, I.T. GUTHRIE, O. TULSA, I.T. HIGHTON, TEX. OKLAHOMA CITY, I.T.

The Largest Cities in TEXAS, OKLAHOMA AND INDIAN TERRITORY. Are all Located on the "The MKT Katy" P. S.—This is a reason why you should travel and ship your freight via "The Katy"

Drexel Shoe Co. 1419 Farnam St. Omaha's Up-to-Date Shoe House. ASK FOR OUR FREE CATALOGUE.

BENNETT'S OMAHA WEATHER REPORT Thursday Fair.

Interesting June Millinery. A GRAND TRIMMED HAT—A beautiful lace turban—elaborately trimmed—cheap at \$5.00— as a June leader, 1.98.

FEATHER HATS! FEATHER HATS!—An unequalled display of feather hats, black only, turbans and dress shapes with ostrich trimming, they are queenly productions, and are exclusive, 5.00.

Dry Goods. Ladies' Tan and White Duck Coats, very nobby, loose box style, stitched pockets, half belt, 2.95.

Ladies' White Duck Skirts, seven gore, tucked and strapped, a \$2.50 skirt, 1.69.

Ladies' White Duck Skirts, 9 gores, stitched seams, graduating straps, \$2.00 value, at, 1.39.

CHILDREN'S HATS, over one hundred, materials plain and shirred pique and Swiss, silk Bengaline, Paille silk, pleated chiffon and velvet, qualities from \$1.00 to \$2.00, at, 48c.

Qualities \$2.00 to \$4.00, 98c. Colored Dress Goods. 2,500 yards of Voiles, Panamas, Serges, Mohair Melanges, Invisible Plaid Panamas Nun's Veilings Albatross Shepherd Checks, Granite Cloths and Sicilians, worth up to \$1 yard, at, 50c.

58-inch Panamas in navy, brown, green and black, regular value \$1.50 per yard, only, 1.00.

Extra Silk Bargains Thursday. \$1.00 SILK SHIRT WAIST SUITINGS, 49c—A big lot of this season's plain and fancy silk shirt waist suitings in all wanted plain shades, as well as a large assortment of small, neat designs; these silks are especially adapted for smart silk suits, regular \$1.00 value—this is a rare bargain, Thursday, yard, 49c.

10 PIECES OF BLACK LINING SILK, 36 inches wide, regular 90c value Thursday, yard, 75c.

10 PIECES OF WHITE WASH HABITAI SILK, 36 inches wide, regular 90c value Thursday, yard, 59c.

FINE RICHELIEU RIBBED LADIES' VESTS—Regular 25c value, special, each, 12c.

Ribbon Sale. Large assortment of plain colors, fine taffeta ribbon, from three to six inches wide, regular 25c value, special yard, 12c.

FINE ASSORTMENT OF FEATHERSTITCH FINISHING BRAIDS, in white and colors, full six yard pieces, values worth up to 30c piece, special 20c, 15c, 12 1/2c and 10c.

JAPANESE SILK NINGAPOO AND FOLDING FANS—Worth up to 25c each special, each, 10c.

Special Lace Sale. Fine Torchon, Normandy Vals and appliques, in white and cream, from one to six inches wide with insertions to match, values worth up to 20c yard, special for Thursday, yard, 5c.

ALLOVER EMBROIDERIES—Just the thing for summer dresses and dummies, eighteen inches wide, regular 50c value, special for Thursday, yard, 39c.

Special Sale of Children's Parasols. Fancy and plain cotton, cambric and silk covered, at, each, 15c.

Optical Goods On Sale Thursday. Best good filled spectacles at special prices Thursday: \$5.00 Spectacles—gold filled, 3.50.

\$5.00 Eye Glasses—gold filled, 3.50. Good chance to get good glasses for little money. We have an overstock of 50c spectacles and eye-glasses, and will put them on sale—15c Thursday, at, 15c.

Thursday Shoe Sale. Barefoot Sandals from child's to ladies' sizes—at, 98c.

Twenty (\$2.00) Green Trading Stamps. Ladies' Oxfords and Gibson Ties, in tans, blacks and patent leathers, 1.93.

Sixty (\$6.00) Green Trading Stamps. Ladies', misses' and children's white canvas oxfords, in prices ranging from \$2.00 to, 85c.

Men's and boys' Canvas Shoes, high and low cuts, at \$1.50, \$1.25 and, 1.00.

Michigan Summer Resorts. Among the lakes and rivers of the East Coast of Lake Michigan is the ideal country for a summer outing. Fishing, boating, bathing, sailing, golf, and above all, an ideal climate. Pure air and pure spring water. Health and recreation. Booklets descriptive of these resorts mailed on application to H. F. MOELLER, G. P. A., Pere Marquette Railroad, Union Station, Detroit, Mich.

Ask for a QUALITY IS OUR MOTTO! MERCANTILE.

BEST BECAUSE You are NOT paying for bill boards, fence painting, clocks, free deals, etc. but for Fine Quality Havana Tobacco, \$20.00, in imported cigars. Get direct to the retailer by F. H. BROWN BROS. CIGAR CO., Manufacturers, Omaha, Neb.

See Our Solid Oak Sideboard at \$9.85. HAYDEN'S THE RELIABLE STORE. Sale of Ladies' Undermuslins Continues Thursday.

Ladies' Skirts Thursday. The entire center aisle of our Ladies' Skirt Department will be devoted to the display of the rarest lot of skirt bargains ever brought to Omaha. All best styles, fabrics and colors are represented in this immense display, and, like the Cravenettes of Tuesday, they will be sold AT HALF PRICE AND LESS.

PRETTY ACCORDION PLEATED SKIRTS, in all colors, regular \$6.00 value, unmatchable bargains in this sale at, 2.98.

SICILIAN AND PANAMA SKIRTS in blacks, blues, browns, grays, tans and greens, sold every day regularly at \$5, sale price Thursday, 4.95.

BEAUTIFUL SILK WALKING SKIRTS, in all colors, made of Divenaud's best taffeta, worth up to \$5, sale price, 7.50.

Silk Underskirt Free. To every purchaser of one of our handsome \$7.50 Voile Skirts Thursday we will give absolutely free a fine silk underskirt which would sell regularly at \$6.00.

WOMEN'S \$2.50 CHECK WASH SUITS, SURPRISING WAIST VALUES. \$2.00 Linen Waists, 2.98.

\$3.00 Linen Waists, 1.45. Women's \$2.00 and \$2.50 Waists, 1.00.

Women's \$1.50 Wash Underskirts—great snap, 65c. FROM 8 TILL 9 A. M.—The Dressing Saucers for this hour, 35c.

FROM 9 TILL 10 A. M.—Women's \$1.50 Underskirts—great snap, 69c. FROM 10 TILL 11 A. M.—Children's two dollar White Lawn Dresses, 98c.

In the Great West Room. One Big Square of all kinds of White Goods, worth up to 25c per yard, at, 7 1/2c.

One Big Square of Standard Prints and Printed Lawns, worth 7 1/2c, at, 2 1/2c. FROM 8 TILL 10 A. M.—Wash Voiles, all new colors and patterns, worth 15c a yard, at, 7 1/2c.

Great Pre-Inventory Hardware Sale. The Biggest Bargains Ever Offered are to be Found in this Great Sale.

2 wire Egg Beaters, 25c. 1 large package Tooth Pickers, 25c. Garden Weeder, 25c. 1 box Wax Tapers, 25c. Sink Shovel, 25c. 1 package assorted Tacks, 25c. Large wire Hat Hook, 25c. Chop Knife, 25c. Glass Lemon Squeezer, 25c. Wood Potato Masher, 25c. 1 package Toilet Paper, 25c. Metal Towel Bar, 25c. Nails, 3/4 to 6d, com., 25c.

It Means Dollars Saved by Purchasing Your Groceries at Hayden's. Fancy High Patent Minnesota Flour, \$1.48. 10 pound sacks best Corn Meal, 1.10c. 2 pound cans fancy sweet Sugar Corn, 45c. 1 pound cans fancy sweet Sugar Corn, 45c. 3 pound cans solid packed Tomatoes, 65c. 1 pound cans solid packed Tomatoes, 65c. 1 pound cans Best Pork and Beans, with sauce, 75c. 3 pound cans Boston Baked Beans, 75c. 10 bars Diamond C. Best Em. All Swift's Pride, or White Paris Laundry Soap, 25c.

Choice Japan Rice per pound, 25c. Best Bread, per loaf, 10c. Lemons! Lemons! Lemons! Large juicy seedless Lemons, per dozen, 12c. Fancy sweet juicy Bananas, per dozen, 10c. Fancy sweet juicy Oranges, per dozen, 10c. 3 measures Peanut Butter, 10c. Get a nice cold drink of Wild Cherry Phosphate or Root Beer free. Take home a brick of Ice Cream for, 10c.

HAYDEN BROS. GREATEST PREMIUM OFFER EVER MADE BY ANY NEWSPAPER A \$12.50 COLUMBIA DISC GRAPHOPHONE TO OLD AND NEW SUBSCRIBERS OF THIS PAPER PRACTICALLY FREE

THIS IS THE COLUMBIA'S \$12.50 DISC GRAPHOPHONE—IT CANNOT BE BOUGHT ANYWHERE FOR LESS.

IMPRISONED IN THE COLUMBIA GRAPHOPHONE RECORDS ARE

More than ten thousand different classes of entertainment. Sweet Melodies—Rich Music—Classic Songs—Comic Songs—Funny Stories—Good Jokes, and an endless amount of good things from all corners of the globe.

If you go to the theater, hear a catchy song, one that you would like to hum, play or whistle over but can't, you can purchase a Columbia Record with that very song imprisoned on it and have your Columbia Graphophone play it for you to your heart's content.

Every tone is just as true as though it were coming from the throat of the singer. Every word is just as clear as though the singer stood before you. Now, think of what an enjoyment that is—think of the good times to be had out of such a WONDERFUL INSTRUMENT.

DO YOU WANT ONE? By special arrangement with THE COLUMBIA GRAPHOPHONE CO., 1621 Farnam Street, Omaha, Neb., we are enabled to present to both old and new subscribers A \$12.50 COLUMBIA DISC GRAPHOPHONE PRACTICALLY FREE.

Out on the attached coupon and mail it to CIRCULATION DEPARTMENT OMAHA BEE, and we will send our representative to demonstrate and explain how you can secure it.

MAIL THIS TODAY—NOT TOMORROW. COUPON OF INQUIRY. CIRCULATION DEPARTMENT OMAHA BEE, OMAHA, NEB.

Please send your representative to my address, as given below, to show the GRAPHOPHONE you offer with one year's subscription to THE OMAHA BEE.

Name, Address, Date.

Only a Few Days till graduation days—and the present you are going to select should be attended to now—we've so many beautiful things for gifts—all appropriate—Watches, Chains, Rings, Brooches, Pins, Rings, Bracelets, Hat Pins, Scarf Pins, Spoons, etc.—and you know our prices are right. Spend a few minutes in our store. Look for the name S. W. LINDSAY, Jeweler, 416 Douglas Street.