

**NOONAN'S FATE WITH JURY**

Argument and Judge's Instructions Concluded Late in Evening.

**NO VERDICT HAS YET BEEN REACHED**

**William Hughes, Brought Back from Sheridan County, Gives Strong Testimony for the State—Noonan Goes on Stand.**

The fate of Frank Noonan, charged with murdering Charles Carlson in South Omaha December 20, was given into the hands of the jury at 9:30 last night. Two hours later no agreement had been reached and Judge Sutton left the courthouse with the announcement he would return after 1 o'clock this morning in case a verdict is reached.

The arguments of the attorneys, which began about 5 o'clock, lasted until after 8, with a recess of nearly an hour and a half for supper. County Attorney Slabaugh was insistent in his demands for a conviction, declaring that no theory based on the evidence could clear Noonan. He did not specify any penalty and at no time did he demand the infliction of capital punishment. Noonan's attorneys, Messrs. English and Ritchie, made earnest pleas for acquittal, declaring the evidence did not show Noonan had struck the blow. They contended he had acted only in self-defense and that Carlson had cut himself while scuffling with Noonan.

Judge Sutton's instructions were rather lengthy. Five verdicts are possible under them: First degree murder with the death penalty; first degree murder with life imprisonment; second degree murder, manslaughter and acquittal.

**Hughes Starts Day's Testimony.**  
The first witness for the state at the morning session was William Hughes, who was brought back from Sheridan county to testify. He made one of the strongest witnesses for the state and corroborated in all the main details the testimony of Frank Thompson, the other eye witness who testified for the state.

Hughes' absence from the county was not referred to except incidentally. He said he was on a ranch about fifteen miles from Lakeside.

"At the time Carlson was killed," he said on the stand, "I was about fifty feet away from him in my buggy. I saw Carlson step down from the sidewalk and start to cross the street. He had gone about twenty feet when Noonan took a few quick steps toward him and struck him twice, once on the back of his neck between the shoulders and the second time on the left side of the face. He seemed to have something small in his hand. I could not see just what it was. Noonan then went back to the sidewalk, turned around and walked back to the sidewalk with his hand up to the left side of his face."

"Did Carlson make any effort to strike Noonan?" he was asked.

"He did not." He said Carlson had his back turned toward Noonan until after the second blow had been struck, when he turned around. Hughes was the last witness for the state.

**Noonan Contradicts Them.**

The defendant, Frank Noonan, went on the stand and his testimony differed radically in all the material points from that of the two eye witnesses presented by the state. He said Carlson had a skinning knife in his hand and made a move as if to cut him. He grabbed Carlson's arm and forced it back over his head. The first time Carlson cut himself on the back of the neck and the second time on the side of the head. He then went into the saloon and called up the police and asked them to hold the warrant for his arrest for a little while until he could find bondsmen. He denied he had any intention of hurting Carlson and said he did not have a knife. He also denied having any ill feeling toward Carlson.

Several South Omaha people testified to Noonan's good reputation. Hugh Kennedy and George Hoffman testified to hearing Carlson say Noonan had been circulating reports he was a "scab" and that he would get even with him for it.

William Hughes has been subpoenaed to appear as a witness in the case of the State against Al. Keenan, which is to be heard April 30.

**HALF DOZEN TRAGIC DEATHS**

Six Persons Come to Unnatural and Some Violent Ends in a Week.

Last week in Omaha was an unusual one for unnatural deaths, six persons in all meeting tragic ends. In addition to that two persons are now in hospitals, having narrowly escaped death, one through intended suicide and the other being injured in a serious stabbing affray.

Sunday evening, while driving over a railroad crossing at Florence, Miss Anna Holling was instantly killed while merrily singing "Hello, Central, Give Me Heaven."

Mrs. Mary Jane Bennett, an aged woman, fell from a second-story window at 36 North Sixteenth street and died shortly afterwards in a hospital. Herbert E. Nason drank a fatal draught of carbolic acid at 1215 Jackson street while despondent over the loss of his property in the San Francisco disaster. Edward J. Craft, a young switchman, was fatally crushed by a railroad car at Twentieth street. Johnnie Bartley of 326 South Twenty-third street was killed by an automobile at Twenty-third and Leavenworth streets. Dr. W. S. Bridges was kicked by a horse and died of his injuries at the county hospital.

**Hunger Reserves Decision.**  
In the habeas corpus proceedings in the United States circuit court, Mr. Justice of the Omaha Indian Agency, Judge Munger, has reserved his decision until Wednesday next. The application for the writ is made by the Indians of the Pine Ridge Reservation against Thurston county for the release of Indians from the custody of the sheriff

of Thurston county, growing out of his arrest for ejecting certain non-Indians from certain lands in that county.

**EAGLES' MEMORIAL SERVICE**

Exercises to Be Held at Orpheum Theater Sunday Morning, May 6.

**NOT CONFINED TO GREGORIAN CHANT**

All arrangements have been completed for the Eagles' memorial service to be held at the Orpheum theater Sunday, May 6. The several committees on music, decorations and singers have everything in good shape. The programs have been printed and will be mailed to all members of the Eagles, South Omaha and Benson series the coming week. The general committee and officers of the series will hold a meeting at the rooms of Omaha serie at 10 o'clock Sunday to present final details.

Rev. T. J. Mackay will deliver the eulogy for the dead and H. B. Fluehary of South Omaha and John J. Ryher of Omaha will make brief addresses. Miss Blanche Sorenson and Louise Jansen will be the soloists for the occasion. Rev. F. M. Simon of South Omaha serie will offer the invocation. The Orpheum orchestra will render appropriate music and a quartet from Benson serie will sing.

The service at the Orpheum will begin promptly at 10 o'clock and it is expected that the members of the three series and their families and friends will fill the theater to its capacity. This is the first memorial service conducted by the three series jointly. Omaha serie has lost at most fifty members, the latest to die being Mayor Frank E. Moore of South Omaha. Serie has lost a dozen brothers by death, while Benson serie has as yet lost none.

**NEW TRAIN AND NEW TABLES**

**Milwaukee Puts on Fast Passenger and Northwestern Improves Its Time Schedule.**

The Milwaukee has put on a new train between Chicago and Milwaukee, which is the first train to run between these two cities without a stop. The train was made necessary by the heavy summer tourist travel and to relieve the through trains. Both trains will carry dining, parlor and observation cars. The train makes the trip one-half hour faster.

Several important changes in time have been announced by the Northwestern, as well as new trains. No. 5, which arrived from Chicago at 11:30, now arrives at 11:20 p. m., No. 29, the new train from Cedar Rapids, will arrive in Omaha at 5 p. m., making a daylight run across Iowa. No. 39, the new train for Albion and Cedar Rapids, leaves Omaha at 6:32 p. m. daily except Sunday. No. 40, the Black Hills train, will leave Omaha at 3 p. m. instead of 2:30, as formerly. No. 40, the Black Hills passenger, will arrive at 5:05 instead of 5:15. No. 30, the new Omaha-Cedar Rapids local, will leave Omaha at 7:05 a. m., and No. 31, the Albion-Oakdale train, will arrive in Omaha at 12:40 noon. This train will give the people of that section an opportunity to come to Omaha and shop and return the same afternoon.

**MCVANN RESIGNS OLD JOB**

**Teachers Resignation to Commercial Club to Go with the Grain Exchange.**

The resignation of E. J. McVann, commissioner of the Commercial club, was handed to President Judson Saturday, with the request that it be acted on as soon as possible in order that Mr. McVann might take up his duties as secretary of the Omaha Grain exchange May 1.

Members of the Commercial club executive committee, who were very sorry to lose Mr. McVann, are hastening themselves to see what arrangements can be made with the directors of the Omaha Grain exchange by which he can continue to handle the railroad rate matters of the club, and, though without instructions from the executive committee, they conferred with members of the Omaha Grain exchange board Saturday. A meeting of the executive committee may be called for the purpose of formulating a proposal to the directors of the grain exchange, and it is understood a majority of the members of the committee would be in favor of the proposed combination of interests. Chairman Wilhelm of the executive committee is out of the city.

**TROPHY OF HISTORICAL EVENT**

Bronze Medal Commemorative of Jews' Anniversary Sent to Edward Rosewater.

A handsome bronze medal commemorative of the celebration of the 20th anniversary of the Jews' settlement in the United States has been received for Edward Rosewater, who is in Europe. The medal was sent by the executive committee of the commemorative exercises which were held last fall in New York. It is enclosed in a leather and plush case. The subject of the composition on the obverse side is:

"The triumph of liberty and justice over intolerance."

The reverse portrays history, recording the date of the commemoration, the Hebrew inscription, translated, reading:

"Freedom is heavenborn; Justice and righteousness are the foundation of her throne."

The medal was designed by Isador Koenig, a New York sculptor.

**STRANGE ADVENTURE**

An auto led to painful accident, but Buckenham's Aronia Salve quickly healed all wounds. So Guaranteed. For sale by Sherman & McConnell.

**MARRIAGE LICENSES.**

The following marriage licenses have been issued:

William H. Williams, Platteville, Wis. . . . .

John L. Smith, Pueblo, Colo. . . . .

Walter Skwrboski, Omaha . . . . .

James Larcha, Omaha . . . . .

Frank H. Hardisty, South Omaha . . . . .

Margaret Carver, South Omaha . . . . .

John C. Clark, Omaha . . . . .

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