NATIONAL LEAGUE MEETING JUST THE THING FOR A CHRISTMAS GIFT "OF SUCH IS THE KINGDOM" IN & HANDSOME BINDING OF RED LEATHER. PRICE, \$1.25.

E. Benjamin Andrews, Chancellor

Nebraska State University, Lincoln,

Neb. "When I read a chapter in 'Of

Such Is the Kingdom' I said: 'Here is a jewel.' Reading on and on I changed

to 'Here is a whole casket of jewels.'

Gen. Charles F. Manderson, Omaha, feb.: "Your sweet book, 'Of Such Is

Wanderings of the Band.

"I was born in Mountain Grove, Mo.

Mrs. Sharp. "I married Sharp, a farmer,

twenty years ago and we went to Arkan

told of the wanderings of the band.

Some of the things said about the book:

Irving Bacheller, author of "Eben | for all that is good and kind in human Holden," Riverside, Conn.: "Your little nature." book stands for the best things and I Dr. I. K. Funk, of the great pub-lishing house of Funk & Wagnalls Company, New York: "I have read it wish you a million readers. I have

been charmed with the freshness and the spirit of it." aloud to my family with increasing pleasure and edification. It should John M. Harlan, Associate Justice, United States Supreme Court: "Your have a place in every family library and should be read whenever shadows little book, 'Of Such Is the Kingdom,' thicken." has been read by me with more than ordinary interest. Indeed, I have read

it through twice. No one can read these stories from life without both interest and profit, or without having a higher conception of his duty to God and to his fellowman."

The book is rich with fine thought and W.J. Bryan, Lincoln, Neb,: TT tender and elevating sentiment. It will those who have read these stories they have a host of readers, none of whom need no praise; to those who have not will give it up till he has read it read them, I commend them as sooththrough. ing, strengthening and inspiring."

David J. Brewer, Associate Justice. United States Supreme Court: ."It is Neb.: one of the most enjoyable books we the Kingdom,' came to me like a blessing and has filled my home with lasthave lately seen. There is something about it which makes the strongest ing perfume. The first chapter won me; and my wife and I, in joint bondappeal to every sympathetic heart, to age, have remained your willing and everyone who believes in his fellowmen and the possibilities of a better contented captives. life.

Dr. George L. Miller, President Hu-mane Society, Omaha, Neb.: "It is a ful book, but wholesome, and ought to moving song of love in simplest prose. do a world of good. I wish that every Its gentle music of the heart canno. father and mother in the land had a fall in touching appeal and inspiration | copy.

The Christmas edition of "Of Such is the Kingdom" is now on sale at the book department of the W. R. Bennett Company and at Thomas Kilpatrick and Company.

THIS BOOK "OF SUCH IS THE KINGDOM" In cloth binding, \$1.00. In leather binding, \$1.25. At Book Department of THE BENNETT COMPANY

answer.



"Adam-God" Hopes to Live to Kill a Few More Policemen.

"ELIJAH II" IS STILL AT LARGE

Women Fanatics Reinte Story of Wanderings of Band and Tell of Preparations Made for Resistance.

sas. Later we went to Oklahoma and took KANSAS CITY, Dec. 9.-"I am not going KANSAS CITY, Dec. 9.-"I am not going to did." I am going to get well and live to kill a few more policemen." That is the home one night and said he did not think assertion of Louis Pratt, self-styled we were living right. He had had a reve-"Adam-God," the religious fanatic who is lation of the faith of God. We began to lying in the General hospital here seriously read the Bible and a week later I got the wounded in a battle between his followers revelation. Then we both repented for two and the police late yesterday. As a result weeks, weeping and mourning-not because of the fight Prait's 13-year-old daughter we wanted to, but because we could not Lulu and Policeman Albert O. Dalbow are help it. The spirit of God came to us the dead and two other policemen are in a same as it came to Adam, to David and to critical condition. Christ. We then sold our farm and gave

James Sharp, known as "Elijah II" and the money away to people who needed it who was the real head of the little band and started out to preach. of religious enthusiasts, is still at large. "Since then we have traveled through Shortly after the shooting yesterday he Oklahoma, Texas, Kansas, Missouri, Illiwalked into a saloon, laid down his re- nois. Then we went north to Minnesota, volver with the remark, "I am satisfied; i give up" As there were no police pres- Manitoba and Saskatchewan. We lived on give up." ent and no one seemed inclined to take gifts made by converts and by small sums him into custody. Sharp waited a moment, offered us by whoever cared to. One man then picked up the weapon, reloaded it and who found the light sold all his property walked out. Hs has not been seen since. and put \$7,000 in. We kept all the money in "I've been in trouble before," was all a common fund.

Flag for 1908 is Formally Awarded to Chicago Club. ALL OFFICERS ARE RE-ELECTED

President Pulliam in His Report Makes Number of Recommendations Which Will Be Conaldered Today.

NEW YORK, Dec. 9.-Formal awarding EVENTS ON THE RUNNING TRACKS of the championship of 1908 to the Chicago club, re-election of its present officers and

directors and the reading of the annual report of its president, Harry C. Pulliam, were the matters that occupied the Na-

Congressman Champ Clark, Bowling

Boston-Twenty-one removals, three sus-pensions and one fine. Brooklyn-Five removals and two suspenons. Cincinnati-Three removals and two sus-

Perisions. Cricago-Ten removals and three suspensions, New York-Twenty-two removals, three

New 107K-1 Wenty-two removals, three suspensions and one fine. Philadelphia-Eighteen removals, four tuspensions and one fine. Pittaburg-Six removals, one suspension and two fines. St. Louis-Nine removals and one fine. not cry when told of her sister's death. "She died for her God," was the child's Mrs. Melissa Sharp, a slender woman of

The recommendations presented in Presimiddle age, whose statement was taken by dent Pulliam's report will be taken up toanother officer, detailed the occurrences morrow morning. leading up to yesterday's fight and then

The election of officers and directors, which was by unanimous vote, resulted as follows: thirty-seven years ago on a farm," sa.d

President-Harry C. Pulliam. Eccretary-Treasurer-John A. Heydler. Board of Directors-Barney Dreyfuss, Charles H. Ebbetts, August Hermann, Charles W. Murphy and George H. Dovey.

Would Shorten Drafting Season. An important piece of work performed was the acceptance of the national commission's recommendation that the period of the drafting season ofr major leagues

should be curtailed to extend only from September 1 to 15 of each year, instead of as now to October 1. If, as is expected, the American league in its meeting tomorrow accepts the same recommendation, it will then become a part of the national agreement and the Eastern league-American association combination will have

gained one of the points for which it is contending before the national commission. National Commission Meets Today. The league agreed to take a recess until o'clock tomorrow. At the same time the

at its meeting Friday in Omaha. It is inderstood that the change which will be discussed and proposed by the athietic board is one of the most sweeping that has ever come up in Cornnusker athleties. Members of the athletic board refuee to discuss the proposed change until the re-sents have taken action upon it. The first intercollegiate basket ball game of the season will be held in the university armory Saturday evening between the brasker and Cotner teams. The Ne-brasks five has been rounding into form during the last ten days and is expected to have an easy time in defeating Cotner. Two veterans of tast season's fast guintet will be in the lineup of the Cornhuskers. It is probable chat several of the strong candidates for the three open positions on built of the same

Rubia Granda Wins Fourth Race at Emeryville in Close Finish.

OAKLAND, Dec. 9.-Thomas H. Williams two races in a row at Emeryvine to Bellwether and Rubia Granda carry

were the matters that occupied the Na-tional League of Professional Base Bait clubs for the greater part of the session yesterday at the Waldorf-Astoria, where club owners met_to open their annual meeting. Interest centers in the recommendations made by President Pulliam in his report, one of which was regarded as of consid-it would, it is believed, have the effect of preventing many disputes and misunder-standings over the playing off of post-poned games. Mr. Pulliam's recommenda-tion on this point was, that the fixing of dates for playing off postponed games be made arbitrary by rule, instead of as now, at the discretion of the home club. Thus, under the new rule a postponed game would have to be played off on the first day. Bellwether and Rubia Granda, resulted in one of day. Bellwether and Rubia Granda, resulted in one of the best finishes of the season, six horses being heads and noses apart. The winner just got up in time to beat Bon Homme. The surprise of the day was the victory of Prince Nap at odds of 30 to 1. May Amelia was bid up from 3560 to 3800 by George Read, but was retained. Summaries: First race, six furiongs, selling: Prince and Merry-Ge-Round finished as named. Second race, six furiongs, selling: St. Francis (112, Mentry, 6 to 5) won, Buccolic Glibert, 39 to 1) third. Time: 1:17%. Lord Glibert, 39 to 1) third. Time: 1:14%. Celeres, Standover, Curriculum, Metiakatla, Ellerd, Phil lagee and Myrie Knight finished as named.

under the new rule a postponed game would have to be played off on the first day of the next series between the two clubs, on the grounds where the postpone-ment occurred. **Change in Ground Rules.** The president's report also suggested that the ground rules of the world's champion-ship series be adopted as the official ground rules of the National league, so that the foul line should be 235 feet in length and the roped-off space back of the foul line twenty-five feet away from that line throughout its length. Statistics of the president's report showed that there had been ninety-four removals from games, sixteen suspensions and eight fifes imposed as penalities on varicus teams during the last season, divided as follows: Boston-Twenty-office removals and two suspen-sions.

LOS ANGELES, Cal., Dec. 9.—Santa Anita summarises: First race, selling six furlongs: La Gioria (10, Powers, 4 to 5) won, Airs (10, Shiiling, 9 to 2) second, Leo Beach (108, Schlessinger, 20 to 7) third. Time: 1:13%. Columbia Girl, Janeta, Viviant and Bribery also ran. Second race, one mile, purse: Dominus Arvi (10, Powers, 2 to 7) won, Edwin T. Fryer (10, Shilling, 9 to 1) second, Husky (106, H. Miller, 9 to 1) third. Time: 1:43%. Harry Scott, W. H. Carrey and Alma Du-Four also ran. Third race, file and a half furlongs, sell-ing: San Nicolas (106, Shilling, 7 to 1) won, Mary F. (110, Powers, 4 to 5) second, Korosilany (106, Burns, 30 toi) third. Time: 1:95%. Free Knight, The Bear, Toller, Bob Ragon, Billy Mayham, Turn-away, Progress, Tim O'Toole and Friar of Elgin also ran. Fourth race, seven furlongs Pasadena handican: Molesev (100, Yorke 40 to 1)

Fourth Progress, Tim O'Toole and Friar of Eigin also ran.
Fourth race, seven furlongs Pasadena, handicap: Molesey (100, Yorke, 40 to 1) won, Lisaro (105, Shilling, 5 to 5) second.
Gemmell (198, Harris, 9 to 1) third. Time: 1:26. Sir Edward, Green Seal, Gabu and Pedro also ran.
Fifth race, mile and three-sixteenths, selling: Henry O. (37, Harris, 15 to 1) won, Sam Bernard (192, Clark, 3 to 1) second.
Bucket Brigade (101, Martin, 8 to 1) third.
Time: 2:00%. Orcagna Mike Jordan, Mer-rill, Flavigny, Knight of Ivanhoe, Cork-hill, Uncle Henry and Senator Beckham also ran.

also ran. Sixth race, six furiongs, purse: Madden (110, Schilling, 6 to 5) won, F Annie (106, Archbald, 16 to 1) second, Ho Crest (115, Powers, 9 to 10) third. The 1:12%, Sharpdale, Sarrowful and J. Crowley also rac ran.

1:12% Sharpdale, Burrowful and J. Crowley also ran.
 HAVANA, Dec. 2.—Racing was resum at Almendares park today, there being meeting Monday. Summaries: First race, six furiongs, won by Tr of Spades; Ben Double, Second; Momentu third. Time: 1:14%.
 Becond race, five and a half furiong Won by Ustacion; Roseburg II, secon Catherine Caramel, third. Time: 1:09.
 Third race, six furiongs: Won by Ch

The great exposition opens today

Show your loyalty to your city and state by attending

The National Corn Exposition

Opening Day, Wednesday, December 9

"The most important agricultural event in the interest of our grain crops that the United States has ever known."

Make it a success from the start

Musical Program in Exposition Auditorium

Afternoon 2:30-Concert by Geo. Green and his -band as follows: March-High School Cadets... Sousa Medley Selection-School Days. Edwards Dance-A Rural Festival......Lossy Waltz-A Golden Sunset.......Hall Patrol-The Guard Mount.... Ellenberg Automobiles and carriages will go to Jackson street entrance.

Evening-Band Concert At 7:00 p. m. there will be a band concert by Geo. Green and his band. Pro-gram as follows: March-Rival Rovers Alexander Overture-Poet and Peasant Suppe Waltz-The Wedding of the Winds, Hall Intermezzo-Little Kinkies..... Bendix Selection-Southern Plantation Mel-odles Conterno Ontario Society Concert

Ontario Society Concert At \$ p. m. the Oratorio society's concert will include selections from the "Hia-watha's Wedding Feast", and from Haydn's "Autumn Season." Ira D. Penni-man, director, furnishes the following

man, director, furnishes the following program: Chorus—Joyful the Liquor Flows, Haydn The Society. Part Song—Come, Gentle Spring..Haydn Four women and four men. Chorus—Banquet scene from Hiawatha's Wedding Feast...... Coleridge-Taylor The Society Solo Chorus—Two excerps from the Wed-ding Feast....... Coleridge-Taylor (a) The Beggar's Dance of Pau Puk Keewis

(a) The Keewis

Keewis (b) Iagoo, the Boastful Story Teller, Quartette-Goodnight, Goodnight, Be-loved Pinsutf Chorus-The hunting song from The Seasons Haydn The Society.

Some of the things worth seeing:

100,000 ears of corn in competition for prizes which will bring one lot of 10 ears \$2,500 in prizes. Prize ears of corn worth \$250 or more each. An exhibit which shows the results of years of study and experimenting by the Government Experiment stations and agricultural colleges. The \$10,000 government denatured alcohol still. The moving picture show, showing the best methods of raising crops.

The alfalfa palace and the alfalfa and grass exhibits.

The finest exhibit of agricultural machinery since the St. Louis World's Fair.

Machinery in operation making breakfast foods.

These are only a few of the things well worth seeing.

A reception will be tendered the officers and directors of the National Corn Exposition on the first floor of this auditorium. To show the appreciation which is due them, every citizen of Omaha and Nebraska should attend this reception and show those who have given their means, thouht and time in making the National Corn Exposition a success.

Fifty cents admits you to everything, including the concerts, moving picture show and all the building and exhibits. Children 25 cents.

Every part of the exposition is thoroughly heated-40 big furnaces having been installed.

Main Entrance-15th and Howard

Joe			
me ne: F.	CASTRO HAS OLIVE BRANCH	no one unless they believed him guilty.	only evidence she did not commit the crime herself."
ım,	President of Venezuela Willing to Appease Nations.	listened to with h.terest by the jurors, irany of them leaning forward in their seats to catch every word. The court dis- cussed the various kinds of murder, the	"If a woman should come into your shop or office and tell you a horrible crime had been committed, but first she wanted
nd; nd; nief ird.	BUT HIS SHIPS ARE IN DANGER	rature of a conspiracy and the legal mean- ing of malice. He instructed the jurors to pay no attention to the fact that the	you to know that she was a woman who had used deceit every day of her life and that she didn't know about the crime her- self, but a man whose mistress she

Mrs. Pratt would say, "and if I can be killed for righteousness' sake I shall be eternally happy."

Mrs. Pratt, with two of her young daughters, spent last night in the matron's room at police headquarters, but Mrs. Sharp, who fired two of the shots that struck Policeman Michael Mullane, was confined in the city jail. At the hospital this morning it was said

that Patrolman Mullane had small chance of recovery, but that Sergeant Patrick Clark's condition was slightly improved. A. J. Seizer, the bystander who was hit by a stray bullet, also is expected to get

Mary Pratt, the little 11-year-old sister

There's no "dull season" with Nicoll. At the end of every busy season's trade we clean up the balance of the stock-by a liberal reduction in the price.

\$30 or \$35 this week-gives you choice of many handsome \$38, \$40 and \$42 values.





GLADSTONE BROS. **1308-10 Douglas Street** ATITO. A2581 DOUGLAS 258

Houseboat Down Missouri.

"About last August when we came back from Canada we built a houseboat and started down the Missouri from a place in Montana near White Earth." Chief of Police Ahern announced today that yesterday's bloody affair would mark an end to street meetings in Kanaas C.ty and ordered his men to allow no more speakers to address crowds on public thor-

oughtares.

Des Moines to Play Fort Dodge. DES MOINES, Ia., Dec. 9.-(Special.)-The ung in team Young Men's Christian association basket ball team will play its first game of the season next Friday night with the Fort Dodge team at Fort Dodge. Coach Hackett has not yet selected his team for the game. Men's it is practically certain that Hy and Swisher will be on the team. Kohn and Clarke of last year's learn are both in the city, but neither has been practicing

Gymnasium for Schuyler.

INDIANOLA, Ia., Dec. 9.-(Special.)-Suppon college will have a new gymna-dum, according to indications shown by he number of subscriptions made and the the backing the movement loy-ally and a considerable fund has already heen raised. Next year will probably see new building, which is badly needed here.

lowa Falls Captain.

Iowa Falls Captain. IoWA FALLS, Ia., Dec. 2.-(Special.)-Gien McCienahan, whose strong right leg did much to help the local high school foot ball team win its many victories this sea-son, has been elected captain of the high school team for next season. This young man developed wonderful kicking powers and as a punter figured prominently in many of the team's games this year. to revise some of the regulations in such a way that there may be no repetition of the unpleasantness which developed be-tween the New York and Chicago National league clubs in the closing days of the season, growing out of the so-called "Merkle incident." It was believed, also, that an effort would be made to do away

Slosson Challenges Sutton.

NEW YORK, Dec. 9.-Announcement is made here that George F. Slosson has challenged George Sutton, the champion billiard player for a world's championship 18.1 balk line contest, 500 points up, to be played in accordance with championship rules. He has deposited \$250 as a prelim-inary forfeit.

Slashed with a Rasor,

wounded with a gun, or pierced by rusty nail, Bucklen's Arnica Salve heals the wound. Guaranteed. Mo. For sale by Beaton Drug Co.

All the world loves a bargain. You can find bargains by watching the "Want Ad Pages" of The Bee.



American league meeting will be in session in the Hotel Wolcott. Preceding these two meetings will come an adjourned session of the national commission, which is scheduled to open at 10 o'clock tomorrow

at President Pulliam's office in the St. James building. The National league clubs were represented at today's meeting by George B. Dovey for Boston, Charles H. Ebbetts,

Henry W. Medicus and Charles H. Ebbetts, jr., for Brooklyn, Charles W. Murphy for Chicago, August Hermann and Max Fleishman for Cincinnati, William J. Shettsleine, D. L. Reeves, E. Hyneman, Andrew Stevenson and James Potter for score:

Philadelphia, Barney Dreyfus for Pittsburg and M. Stanley Robinson for St. Louis. New York was not represented. HOPE TO CHANGE THE RULES

> Ball Men Secking to Prevent Repetition of Trouble.

NEW YORK, Dec. 9 .- With practically Camp 125 all the prominent base ball men of the Lough McRae country in this city today in connection

with the annual meetings of the two big leagues, there was promise that many of the tangles growing out of the last season's play would be straightened out before nightfall. It was not only the pro-

attention would be devoted to an attempt

that an effort would be made to do away Griffeth Ortman ...

ers use as spikes and which have resulted The directors of the National league got their meeting under way yesterday and ciation alleys, the latter facing two out of

much detail work had been cleared away before they reassembled today. The first session of the American league directors was scheduled for today.

FOOT BALL ELECTION POSTPONED

Some of Team in Arrears for Board

and Cannot Vote. Fritscher LINCOLN, Dec. 2.-(Special)-Failure on the part of a few members of the Ne-brasks foot ball team to pay their training table board bills for this fail has caused the postponement of the election of a cap-tain for the 1996 eleven to next Wednes-day. The election was originally scheduled for this afternoon, but last evening when the manager of the training table reported that eix or seven Cornhuskers still owed for board it was decided to put off the meeting another week, in order to give the delinquent men a chance to pay up their accounts. Unless a Nebraska foot ball player pays his training table board in full he is not awarded an "N" and is not permitted to vote for a leader for the team during the succeeding season. The election will be heid next Tuesday whether all the accounts have been settled LINCOLN, Dec. 9.-(Special.)-Failure or Zinram Anderson Cogswell Klanck Walrath Berger team during the succeeding season. The election will be held next Tuesday whether all the accounts have been settled or not. Inasmuch as there is a warm fight on between Frum and Collins for the captaincy of next year's team it is not likely, though, that any player will be in arrears by the time for the meeting. Both of the candidates will want to have their full strength in the election and will un-doubtedly see that none of their supporters is deprived of his vote for failure to pay up his training table bill. A little extra effort on the part of the leading candi-dates in past years has resulted in getting it supporters to settle all bills and the seasons can be used with the same effect this year. three games. While there were no scores made, the Union Pacifics just out each game. Tonight Swift a Moloney's Tallors. The score:

this year. A meeting of the athletic board will be A meeting of the athletic board whit the held tomorrow afternoon to take up the matter of changing the system of athletic control in the university and of making recommendations to the Board of Regents to allow that body to act on the proposals

Hayes; Halifax, second; Hawksflight, third, Time: 1:14%. Fourth race, seven furlongs: Won by Rexall; Alder, second; Charley Lusk, third.

Fifth race, mile and a furlong: Won by Washakie; Rose F., second; Kenova, third.

LUXUS.

POSTOFFICE. Int. 2d.

BESELIN'S MIXERS.

URTMAN STARS.

1st. 2d. 186 177 186 153 176 130

STORZ TRIUMPHS.

847 891

LEMP'S FALSTAFFS

UNION PACIFICS.

WEST SIDES.

...............

Totals 441 448

Bee Want Ads Produce Results

1#L 176

seaman

Francisco

Totals ...

Totals

Totals

Harned

٩.

456 458

841 866

Totals 473 484

Stape

The Score:

three on the Stars

more pins,

right

Bingle

Brunke

Wheon

Waleng

Zarp

857

533

947

978

were no

2.680

WITH THE BOWLERS.

Guns on Vessels of Netherlands Trouble is Likely to Ensue.

THE HAGUE, Dec. 9 .- The Netherlands government apparently has not yet decided The Postoffice team did things to the Luxus team last night on the Metropolitan alleys. Uncle Sam's boys won three straight games and Old War Horse Camp had high single game of 225, with high had high single game of 225, with high total of 584. Zarp was high for the Luxus team with 563 for totals. Last night was the finish of the city tournament. The the three Dutch warships which began last Wednesday may develop into more active measures in the event of any Venezuelan warships attempting to make an exit from

Should any of President Castro's port. ships find themselves on the high seas 532 479 within range of the guns of the Dutch 460 vessels, there is a strong probability that they would be arrested and taken into a Dutch port. The international law on this 2.558 subject is now being carefully considered by Holland. 3d. Total.

Comes to Settle Quarrels.

190 182 200 169 159 519 SANTANDER, Spain, Dec. 9 .- The French steamer Guadeloupe with President Castro of Venezuela on board, came in here today. It was learned that President Castro will 2,704 continue on board the steamer to Bordeaux Dick Schneider and his Mixers beat and travel thence overland to Berlin. Charley Ortman's Stars two games out of President Castro has come to Europe on the basement alleys hast night. Stars played a good game and got pins, but di' not get them at the time. Captall. Ortman was high man with the intention of settling all Venezuela

international quarrels. The general health of the president is good. with 555 for totals, while Jasper got the most of the Mixers' pins, having a total of BERLIN, Dec. 9 .- Dr. Israel, the Berlin physician who, according to report, is to

perform an operation on President Castro after lunch. 3d. Total. 168 456 166 496 198 536 of Venezuels, is still in this city. He has no intention of going to Bordeaux. He has been informed that President Castro is 1,455 coming to Berlin, arriving probably the end of this week. 3d. Total. 192 555 159 407 145 451

DAVIS CASE WITH THE JURY

(Continued from First Page.)

or jury carried her handkerchief to her

three games, although the first game was a sort of a donation. Jordan winning the last game for the Falstaffs by striking out. Klanck, who just recently won the city championship was in hard luck, draw-ing all kinds of splits. This breaks the tie between the Falstaffs and the Metz Brothers, and the Falstaffs are division she kept her story secret at first.

tie between the Faistaffs and the Metz Brothers, and the Faistaffs are slipping drwn a cog. The score: drwn between the score of the sc Mr. English launched several javelins of sarcasm at the three witnesses, Frank E. Salyards, who testified he saw Mrs. Rice 3d. Total

at Fortieth and Farnam at 1:19 o'clock; Mrs. Etta Allen, who said she saw her a Sixteenth and Farnam at 4 o'clock in th morning, and Dr. J. E. Mathews, who tes-56 tified to meeting a man he supposed was 2.685 the one seen by Dr. Lord and other wit-

nesses and declared it was not Charles E. Davis. Mr. English declared they were 504 460 519 "providential" witnesses, dropping down as from above just at the close of the 612 trial. "There's a trio for you," he shouled;

"a trinity." Time They Started West.

The Union Pacific's must have thought they were on the Overland Limited the way they went after the West Sides last night He also spent considerable time discuss ing the time Dr. Rustin and Charles E. the Association alleys, by taking all Davis left Sixteenth and Farnam, declaring whatever the evidence at the downtown Swift agains end may have been the undisputed testimony of two witnesses was that they saw Dr. Rustin at Fortleth and Farnam at

3d. Total. 174 489 153 509 106 448 11:30. "Why did Davis go out on Farnam street that night if he had no agreemen 462 1.445 with Dr. Rustin? From the evidence pre sented to you you are justified in conclud-3d. 137 189 ing that they met out there that night." 444 He pointed to the two cigar stumps and two morphine tablets as evidence the Davis had been on Dr. Rustins' front porch 457

1.346 that morning.

Mr. English closed his argument with a

defendant did not go on the witness stand. had been had told her and that man was Should They Come in Range of the He said they should give due weight to a common drunkard who used deceit at circumstantial evidence and should draw such inferences from the circumstances as you give her. And yet that is just what a reasonable man would draw. He read two instructions offered by the

sefense. One of them was in effect that Rustin told her what she says he did and if the fact that one witness testified Dr. Rustin told her there was an agreement between himself and Davis is not sufficient in itself to prove that such an agreement existed.

vent his taking his life then if he wanted to . The other was in effect that the circumdo it? It was not necessary for him to stances shown by the evidence must exkill a man against whom he felt no anger clude all other reasonable theories of how or malice. Dr. Rustin came to his death, except that "Even if, as the state's theory seems to

claimed by the state. Gurley Scores Mrs. Rice.

make him sick so he could be bent to his Mrs. Abble Rice, chief witness for the will, you gentlemen know if he was so weak state in the Davis murder trial, was scored he could not resist the influence of Dr. unmero fully by Attorney W. F. Gurley in Rustin there was no legal or moral guilt. his address to the jury Wednesday morning If Davis wanted to die he would have in beha.f of Davis. Mr. Gurley declared turned the revolver on himself after he had the only evidence upon which any prosecushot Dr. Rustin."

tion of his olient could be bused was the Turning to the evidence of Mrs. Etta story of Mrs. R.ce and at no materia, point, Allen that she saw Mrs. Rice at Sixteenth he said, was she corroborated. and Farnam streets at 4 o'clock the morn-Mr. Guriey began his aigument immediing of the murder, Mr. Gurley declared. ately after court convened at 9:45 o'cl.cx, she was at least as much to be believed ite ore a large audence that filed the court as Mrs. Rice, Miss Gleason or Stella Jones.

you have here.

If her testimony was true, he declared, it ... a torney spoke with so much fo.ce a. d showed an althi had been manufactured to energy he was obliged to lisk the court for cover up the tracks of Abbie Rice for some recess about the m.ddle of the session. reason. ise completed the last word to be said to

the jury in behalf of Charles E. Davis at | A "Want Ad" in The Bee stope many 1:30 and court immediately adjourned until "long-felt wants."

"Theoretically," said Mr. Gurley, after brief introduction, "the charge of murder in the first degree includes the charge of murder in the second degree and manslaughter. But practically there is only one theory in this case, murder in the first degree. Charles E. Davis is either guilty of murder in the first degree or he is in-

nocent.' Only Accuser is This Woman. Mr. Gurley said the only witness who testified to any plan by which Davis was o kill Dr. Rustin was Abbie Rice and that utside of her testimony there was not a straw upon which to base the theory that Davis killed Dr. Rustin. He declared Davis came back to Omaha from Excelsior

Springs without subpoena and went immediately to the chief of police and told the story related on the witness stand at the coroner's inquest. "I say that Abbie Rice is not corroborated

on a single fact that points directly or indirectly to the guilt of Charles E. Davis." He declared it a suspicious circumstance that Mrs. Rice did not tell her story until after she had been accused of being guilty

herself. "But she could not get away from the fact." he said, "that for more than a month she had been consenting to commit the crime and had four times tried to commit

He then took up the situation as to Dr. Rustin's insurance and declared the fact he had allowed \$35,000 of incontestible insurance to lapse showed he did not have himself killed to save \$28,000 worth of con testible policies. He said Dr. Hustin had furnished Abbie Rice with money and had paid her hotel bills, hence it could not be claimed he had no money with which to pay up his premiums. He said when Mrs. Rice

saw the two men at Fortleth and Farnam streets and made no attempt to stop the murder she says she knew was about to be committed she forfeited all right to be believed by a jury of good men.

"God Forbid It," He Exclaims. "God forbid,' he shouled, "that the verdict of this jury could be such as to furnish a precedent that a man can be

Tobe.

every opportunity, what credence would

"Even if her story is true and Dr.

Dr. Rustin talked to Davis about killing him

the evidence shows Davis was at Fortieth

and Farnam streets three or four hours

before the killing. What was there to pre-

be, Dr. Rustin plied Davis with drugs to

nev-

pack is filled with gifts from this store?

Ladies-Buy him a Suit, Raincoat or Overcoat.

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Reasons-Small lots and stocks we wish to close.

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