

# GRAND JURY IS INSTRUCTED TO PROBE RIOTING

## Wohn W. Towle Appointed Foreman of Inquisitors—Former Chief of Police Dunn Is Selected.

(Continued From Page One.)

Terrace, on a doctor's certificate of physical unfitness.

George E. Ray, 3162 Evans street, because of deafness.

Karl E. Pott, 904 North Forty-ninth street, because of not having resided in the state a year.

Mr. Dunn Brought In.

Mr. Dunn, who was brought in by the sheriff as a talesman to fill the jury panel, was on the police force under the old administrations, starting in 1891 and retiring from service about two years ago. He was chief for several years.

The jury was sworn to pursue its investigations in secrecy and to return indictments without fear or favor. Judge Redick then read his special charges to the jury, after which the 16 men retired to the jury room.

**Charge to Jury.**

The following is Presiding Judge Redick's charge to the grand jury:

"You have been called together at this time to perform one of the most important duties of citizenship. Under ordinary conditions the county attorney and his deputies are able to investigate infractions of the criminal laws and institute proper proceedings to bring the offenders to justice, but an emergency exists at this time which has rendered it imperative that they be afforded the assistance of a grand jury.

"You have therefore been duly and regularly selected for the performance of these duties, and while acting as grand jurors you will become officers of the court, and it is made the duty of the court, before you enter upon the duties of your office, to instruct you generally as to the subjects you are required to consider and investigate.

**Deliberations Are Secret.**

"Before alluding to these subjects it is proper that the court should specially warn you that, as members of the grand jury, you should keep absolutely secret any opinions which any member of the grand jury may have expressed upon any matter which comes before you for consideration, also the manner in which any grand juror voted upon such subject, and not to reveal in any manner the evidence given by any witness before you, unless called upon to do so in a court of justice; you will be sworn to perform your duties impartially without fear, favor or influence beyond the testimony that may be properly presented to you, and it is hardly necessary that I should caution you against the allowance by you of any personal bias or prejudice to enter into your determination whether or not a true bill should be found, or against permitting any outside influence to dictate, control, or have any bearing upon the performance of your duties; and inasmuch as you are expected to perform your duties fearlessly and without favor or partiality, you should avoid the discussion of any matters you are considering with any persons outside the jury room, and thus defeat in advance any criticism or suspicion that might otherwise exist.

**Law in Own Hands.**

"The emergency above referred to has been brought about through the efforts of certain lawless persons to take the law into their own hands and administer punishment in their own way, without the forms of law, without giving the ones accused of crime the opportunity to defend themselves before a jury of 12 men, or for that matter in any way whatever.

"As a result of their lawless endeavors it is asserted that a prisoner in the county jail was forcibly removed therefrom, and hanged, and his body dragged through the streets of the city; the mayor of the county house of the county set on fire and seriously damaged; stores and warehouses broken into and the contents stolen.

"Large numbers of persons are said to have been engaged in these activities resulting in the commission of the crimes of murder, assault with intent to kill or do great bodily harm, arson, burglary, larceny, riot.

**Object to Others.**

"If these things have been done, the perpetrators thereof should be punished not only that the criminal laws of the state may be rigidly enforced, but that the lawless and criminal elements of the community may not be encouraged to make similar or other unlawful assaults upon the regularly constituted authorities of the state and all subdivisions thereof.

"The constitution of the state of Nebraska provides that no person shall be deprived of life, liberty or property, without due process of law. This is the guaranty of our liberties, a disregard of which involves the destruction of government, and the inauguration of a reign of terror.

"You should, therefore, approach the performance of your duties with calm and unbiased minds, but with a stern determination to uphold the laws of the state and bring all offenders to justice.

"The first and principal matters for your consideration should be to inquire into and true presentment make, if in your opinion justified, of such persons as are now held in the county jail to answer charges preferred against them, especially with reference to persons charged with crimes growing out of the disorders above referred to, and this you should do as speedily as possible.

**Not to Be Influenced.**

"In this connection you are specially cautioned that you should not allow yourselves to be influenced by passion, popular clamor, fear, favor or prejudice, but should make presentment or refuse so to do without regard to any of those considerations, and solely as in your judgment the evidence produced before you warrants and requires.

"It is not for me to say whether any crimes have been committed, or, if so, who committed them—these questions are solely within the province of the grand jury and are to be determined in the manner outlined for that subject, or which may be brought before you or which your diligence may procure.

"Practically unlimited inquisitorial powers are conferred upon you, and you should exercise the utmost diligence, to the full extent of your skill and understanding, to investigate both generally and specially in the manner and extent to which the criminal laws of the state are being enforced, and if crimes have been committed, bring the criminals to the bar of justice that they may receive merited punishment.

**To Probe Innkeepers.**

"The law requires the court to call your attention to that portion of the statute relating to innkeepers, and in this connection the court charges you to carefully read the statute on that subject and investigate as to whether or not there is any violation of the law in this county, and if so, you will make proper presentment by indictment.

"In addition to the matters to which the court has specially directed your attention, you should investigate all violations of the criminal laws of this state, and if the evidence before you seems to warrant indictment any and all persons who have violated the same; your investigations, however, on all subjects will be confined to crimes committed within the county of Douglas and state of Nebraska.

"In addition to and somewhat aside from your duties connected with the commission of crimes, the law places upon you the duty of visitation with reference to the public institutions of the county, and you should visit the several jails in the county at some time while in attendance, and examine their state and condition, inquire into the discipline and treatment of the prisoners, their habits, diet and conditions, and report in writing whether any provisions of the law or rules governing jails have been violated, pointing out in what particulars, and you should make any recommendations you think proper for the benefit of the officers in the management of the jail.

**Will Visit Hospital.**

"You should also visit the Douglas county hospital and thoroughly

investigate it in all matters pertaining to management, operation and sanitary condition of said hospital, and whether or not the funds appropriated for and expended in said hospital have been expended according to law, and report your findings and recommendations thereon.

"It will be your duty to carefully scrutinize and to dispassionately weigh the testimony of all the witnesses who come before you. It is not proper for you to consider hearsay testimony in making up your minds whether or not a true bill should be presented against any person, but it is proper for you to receive hearsay testimony for the purpose of assisting you in finding the whereabouts of witnesses who are possessed of actual knowledge. You are not called upon to re-examine the witnesses or to determine the guilt of the accused; it is sufficient if the evidence introduced before you satisfies your minds that an offense against the laws of this state has been committed, and if the evidence before you unexplained, unimpeached and not broken down satisfies your minds that a certain person probably committed the act, then in that case it would be your duty to present such person.

**Twelve Must Concur.**

"It is necessary that 12 of your number concur in finding of an indictment, and when it shall so concur, the foreman of your body shall endorse on such indictment the words 'A True Bill' and subscribe his name thereto as foreman.

"No person excepting yourselves is permitted to be in or remain in the room with you while you are expressing your views, individually or otherwise, or while you are voting upon any question before you.

"It is the duty of the county attorney or any of his assistants, under the direction to be and appear before your body for the purpose of giving any legal advice relative to any matter coming before you, and if you desire to interrogate witnesses before you for the purpose of assisting you in finding out the facts, it is also his duty to prepare such indictments as you may direct.

"You will have at your disposal at your outer door a bailiff who will carry communications from you to anyone you may desire, and will notify the court when you desire to appear before it, and will see to the calling of witnesses within the reach of the bailiff, and other matters which you desire that he should do.

**Select Own Hours.**

"There will be provided for your meetings a room in the court house, convenient to this court, and you will be at liberty to select your own hours for your meetings, but the court suggests that they be made to conform to the hours in which the court is in session, to wit: 9 a. m. to 5 p. m. with such recess at noon as you may determine.

"The functions you are about to enter upon are of the highest importance to the administration of justice and good government, and the court trusts and believes that you will do your full duty."

Belgian Royal Party Stops Here Short Time

(Continued From Page One.)

in her well-modulated voice, "and here is Boston—really there are so many places, how can I decide. I will remember Omaha as one of the pleasant places I have visited, of course."

Count Guy d'Oultremont, adjutant of the court, and a major in the Belgian artillery, declared that the king and queen enjoyed every place so much that they could not decide.

**To Visit California.**

The royal party will go directly to Santa Barbara, Cal., for a few days' rest, the count said, then go to Los Angeles, San Francisco, Yosemite park and the Grand Canyon. This was the first stop of any length the train has made since it left Toledo, O.

Brand Whitlock, ambassador to Belgium, and Mrs. Whitlock, are accompanying the royal party. Mr. Whitlock, tall and distinguished, in his formal morning dress, shook hands with a number of Omahans. T. Nolan, Belgian consul in Omaha, was presented to the king by Pol Le Tellier, secretary of the Belgian embassy at Washington. The two held a short conversation.

Miss Mary Mahoney of Omaha wore a special Belgian medal which she had received for war work. The queen spirit the medal at a distance and waved vigorously for Miss Mahoney to approach.

THREE AIRMEN KILLED ON FIRST DAY OF BIG RACE

Eight of 62 Airplanes Suffer Mishaps — Baptist Minister Makes Longest Hop, Mineola to Chicago.

(Continued From Page One.)

left San Francisco at 1:04 o'clock this afternoon, stopped for the night at Sacramento.

Lowell H. Smith, with Lieut. F. W. Ruggles as observer, flying a De Havilland, were the first to reach Salt Lake City.

Other contestants arrived in the following order:

No. 62—Lieut. E. C. Kiel, with Observer Serg. Frank McKee, De Havilland.

No. 61—Maj. Carl Spatz, with Observer Serg. Emmett Tanner, De Havilland.

No. 63—Lieut. E. W. Wales, with Observer Lieut. William Golsborough, De Havilland.

No. 55—Lieut. Spencer Hall, with Observer Lieut. William A. Bevan, De Havilland.

No. 59—Lieut. Robert Kauch, with Observer Lieut. W. A. Maxwell, De Havilland.

No. 56—Lieut. J. G. Hall, with Observer Serg. Floyd B. Moon, De Havilland.

No. 60—Lieut. Robert S. Worthington, De Havilland.

No. 66—Maj. D. H. Crissey, with Sergeant, First Class, Virgil Thomas, De Havilland.

No. 52—Lieut. H. E. Queen, with Observer Master Signal Electrician Lee H. Bishop, De Havilland.

No. 65—Lieut. J. P. Reichter, with Observer Lieut. J. B. Patrick, De Havilland.

No. 64—Cadet Donald H. Cardiff in a Fokker, is at Salduro tonight, while Lieut. G. E. Rice in a Sopwith, was at Sacramento. The two unreported planes were No. 51, Maj. J. C. P. Bartholf, in a Sopwith, and No. 53, Cadet A. G. Nassamer, with Observer Serg. G. N. Robinson, in a Laper.

The sixteenth entrant in the flight, Lieut. F. W. Seifer, arrived here this afternoon from San Diego, but developed engine trouble and was unable to continue in the contest.

Machines Reach Cleveland on Fourth Leg of Journey

Cleveland, Oct. 8.—Eight machines which left Buffalo on the fourth leg of their flight from Mineola, N. Y., to San Francisco, arrived here at Control O-137 and out of them continued their journey to Bryan, O. With the exception of one all of the machines were DeHavillands. All were in excellent condition.

Lieut. Belvin W. Maynard was the first to arrive, landing at 2:27 p. m., two hours after he left Buffalo. He was the only one who had a mascot, a dog. Maynard left 31 minutes later for Bryan with hopes of reaching Chicago tonight.

Capt. A. E. Simonson and Maj. H. J. Miller arrived at 3:11-2 p. m. and were forced to wait here until 4:03-2 p. m. because of engine trouble. Major Miller was slightly indisposed and Captain Simonson drove the machine.

The third machine to arrive was piloted by Capt. H. C. Drayton. He landed at 3:43 p. m. and departed at 4:19-2.

Lieut. S. L. Webster landed at 4:10 p. m., leaving 40 minutes later.

Lieut. Col. H. E. Hartney, who was second out of Buffalo, was forced to land at an emergency control station northeast of Erie, when the gasoline in his Fokker was exhausted. He arrived here at 4:21-2 p. m., and after receiving spark plugs was ready to resume his flight tomorrow.

Makes Remarkable Record Average Two Miles Minute

Chicago, Oct. 8.—Flying in the remarkable time of approximately two miles a minute, First Lieut. B. W. Maynard led the westbound transcontinental flyers much of the way from Mineola to Chicago and was the only one to reach here. It was the first New York-Chicago aerial journey made between sunrise and sunset.

Driving a De Havilland four machine, with a passenger and a German police dog aboard, the lieutenant, who recently won the Toronto-New York race, covered the distance of 810 miles in approximately six hours and 45 minutes of actual flying time, or about nine hours, 29 minutes of elapsed time. He left Mineola at 9:24 a. m., eastern time, and reached Chicago at 5:53 p. m., central time.

Lieutenant Maynard remained at Ashburn field for the night and was scheduled to depart at 7 a. m. tomorrow on the next leg of the cross-country trip, to Rock Island, Ill., a distance of 155 miles.

"I expect to be in San Francisco by sundown Friday," he said hopefully, as he settled down to spend the night at Ashburn field, where cots had been arranged for the flyers.

**Nine Reach Salt Lake.**

Salt Lake City, Oct. 8.—Of the 11

airplanes which arrived here from San Francisco, making their first overnight stop in the transcontinental airplane derby, nine are scheduled to depart tomorrow for Green River, Wyo., the next station on the transcontinental trip.

One machine, which fell to the ground, causing the deaths of Maj. D. H. Crissey and Serg. Virgil Thomas, was wrecked beyond repair and the De Havilland piloted by Lieut. J. G. Hall was so badly damaged in landing it cannot proceed.

A Fokker machine, piloted by Cadet Donald H. Cardiff, was damaged in landing at Salduro, and it was reported by Capt. H. H. Voss, in charge of the Salt Lake station, that it will be unable to proceed.

Capt. Lowell H. Smith, first to reach this city, made the 618 miles in six hours and 54 minutes, according to the time kept by Captain Voss. He will be the first to start for Green River.

## Thompson-Belden & Co

Established 1886

### The Fashion Center for Women

#### Dainty lingerie

La Greque underwear in nainsook or silk.

Envelope chemise and gowns in flesh-colored crepe de chine and wash satin, lace and ribbon-trimmed are priced most reasonably.

Combination corset covers and drawers or corset covers and skirts come in sizes 34 to 46.

Fine nainsook gowns, either low neck and short sleeves, or high neck and long sleeves, come at all prices.

—Second Floor

#### An unusually large showing of wool dresses

The extent of this collection should interest you—such a diversity of styles, fabrics and trimmings may be considered before making your selection.

The conventional navy blue, any number of beautiful browns, black and dragon fly blue have been introduced in dresses of the most evident distinction, made from

serge  
tricotine  
Poiret twill

duvetyn  
jersey and  
gabardine

35.00 to 195.00

with especially fine values for 98.50

—Apparel—Third Floor

#### Handkerchiefs

Hand-embroidered kerchiefs of pure linen, 35c to 75c each.

Embroidered handkerchiefs of very fine lawn are from 10c to 20c each.

The most tempting Madeira embroidered affairs may be had for 60c and 75c each.

Very practical initialed handkerchiefs, 35c to 60c each.

Children's handkerchiefs in boxes are 35c each.

—Neckwear Dept.

#### Marseilles bed spreads

for 8.75

A beautiful quality of colored satin Marseilles spread, size, 82x92-inch, in blue, pink and yellow.

—Linen Section

#### Embroidery designs

New pillows, scarfs and center pieces in ecru and white are on display in the Art Department.

Finished pieces in the same designs are being shown, and free instruction is given daily from 10 to 12 and 3 to 5.

—Second Floor

### The Sensible Way to Banish Headaches, Nervousness and Fatigue!



We want you to prove to your own satisfaction what

## The STAR Electric Massage Vibrator

For Use in Your Own Home

will do for you—and right in your own home! Vibration, the drugless way, stirs up sluggish circulation, agitates the cells and immediately relieves headaches, neuralgia, rheumatism and all muscular soreness.

Free Demonstration of the Star Electric Massage Vibrator all this week—in our store. Come in. The "STAR" costs only \$5 for complete outfit. No extras to buy.

### Blue Bird Electric Shop

"The Wife Saving Station"

308 No. 16th St. Omaha, Neb.

Phone Tyler "Fifty-Fifty" (5050)

FREE Handy telephone directory given away all this week.

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### Sale of U. S. Government Salvage Goods

THE NEBRASKA ARMY & NAVY SUPPLY CO.

Carloads of merchandise are being unloaded daily. Our stock and assortment of goods is the largest ever offered to the public herebefore.

STORE OPEN FROM 8 A. M. TO 6 P. M.

Only a few of the many items are listed below:

U. S. Army Rubber Hip Boots (brand new)	.....\$3.79
Under Shirts	.....\$1.68
Drawers	.....\$1.50
U. S. Army Regulation Tents, 14 feet by 14 feet, with 3-foot wide, pyramidal shape, extra heavy duck canvas; values from \$75.00 to \$100.00; special	.....\$27.50
U. S. Army Wool Blankets (renovated), the finest assortment of colors, \$5.00	.....\$4.50
U. S. Army All-Leather Vests (brand new), with O. D. wool lining; special	.....\$6.97
U. S. Army Comforters (renovated); special	.....\$1.25
U. S. Army Sanitary Cot Beds (brand new), Simmons sagless spring, gray tubular ends; special	.....\$5.69
U. S. Army Saddle Blankets (all leather), brand new	.....\$8.50
Kazo Syrup (in gal. cans), per can, 73c	.....73c

References: State Bank of Omaha. Make drafts or money orders payable to NEBRASKA ARMY & NAVY SUPPLY CO., 1619 Howard St.

### A Wonderful Chance to Own a Piano

Right now, MICKEL'S have some rare bargains in used and new pianos and players. Come in and see them; select one; pay a little down; then—

**PAY JUST A LITTLE EACH MONTH**

Small payments monthly make the instrument YOURS. If you don't call, WRITE OR PHONE—TODAY.

## MICKEL'S

15th and Harnay  
Phone: Douglas 1973

### Slow But Sure Progress Made By Mr. Wilson

Washington, Oct. 8.—Slow but continued progress over a period of five days has brought such an improvement in President Wilson's condition that his physicians announce that he was stronger Wednesday than at any time since he was taken ill, two weeks ago.

Encouraged by the patient's progress, Rear Admiral Grayson, the president's personal physician, let him sit up in bed part of the day, but insisted on keeping his attention as far as possible away from official business.

The bulletin issued by Dr. Grayson at 10:20 o'clock says:

"The president has passed a good day, but there is no decided change in his condition."

**To Heal a Cough**

Take HAYES' HEALING HONEY, 35c per bottle.

### Skinner's the Best Macaroni and Spaghetti Recipe Book Free—Omaha

## REWARD

For information leading to the recovery of National Cash Register stolen from the Manhattan Garage, 4615 South 24th St., 2 a. m., October 6, 1919.

D. J. CONDON, Mgr.  
Phone South 1213

### Have Luncheon at the Howard Stove Demonstration Sat. Union Outfitting Co.

Hot Biscuits From Gooch's Flour Served Free With Advo Coffee and Rich Alamito Cream.

Special Factory Representative in Charge—Two Stoves Given Away.

As there are several thousand satisfied users of Howard Heaters and Ranges in Omaha alone, the Big Factory Demonstration of the Howard which begins Saturday at the Union Outfitting Company is creating considerable interest.

During the Demonstration a special Factory Representative will be in attendance to explain the many desirable Howard features.

In a Howard Range, there is a deep fuel space that creates free, easy drafts, which means uniform heat for cooking or baking, and an economical use of fuel.

In a Howard Heater there is the handsome steel body of "Wellsville" steel and the cast iron lining clear to the top which insures long life for the stove.

If you need a new heater or range come in during the demonstration for the luncheon that will be served FREE and learn how the Howard stoves will be given away.

The Union Outfitting Company located out of the high rent district, never considers any transaction completed until the customer is satisfied. As always, you make your own terms.

**Buy STOVES at HARPER'S**

Flatiron Bldg., 17th and Howard

### Just What He Said

"No trunk on earth can beat it," said one of the very latest customers who purchased one of our Oakshoof Wardrobe trunks. He is a traveling man, one who spends his life on the trains.

I can find just what I want when I want it, and my clothes are in better shape than they ever were before. I wouldn't sell it for five times the price if I couldn't get another."

Priced \$45 and Up

## OMAHA TRUNK FACTORY

1209 Farnam.

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### Do you want a clear skin?

If your skin is not fresh, smooth and glowing, or has suffered from an unwise use of cosmetics, here is an easy, inexpensive way to clear it: Spread on a little Resinol Ointment, letting it remain or ten minutes. Then wash off with and hot water. Finish with a dash of clear, cold water to close the pores. Do so regularly, once a day, and see if it does not quickly soothe and cleanse the pores, lessen the tendency to pimples, and leave the complexion clear, fresh and healthy. Resinol Soap and Resinol Cream are sold by all druggists.

## Resinol Soap

### WE wish to announce to the trade that we are now located in our new factory at 1154-6-8 North Sixteenth St.

Where all business of the company is transacted.

## Af-Ford-Able Motor Truck Corporation

OMAHA, NEB., Manufacturers of "Af-Ford-Able" Specialties for Fords

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### Does Your Money Work For You or Does It Work for the Other Fellow?

\$500 will buy 10 shares in the beautiful new theater, stores and apartment building, to be erected at 24th and Ames avenue. No better time—no better place. We are sure of dividends from 18% to 25%. No watered or promotion stock. Write or Call

## AMES REALTY CORPORATION

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