

CITY ACTS IN GULCH CASE

WILL ACCEPT PRESENT OPPORTUNITY TO SOLVE PROBLEM.

O. P. HERRICK WAS IN TOWN

Resolution Was Passed for the Issuance of \$40,000 in Negotiable Bonds Sidewalks Condemned—Sewer Contract Was Approved.

[From Friday's Daily.]

Contractor O. P. Herrick of Des Moines, who has the contract for building the Norfolk sewer, was present at the city council meeting last night, together with his attorney. They examined the bonds with a view of accepting same as payment for the sewer work. Work will not begin until confirmation is received from Andrew Rosewater, civil engineer who laid out the sewer, of the fact that the plans being used were adopted before the sewer bond election. With this technicality settled, work will begin.

The city council last night passed the ordinance providing for the solution of the Corporation gulch proposition, condemned a long list of sidewalks, adopted the report of the appraisers in the sewer matter, and passed a resolution for the issuance of \$40,000 in negotiable bonds, for the sewer.

Council met in regular session with all councilmen present except Craven, Crotty and Kiesau. Minutes read and approved.

The petition for extension of water mains on Pasewalk avenue, between Fifth and Sixth street was laid over until next meeting.

The following resolution was read and adopted: Resolved, that the following sidewalks be condemned and that new walks be ordered placed according to the provisions of Ordinance No. 275. West side of lots 3, block 8, Haase's Suburban lots. North end of lots 5-4-3-2, block 2, Pilger's addition. North end of 3d 25 feet in lot 4, block 1, Pilger's addition. North end of lot 2-1 in block 1, Pilger's addition. East side lot 18, Bear's school lot S. B., in Bear's First addition. East end of lot 14-15-16-17 in Bear's First addition, block 1. North side lots 3-4-5-6, Pilger's addition. North side of lot 1-2 block 1, Pilger's addition. South side lot 10, Bear's school lots. All board walks between Fourth and Sixth, south side.

The report of the appraisers to assess damages for condemned property for sewer purposes was adopted.

The city clerk was instructed to deposit \$288.12 with the county judge to pay expense of appraisal.

The council adopted and approved the street commissioner's report on special assessments. The treasurer's report was referred to the auditing committee.

The city clerk was instructed to request the Nebraska Telephone company to pay all expense for smallpox cases, amounting to \$33.00.

A resolution calling for the issuance of \$40,000 negotiable bonds was adopted.

Contractor's bond of O. P. Herrick was approved.

The city attorney was instructed to have sewer bonds reprinted.

The following bills were allowed:

John Krantz	\$21.00
T. Krouty	67.50
N. E. L. & P. Co.	146.00
Wm. Klug	76.06
Huse Publishing Co.	58.15
Edwards & Bradford	2.43
National Meter Co.	62.00
Chapman Valve Mfg. Co.	10.02
Carl Liernan	3.50
Buffalo Meter	12.80
Aug Brummund	59.55
J. Lindsey	1.50
H. Beemer	2.50
W. Livingston	40.00
F. Kientz	20.00
Nebraska Telephone company	4.25
W. Uecker	50.00
Albert Degner	5.10
J. Friday	3.45
Mrs. Stamm	8.25
C. Cummings	20.00
W. McCune	12.50
E. Bruggeman	1.00
Norfolk Printing Co.	26.20
C. Flores	1.50
Harry Gains	38.00
Dr. Holden	7.00
E. and B. Lumber Co.	77.74
M. Endres	191.41
L. Mittelstadt	49.28
W. Koch	75.50
O. Riehey	51.25
E. T. Cook	87.00
E. Marshall	39.00
Harry Gains	3.50
Norfolk Plumbing & Heat. Co.	20.75
J. Beuning	15.75
Aug. Grant	70.00
O. Uble	1.30
J. Hay	60.00
H. Salmen	33.70
Norfolk Light & F. Co.	68.00
A. Bear	10.00
A. Degner	10.00
John Welsh	10.00
S. W. Garvin	10.00
G. D. Butterfield	10.00
O. W. Rish	49.25
J. Friday	2.50

Ordinance No. 291 passed its third and final reading.

Certified check of O. P. Herrick was ordered returned.

An ordinance confirming action of the county commissioners of Madison County, Nebraska.

In the matter of drainage ditch No. 1, at and near the city of Norfolk, Nebraska, so far as the same applies to or affects the city of Norfolk, Nebraska and agreeing to pay all costs, damages and expenses of the con-

struction of said ditch from station 0 to station 33, plus fifty feet. Section 1. Be it ordained by the mayor and city council of Norfolk, Nebraska:

First, that the city of Norfolk, Nebraska, hereby acquiesces in and confirms the action of the county commissioners of Madison county, Nebraska, in the matter of drainage ditch No. 1, at and near the city of Norfolk, Nebraska, so far as the same applies to or affects the city of Norfolk, Nebraska.

Second, that the city of Norfolk, Nebraska, hereby agrees to pay all costs, damages and expenses of the construction of said ditch from station 0 to station 33, plus fifty feet.

Third, this ordinance to take effect and be in force after its passage and approval as provided by law.

Passed and approved this 6th day of Sept., 1906.

Attest: John Friday, Mayor. Julius Hulff, City Clerk.

Letter List.

List of letters remaining uncalled for at the postoffice at Norfolk, Neb., September 4, 1906.

Mr. E. R. Benson, Miss Lillian Delaney, Mr. Ward Hays, Mr. John Jackson (care Oxford hotel), John N. Johnson (care Oxford hotel), John N. Johnson, Mr. Norman Markham, Mrs. Orleva Mc Galahene, Mr. Earnest Phillips, Mr. B. F. Stewart, M. D., L. M. Sawyer, Mrs. Frieda Vacter, Miss Bessie Wooderson, Mr. C. W. Walker, Mr. J. L. Zook.

If not called for in fifteen days will be sent to the dead letter office.

Parties calling for any of the above please say "advertised."

John R. Hays, P. M.

Battle Creek.

The Misses Annie and Mary Hughes and the Misses Mary and Helen Hughes went to Omaha Monday to enter the Sacred Heart college. They were accompanied by their father, Mr. J. Hughes and J. J. Hughes, who returned the next day.

Frank Ulrich has quit working in the meat market and has taken employment as carpenter with the North-Western road.

Lambert Kerbel claims to have some record to show, Monday with his threshing outfit he threshed, with in seven hours and thirty minutes, 245 bushels of oats on a farm six miles southwest of town.

Mrs. John Fetter of Norfolk was here the latter part of last week with her husband, who is here with the Duffy Implement company.

Clark Bryant was here on business Wednesday from Norfolk.

John Praeuner, jr., is building a new corn crib on his farm south of town.

Tom Cartney of Clay county was visiting here one week with his brother, Earl E. Cartney.

Wednesday Lambert Kerbel moved into the Hobenstein house north of the high school.

Mrs. L. Carrabine moved to Norfolk Wednesday. She has rented her house here to Wm. Talbert.

P. F. Zimmerman was 45 years old Wednesday.

Miss Magie Lund is teaching school north of Meadow Grove.

Mrs. H. C. Reif and son, Henry, went to Omaha Tuesday on business.

Fred Neuwerk is going to build a new house on his farm south of town.

Jack Musser, who was employed on Napper's ranch north of the river, will move to town again and has rented Petersen's house on the west side.

Ed O'Shea was here on business from Madison yesterday.

Mr. and Mrs. Chas. T. Haman and little son Otto, drove to Norfolk yesterday (Thursday) for a visit with relatives and friends.

Mrs. Chas. Zimmerman and Mrs. L. F. Merz and two youngest daughters, are visiting in Roscobel, Wis., their former home.

H. Barnes, cashier of the Citizens bank, will move into his house in the east part of the town he recently bought of Thos. Wade, who moved to Page, where he built an elevator.

CAPTURED AT NELSON, NEB

Sheriff Clements Brings Back Man Who Passed Bad Check.

Ed Fitzsimmons was brought here last night by Sheriff Clements, charged with passing a worthless check on Frank Jarner. Fitzsimmons was captured at Nelson, Neb., where he had been serving a thirty-day sentence for a similar offense. He is charged with having passed the check here some time ago. His case was called before Justice Lambert this morning and was continued until tomorrow. Sheriff Clements took the prisoner to Madison today to keep him over night.

Fifty Years a Blacksmith.

Hixburg, adjoining the famous Apomattox, where the gallant Lee surrendered to the famous Grant, is the home of Samuel R. Worley, now eighty-five years of age, and actively engaged in horseshoeing, who often relates how he shod horses of Unionists and Confederates from 1860 to 1865, making the shoes and fitting them. Mr. Worley says: "I have been shoeing horses for more than fifty years, and Chamberlain's Pain Balm has given me great relief from lame back and rheumatism, which advancing years and hard work brought, and it is the best liniment I ever used." When troubled with rheumatic pains or soreness of the muscles give Pain Balm a trial and you are certain to be pleased with the prompt relief which it affords. For sale by Leonard, the Druggist.

HE WILL BE MADE BLIND

PROMINENT PIERCE COUNTY FARMER SADLY AFFLICTED.

ONE EYE REMOVED YEARS AGO

And Now the Other Eye, as Result of Another Attack of Same Disease, Will Probably Have to be Taken Out, Making Mr. Herbert Blind.

Pierce, Neb., Sept. 7.—Special to The News: L. R. Herbert, a prominent Pierce county farmer, some years ago suffered from a disease which affected his eyes and as a result one eye was removed. A few days ago he was re-attacked with the same disease and he has now gone to Omaha where, in all probability, his other eye will have to be removed, making him totally blind.

FRIDAY FACTS.

Mrs. Seaton of Columbus is in the city.

Mrs. J. Travis of Ord is in the city visiting.

C. Blakesen went to Sioux City this morning.

J. F. Plantz of Fremont is in the city today.

A. D. Howe returned from Lincoln last night.

Carl Austin and L. M. Ogden went to Lincoln today.

Mrs. Jameson of Creighton is in the city visiting Mrs. Sturgeon.

Mr. and Mrs. E. Muffley returned from Bonesteel this morning.

A. K. Barnes went to West Point today to attend the funeral of his friend, Ben K. King.

Mrs. C. D. Jenkins went to Kalamazoo yesterday for a visit with Mr. and Mrs. Corl Jenkins.

J. Veach of Big Muddy, Wyo., returned to his home after a visit with relatives in the city.

C. E. Hartford and sons Harry and Clarence returned from their hunting trip to Clearwater this morning.

Charles Kimberly and George Lederer have returned from Lincoln where they attended the state fair.

Among those that returned from Lincoln last night were Miss Lizzie Manske, F. Haase, N. L. Taylor and Sam Reynolds.

Sol Mayer, H. A. Pasewalk and A. D. Howe returned home last night from Lincoln, where they attended the state fair.

Miss Ethel Lindell of Des Moines, who made her home in Norfolk several years ago, is a guest at the home of her sister, Mrs. E. Wallerstedt.

The boat built by Ludwig Wetzel and his son, Paul, is a great success and has been busy every evening winding it's way along gentle curves of the Norfolk.

Dr. Meredith went to Stanton today.

R. E. Kelso of Wisner is in the city.

J. C. Larkin went to Niobrara today.

Joe Schwartz left for Pierce at noon.

Charles Rice is attending the Pierce races.

E. C. Kull of Bonesteel is in the city today.

F. C. Olenberg of Hoskins is in the city today.

J. D. Sturgeon went to Inman at noon today.

Mrs. C. C. Wherer returned from Wisner today.

William Talbert of Battle Creek is in town today.

Mrs. G. Ernest left for her home in Bloomfield today.

C. W. Mihills and daughter, Eva, drove to Pierce to attend the race meet.

G. T. Graves of Pender, democratic candidate for congress, is in the city on business.

John Anderson and P. M. Fulton of Burke, S. D., are in the city on business today.

Al Strain of Creighton passed through the city today on his way home from Lincoln.

Mr. and Mrs. George Dndly, jr., and Miss Margaretha Boeck, went to Pierce to see the last day's racing.

Mr. and Mrs. C. H. Reynolds, Miss Reynolds of Chicago and Dr. and Mrs. P. H. Salter returned at noon from Lincoln, where they attended the state fair.

Mrs. L. M. Marshall is moving into her new house on Phillip avenue.

Eleventh street, between Norfolk and Koenigstein avenues, is being filled with clay.

New cement driveways are being laid today in the yards of the Norfolk Lumber company.

The Union Pacific repair gang which has been stationed here was moved to Columbus yesterday.

Lewis Bros. are building an addition at the rear of their bakery to aid in their baking business.

E. D. Hammond made a large shipment of fruit and vegetables to the Black Hills country, last night.

City Engineer Salmon is busily engaged in finding the level for the gutter on South Fourth street.

Otto Piller of Stanton was in Norfolk yesterday to purchase lumber for a new house he expects to build in the future.

A bunch of seven prisoners passed through the city from Sioux Falls to Deadwood to await the meeting of the circuit court last night.

A new cement sidewalk is being placed around the lot on the corner of Norfolk avenue and Eleventh street, owned by C. P. Parish.

Norfolk's baseball team are expecting to play a game with Madison Sunday for the season's championship of Madison county. The game will be played at Madison.

Anches & Smith have finished their invoice on the stock of groceries

which they bought from Lewis Bros. and will immediately cut an archway through to connect the two store rooms.

Mrs. Sol. G. Mayer, accompanied by Mr. Mayer's brother and wife, will arrive in Norfolk from Lincoln tomorrow night and, joined by Sol. Mayer here, will go to Hot Springs for a week's outing.

H. C. Sattler is building a large barn on his lots on Madison avenue. The building is to be 130x30 feet and will be, when finished, the most complete born for the handling of horses in Nebraska.

Dr. C. F. W. Marquardt is having bisoptical rooms remodeled throughout, installing new apparatus for the testing of eyes that will make for him one of the most up-to-date optical rooms in the state.

The Sugar City Cereal mills of Norfolk have a very fine exhibit at the state fair in Lincoln this week. W. H. Bridge in charge. Wheatling is principally advertised and a great many people are attracted by the display.

Mrs. Frank Cummins of this city was operated upon today by Dr. Mayo at Rochester, Minn., for gallstones. Word that the operation would take place today was received in a letter to Mrs. W. F. Hall. How Mrs. Cummins withstood the effects has not yet been heard here.

The body of Fred Gutsho, the man, that was killed yesterday by the C. St. P., M. & O. passenger, will be sent to the relatives at Blair today noon, as no protest was filed before that time. No inquest was required in Madison county, as the man was killed in Stanton county. Mr. Gutsho was a common laborer on bridge work, and was not a fence-man.

Mrs. Aug. Derring of this city came near being the victim of a serious accident near the Saline farm, one and one-half miles from town. It seems that the horse became unmanageable going down a steep hill. As the vehicle neared the bottom the buggy was run into a hole, throwing Mrs. Deering from the buggy. As Mrs. Deering is a very heavy woman the seriousness of her injuries cannot be told at this time.

FIRST WHITE MAN HERE

FRED DEDERMAN, FORTY YEARS A RESIDENT, IS DEAD.

HIS FARM MADE INTO NORFOLK

Settler of 1866, Who Lived and Died in the Log House He Built in Early Days, and Whose Farm is Now City Streets, Succumbs.

[From Friday's Daily.] Fred Dederman, the first white man who settled on the land where the city of Norfolk now stands, and whose original homestead has now been made into the present town, died at 8 o'clock yesterday afternoon in the old home which he had built with logs that he gathered with his own hands from the Elkhorn river banks forty years ago. Mr. Dederman succumbed to old age debility, after a lingering illness, at the ripe old age of eighty-two. The funeral will be held from the home on North Eighth street Sunday afternoon at 2 o'clock. Rev. Mr. Witte of St. Paul's Lutheran church, in charge.

Came With First Colony in '66.

Mr. Dederman came to Norfolk with the first colony of white men away back in 1866. He came here from Watertown, Wis., and was a native of Germany, having been born near Berlin. He took up a homestead of 160 acres, forty acres of which lay between the present Fourth and Thirteenth streets, and 120 acres of which lay north and south, from the present brickyards to Pasewalk's grove. It is thus seen that the present business section west of Fourth street and much of the residence portion of the city is settled on the old Dederman farm. Later the original homestead was sold to John Koenigstein and laid out in town lots. Mr. Dederman, however, reserved some property for himself and leaves his wife and two daughters in excellent circumstances.

Built House of Logs.

The old home in which Mr. Dederman died yesterday afternoon is just as it was forty years ago, excepting that it now has weather boards covering the log frame. He chopped the trees from the river bank, hauled them to his home and built the house. When the town began to grow, he covered the logs with siding, and if the weatherboards were torn off the old logs would still be found.

Mr. Dederman is survived by six children, two sons and four daughters. Fred is a prosperous farmer living northeast of the city, owning 900 acres. Frank lives in town, but owns much farm land. The daughters are Mrs. Washburn, Mrs. Everling, Mrs. Fauber and Mrs. Schulz, all of whom live in or near Norfolk excepting Mrs. Schulz, who lives in Wisconsin and who has not yet been reached by wire.

BEGIN SEWER WORK SEPT. 20.

Contractor Herrick Has Been Waiting for Bond to be Approved.

Contractor O. P. Herrick of Des Moines, who attended the city council meeting and who is to build the sewer in Norfolk, said today: "I have been ready at any time to start work on the sewer, but I could not start until the city council approved my bond and contract, which was not done until last night. We will begin work about September 20, when material will arrive from Kansas City. I could not order this material until the contract was approved. The work will be rushed to completion."

MAN IS CRUSHED TO DEATH

FRED GUTSHALL, RAILROAD FENCEMAN ON M. & O.

FLYING HANDCAR KILLS HIM

A Handcar, Struck by Train, is Hurlled Through the Air and Strikes Workman in the Breast, Horribly Mangleing His Body.

[From Thursday's Daily.]

Fred Gutshall of Blair, a fence-man for the Chicago, St. Paul, Minneapolis & Omaha railroad company, was instantly killed between Norfolk and Hoskins shortly before noon.

Mr. Gutshall was crushed to death by a handcar which had stood on the track and, when hit by a train, was hurled off into space. Gutshall, though running to get away from the approaching danger, was struck by the flying handcar and death was instantaneous. He was thrown twenty feet forward before he fell to the ground, face down. His body was badly crushed and mangled. The remains were brought to Norfolk on the train that struck the handcar, passenger train No. 11, which was running into Norfolk from Sioux City and was due here at 11 o'clock.

Was Warned of Danger.

Gutshall and several fellow workmen were pushing the handcar piled high with fence posts, at a point three miles this side of Hoskins. Though the track is on a long stretch of flat ground at this point, so that the workmen must have seen the train for fully a mile before it reached them, they were unable to get their handcar off the rails. The car was so heavy that they gave up the attempt and ran—all but Gutshall—from the spot, fearing results of the collision in case the engine should jam into the handcar.

Gutshall, however, was the last to abandon the handcar and he was trying to lift it off the rails long after his mates had reached safe ground. They called to him repeatedly, warning him of the danger and advising him to run, but he was slow to respond and did not leave the car until the train was close upon him.

Ran In Wrong Direction.

When Gutshall realized that he could not save the car, he started to run away, but he ran in the wrong direction for his safety. Instead of running back, so that he would be out of the path of the handcar when it was struck and sent into space, he ran forward, so that he would be at all times ahead of the engine.

The engine struck the handcar and the car was thrown up into the air and over into the right-of-way. The huge missile, lunging forward, shot straight at the fleeing man and, just as he turned half way around to see what was coming, struck him hard in the breast, below his arms.

The force of the blow sent the man's body flying for twenty feet through the air and when he was picked up he was dead. His body was horribly mutilated.

The remains were brought to the Norfolk station and were placed in the baggage room to await an inquest by the coroner.

In Which County Was It?

It was not known which county the accident had occurred in, as it is very near the corner where Madison, Stanton and Wayne counties meet. Late in the afternoon the railroad officers were still trying to find out which of the three county coroners to summon for the inquest.

Gutshall was a man of about thirty-five or forty years of age. His brother is proprietor of the Commercial hotel at Blair. It was not known at the depot here whether or not he leaves a family.

A man who rode in the engine cab with Engineer Mat. Dooley, said: "We could see the men for a mile, but supposed they would get the car off the track. When we approached so close that the train could not be stopped in time to prevent the bump, we heard the fellow workmen calling to Gutshall, and could not understand why he failed to run."

RENT PAYS FOR LAND.

Fertile Sections of the Southwest, Where Land Sells for \$15 and Rents for \$5 Per Acre.

One of the remarkable things about eastern Arkansas and northern Louisiana is the fact that cleared land rents for \$5 per acre cash, and can be bought for \$7.50 to \$15 per acre. It costs from \$5 to \$10 an acre to clear it. Other improvements necessary are slight and inexpensive.

The soil is rich alluvial, or made. It produces a bale of cotton per acre, worth \$45 to \$60. This accounts for its high rental value. Other crops, such as corn, small grains, grasses, vegetables and fruits thrive as well. Alfalfa yields 4 to 6 cuttings, a ton to a cutting, and brings \$10 to \$16 per ton.

In other sections of these states, and in Texas as well, the rolling or hill-land is especially adapted to stock raising and fruit farming. Land is very cheap, \$5 to \$10 per acre; improved farms \$10 to \$25 per acre.

The new White river country offers many opportunities for settlers. High, rolling, fine water—it is naturally adapted to stock and fruit raising. Can be bought as low as \$3 per acre.

See this great country for yourself and pick out a location. Descriptive literature, with maps, free on request. The Missouri Pacific-iron Mountain System lines sell reduced rate round trip tickets on first and third Tuesdays of each month to points in the

west and southwest, good returning 21 days, with stop-overs. For descriptive literature, maps, time tables, etc., write to Tom Hughes, traveling passenger agent, Omaha, Neb., or H. C. Townsend, general passenger and ticket agent, St. Louis, Mo.

CREIGHTON RACES NEXT WEEK.

Madison County Fair Will Follow the Week After That.

Among the races booked for north Nebraska this week are those at Creighton, the last three days of the week. The week after will see the Madison county fair and the Boyd county fair at Spencer. Following are others scheduled:

Creighton Races.	
Thursday, Sept. 13.	
3:00 class trotters\$200
2:20 class trotters or pacers 200
Friday, Sept. 14.	
2:25 class trotters\$200
2:30 class trotters or pacers 200
Running race 50
Saturday, Sept. 15.	
2:50 class trotters or pacers\$300
Free for all 200
Running race 75
Entries close in harness races, Aug. 29, 1906.	T. J. Buckmaster, Secy.

Madison Races.