

# DUGAN DIED TODAY

**BOTH FIGHTERS IN THE DUEL NOW LIE DEAD.**

**HE SUCCUMBED THIS MORNING**

**DUGAN'S FUNERAL WILL BE AT WISNER FRIDAY MORNING.**

**BAILEY BURIED HERE TOMORROW**

**Coroner's Inquest Held That Bailey Had Come to His Death From an Unjustifiable Shooting at the Hands of Dugan—Friday and Police Blamed**

**New Developments of Tragedy.**

Charles Dugan died today. The coroner's verdict held that Dugan shot Bailey without cause and with murderous intent.

The funeral of Bailey will be held tomorrow afternoon, Rev. W. J. Turner to preach the sermon.

The funeral of Dugan will be held Friday morning at Wisner, where his mother resides.

Norfolk people are indignant over the failure of Mayor Friday and Police-man Uecher to stop the trouble before it became serious.

Death has claimed both of the men who fought a desperate duel in Norfolk Monday night. Charles Dugan after surviving his wound for a day and a half, followed his victim, Lee Bailey, into death's embrace today. After rallying somewhat yesterday, he began to sink last night and, gradually losing strength, succumbed at about 9:30 o'clock this morning.

Both of the bodies of the dead men lie in Norfolk at present, but the remains of Charlie Dugan will be taken to Wisner for burial Friday morning, that being the home of his mother. The funeral of Lee Bailey will be held tomorrow afternoon at 3 o'clock, Rev. W. J. Turner of the First Congregational church preaching the sermon. The services will be held at the house of Nell Bailey, east of the city.

The remains of Charlie Dugan will be taken to Wisner on the early train tomorrow morning, for burial at 10 o'clock Friday morning.

### Conscious Till the End.

It was seen at midnight last night that Dugan's life was ebbing away and the attending physician at that hour predicted that he might not survive the night. This morning it was said that he could not live through the day and before 10 o'clock his life had come to an end. The dying man was clearly conscious until the very end and realized that he had slight chance for recovery. He knew, before he died, that Bailey was dead, having asked a friend after he had been taken to the hotel in regard to the condition of his old enemy.

The coroner has been notified of the death of Dugan, but it is doubted if an inquest will be held in his case. The inquest over the remains of Bailey resulted in a verdict to the effect that he had been shot without cause by Dugan, and with murderous intent.

### Bailey's Only Relative Is Here.

The only blood relative whom Lee Bailey had on earth, Al Bailey of Omaha, is here to attend the funeral tomorrow. He has been a resident of Omaha for the past twenty-five years. He is Lee's brother.

Erhardt Claus, the bystander who was shot in the hip, is getting along nicely thus far and there is every hope that he will pull through all right.

### CORONER'S VERDICT.

**It Was Held That He Was Shot Without Cause by Dugan.**

"We, the jury, do find that Lee Bailey came to his death by pistol shot in the hands of Charles Dugan. The shooting was uncaused for and with murderous intent."

This was the verdict found in the coroner's inquest held over the remains of Lee Bailey, who was killed by Charlie Dugan Monday night and who, in turn, inflicted a fatal wound in Dugan.

The jury was out just ten minutes after the evidence had been submitted. The inquest was held yesterday afternoon at 4 o'clock. The coroner, Dr. Kindred, arrived on the afternoon train and the jury was immediately summoned by Constable J. H. Conley.

Following were the members of the jury: Thomas Long, H. M. Roberts, Rudolph Tisher, Al Williams, J. A. Trulock and W. F. Ahlman. The evidence in the inquest brought

changes in the story as published in these columns yesterday.

### WOUNDED BYSTANDER SUFFERS

**Erhardt Claus is Still in Danger of Blood Poisoning.**

Erhardt Claus, the bystander who was shot in the hip during the Monday night fight, has escaped an attack of blood poisoning thus far and every effort is being made to keep out of danger, though he has been advised by his physician that he must be exceedingly careful or he will have a serious time. The bullet plowed its way into his hip for a distance of six inches, making a bad wound, and he is suffering a great deal from the pain.

Claus is a brother-in-law of Police-man Uecher.

### PUBLIC IS INDIGNANT.

**Police and Mayor Are Blamed For Failure to Prevent Trouble.**

Public indignation is running high in Norfolk as a result of the bloody tragedy of Monday night, and the face of a police force here is blamed without qualification by the outraged citizens. Mayor Friday, as the official back of the police force and as the city's chief executive, is censured on all sides for his failure to check the trouble before the shooting. The fact that he had every opportunity in the world to interfere only increases the public indignation in his failure. When Charlie Dugan came to him for a gun, with blood in his eye, people argue that the right kind of a mayor would have had Dugan and Bailey both put out of each other's way by his police officers immediately. But instead of that, he refused to sell a gun to Dugan and then allowed the man to go elsewhere, get a gun, return unmolested and shoot to kill. No case of such gross neglect of duty has ever been known in Norfolk's history, the public argues, and even the mayor's best friends can find no defense for his action.

### MORE NEGLECT OF UECHER'S.

**Recently Locked Up Bitter Enemies, Leaving One With Gun to Shoot.**

An illustration of the weakness of the Norfolk police force has come to light in a story that is being generally learned about town since the tragedy of Monday night. It demonstrates the utter lack of any qualification in Officer Uecher as a policeman.

A couple of months ago Nightwatchman Uecher arrested the men, two bitter enemies of long standing, after one had attacked the other, first on the street and later in a restaurant. The nightwatchman placed them both in jail, one in a cell and in cells that stand side by side in the jail. The policeman, either because he did not know enough to be a policeman or because he was afraid to do it, failed to search the two men when he locked them up. The result was that one of them carried a revolver into his cell.

Shortly after the officer had left, the man with a gun reached around the corner of his cell, pointing the weapon into the other cell, and commanded his enemy to dance and to get back in a corner. Although he did not shoot, it is known that he was not the man who would not shoot on occasion. And then, pointing his gun at the electric light globe in the jail, he sent a bullet through that and left the place in darkness the rest of that night.

Some time after midnight Chief of Police Hay came down to the jail and let both men out.

Rank inability was shown on the part of Officer Uecher in that incident and if a shooting had resulted there, as it might very easily have done if the two men had quarreled, Police-man Uecher, because of his absolute neglect, would have been as much to blame as he is to blame for the loss of two lives this week, by neglecting when he had a chance to stop the trouble.

### MARRIED VS. SINGLE.

**Base Ball Contest for an Ice Cream Banquet.**

Verdel, Neb., Sept. 12.—Special to The News: The ball game here yesterday between the married men and the single men of the town resulted in a victory for the single men, the score being 8 to 6. The game was evenly matched and it was a hard fought battle. It was witnessed by more people and created more excitement than any game of the season. There was no "chewing the rag" or disputing the umpire's decisions during the whole game. The only mishap that occurred was that the married man's catcher caught a foul tip in the wrong place which split his left ear. Being a newly married man of course his wife broke in on the line and took him home, when a substitute was put in and the game went on. The married and single ladies of the town were deeply interested in the game as were the players themselves, and the roasting and "hot shots" that were exchanged from their ruby lips made each side more determined to win the day. The married men don't think the single fellows can do it again and at the banquet Saturday night which the married men have to put up, arrangements will probably be made for another contest.

### Freight Car Derailed.

A freight car loaded with freight was derailed at the C. & N. W. freight depot today. The car was being shoved in on a side track near the platform and was shoved about ten feet passed the end of the track. The weight of the loaded car has sunk the wheels into the soft ground so deep that it will require a wrecking crew to replace it.

# STATE MERCHANTS MEET

**HOSTETTER OF STANTON WAS ELECTED PRESIDENT.**

**DIERS MADE VICE PRESIDENT**

**A Large Number of North Nebraskans Were Present at the Meeting of Retail Merchants in Fremont—They Talked of Methods for Improvement.**

Fremont, Neb., Sept. 12.—Retail merchants in session in Fremont formed a permanent organization to be known as the Federation of Nebraska Retailers. Rules to govern the new association were adopted and officers were elected. The sessions held during the day were well attended and interesting. The delegates present represented every section of Nebraska and they were enthusiastic over the prospects for a federation that would benefit them. They expect the membership to reach 1,000 within a short time.

When Chairman Hostetter of Stanton called the meeting to order this morning one hundred persons were in the hall. A brief period was given over to informal discussion while the committee on constitution prepared its report. The report of the committee on rules and regulations was submitted by Mr. Jackson of Upland and was adopted. It fixed the order of business for the convention and named Roberts' rules of order for a parliamentary guide.

The report of the committee on constitution was followed by a discussion lasting nearly an hour. It was finally adopted after two or three changes had been made. It was drawn from the constitution of the Iowa association and fixed the name of the Nebraska association as the Federation of Nebraska Retailers. The membership fee was made \$5 and immediately upon reconvening this afternoon a fifteen minutes' period was given for delegates to join the federation. Forty merchants paid the fee and others signified their intention of doing so. The following officers were elected:

President—M. A. Hostetter, Shelton.

Vice president—Fred Diers, Madison.

Secretary—M. L. Felber, Omaha.

Treasurer—Henry Bolton, Schuyler.

Executive committee—W. A. Avery, Tilden; L. F. Langhorst, Elmwood; A. H. Loede, Stanton; E. B. Finch, Kearney; P. B. Dattel, North Bend; B. K. Bushee, Kimball.

### Butter and Eggs.

L. F. Langhorst of Elmwood discussing the topic, "The Butter and Egg Proposition," said he doubted whether the average merchant realized the importance of this branch of his business. He declared it was a potent weapon against the catalogue houses and afforded a means of keeping in close touch with customers. He thought it ought to be carefully handled so as to pay a legitimate profit and dealers ought to work together for satisfactory prices. He, himself, was heartily in favor of it. He declared he believed no class of people was persecuted more than the merchants and they owed it to themselves to protect themselves. He related some of his experiences as a member of a city administration and urged the merchants to take time to sit in councilmanic bodies when they could for the good they could do their class.

### The Responses.

Mark L. Felber of the Omaha Trade Exhibit discussed the topic "The Local Newspaper as the Merchant's Friend," and argued that the merchant had no truer friend than the enterprising newspaper man. He said a strong paper was one of the best assets of a town and generally was a fair reflection of the business. It would boost everything for the town and fight every grafter and cat house that infringed on the merchant's trade. He urged the store men to cut out advertising schemes and get down to legitimate newspaper advertising, where they would receive returns on their investment and at the same time contribute to the maintenance of a creditable paper.

### Necessity of Organization.

Fred Diers of Madison, who has been one of the prime movers for an association, read an interesting paper on "The Good of Organization." He said an association was a necessity and it was surprising to think of it that the merchants had been so slow to start such a move. He said in order to be successful the association must be a big one, and offered figures to show big organizations of the kind formed in other states. Iowa, which has a large association, has 4,000 members. He believed that organization would mean "live and let live" prices, better stores and better merchants. He declared if the association could cut the dead-beat losses of merchants 10 per cent it would more than pay for the cost of maintaining it and attending the meetings.

On "Co-operation, Not Competition," Mr. Hostetter made a pithy talk. "First of all," said Mr. Hostetter, "I would urge co-operation with your clerks. Show them the responsibilities that rest upon them and interest them in your business." He said co-operation with the customers would be the most effective means of fighting the catalogue houses and this could be done effectively through the newspapers, which afforded the means of meeting them on their own grounds and presenting argument that would be more effective than the skillfully gotten up ads of the mail order salesmen. He believed merchants ought

to learn to write their own ads and write them for a purpose.

Spoke for Two Counties. "Fighting Catalogue Houses" was the topic of W. H. Avery. Mr. Avery lives at Tilden and the town is so situated as to be in two counties. The speaker said he could speak for two counties because his store is in Madison county and his residence in Antelope county. He declared he believed organization of the merchants and a campaign of education would be effective against the catalogue business. If the farmers, he believed, understood that their trading at home built up the towns and country and increased the value of their property, they would do it. He said if the mail order houses had to pay a just revenue on every parcel, they would soon have to quit.

### WEDNESDAY WRINKLES.

Dr. Myers returned from Stanton last night.

W. M. Robertson went to Neligh last night.

Rachael Lomin of Creighton is here on a visit.

Tom Carroll of Fremont is in the city on business.

Miss Anna Boenke returned from Pierce this morning.

S. R. McFarland of Madison was in the city over night.

H. D. Hazen of Creighton is in the city on legal business.

Harry Lador went to Stanton this morning on business.

Mrs. G. E. Parker returned from Hot Springs last night.

Charles Lodge has returned from the state fair at Lincoln.

Melroy Ziener of Hoskins is in town today on business.

Mrs. J. G. Troutman was a morning passenger for Sioux City.

Mr. and Mrs. Elmer Reed went to Sioux City this morning.

J. E. Douglas and wife of Madison are in the city visiting relatives today.

Mrs. C. H. Johnson went to West Point this morning on a visit.

Dr. R. A. Mittelstadt went to Winside this morning on business.

Miss Luella Baxter went to Sioux City to attend the fair today.

B. C. Rasmussen is in town today on business today from Plainville.

Frank Weston went to Page, Neb., to spend his vacation this morning.

Supt. F. E. Nicoles of the C. St. P. M. & O. was in the city last night.

Miss May Simpson of Valentine, Neb., is here to enter the Durland millinery store.

Miss Hattie and Dora Moldenhauer went to Creighton on a visit for a few days, yesterday.

Dr. N. Matzen returned from Tilden this morning where he has been on his regular visit.

Mr. and Mrs. Diefenderfer of Enola visited at the home of Mr. and Mrs. Charlie Lodge south of Norfolk.

The Podoll Sisters have opened their dressmaking shop again after spending a month studying the fall styles in Chicago.

Norfolk people who went to Sioux City to take in the fair were: J. E. Haase, Dr. Tashjean, Millard Green and H. F. Haase.

A party of about twenty-five Indian children spent the night in the city enroute to Genoa, where they will attend the state school.

Mr. and Mrs. George Davenport left for Lincoln today where Mrs. Davenport will enter a Lincoln sanitarium for treatment for nervous trouble.

Rev. Mr. Morgan has moved into the Foster house on the corner of Phillip avenue and Twelfth street. Mr. Morgan is pastor of the Presbyterian church of Norfolk.

Mrs. Dugan of Wisner and her daughter, Mrs. Fobel and Miss Dugan, are in the city.

E. Raasch and R. Pasewalk returned from their trip to the Black Hills at noon today.

Carl Lehman will leave for Springfield, Ill., where he will enter college, today.

Mr. and Mrs. Seymour who have been visiting Mr. and Mrs. Maylard, leave today for Lincoln.

Miss Loreta Masters returned to Kearney at noon today where she will attend the state normal.

T. J. Nightingale is moving his family out on their farm three and one-half miles north of the city.

Mrs. B. Sornberger and Miss Hattie Linerode returned at noon from Omaha and Missouri Valley.

Mrs. R. L. Canote and mother returned from Missouri Valley at noon where they have been visiting.

Mr. and Mrs. O. A. Harsbman, their daughters May and Jeanie, and their son, John, are in Norfolk from Omaha.

Engineer D. Hinz is laying off for a few days, from his run on the U. P. passenger train between Norfolk and Columbus.

J. H. Cardwill arrived in the city from Omaha to represent the MacCarthy-Wilson tailoring company of that city.

A. G. Bohnert of Winside passed through the city today enroute to Humphrey where he goes to play with a band at that place.

Miss Otella Pilger went to Madison on the Union Pacific train to attend the funeral of Mrs. George Smith of Green Garden, who died Monday night.

In charge of Dr. Mackay, Mrs. Dan Kyaer left at noon for Sioux City, where she will submit to a serious surgical operation tomorrow morning to be performed by Dr. Warren, assisted by Dr. Mackay.

Alex Cunningham, living near Norfolk, has broken his leg. The accident happened while he was stacking hay.

"Life's Mistake," will be the next show in Norfolk. It will appear at the Auditorium next Wednesday, Sept. 13.

Mrs. John R. Hays went to Omaha yesterday and Mr. Hays, accompanied by his granddaughter, Miss Dorothy



The Wonderful Growth of Calumet Baking Powder Is due to its Perfect Quality and Moderate Price Used in Millions of Homes

Salter, left today. They intend to visit their son, Charles R. Hays, in Denver.

Dr. N. Matzen, dentist, who came to Norfolk from Tilden some time ago, will leave soon for Columbus, where he will establish a practice.

P. N. Nelson, operator at the union depot, has resigned his position and left this morning for Sioux City. Mr. Slinger of Council Bluffs reached here yesterday to fill the vacancy.

At a business meeting of the West Side Whist club, held at the home of Mr. and Mrs. E. P. Weatherly last night, it was decided to hold the first meeting of the year a week from next Friday at the home of Dr. and Mrs. H. T. Holden.

John Freythaer has sold his ice cream business to the Lewis Bros., who will move the machinery and utensils to the building now being erected behind their bakery. They will continue the business in connection with their bakery.

James Rouse, who has been acting as messenger for the Western Union Telegraph office here, has accepted a position as operator in the Northwestern depot at Neligh and left yesterday for that place. George Clement has accepted the vacancy here.

A little eighteen-months-old baby boy of Mr. Rikowski, living south of Norfolk, recently suffered a painful injury. The child's fingers were clipped off in a mower. Two fingers were chopped off and one was badly scraped. He is getting along nicely, however.

More than an inch of rain fell in Norfolk last night, the total up till 8 o'clock this morning having been 1.09. The cooler weather promised by the weather man, has arrived, the mercury sinking last night to the 56-mark, while the hottest of the day yesterday was seventy-two.

Fire totally destroyed the barn at the home of Frank Lamb, South Twelfth street, late yesterday. One horse was cremated.

The fire was started by the little son of Mr. Lamb, who was playing near the barn. A high wind helped to fan the flames. An alarm was promptly turned in and the department made a fast run, but it was impossible to save the structure.

The fire started shortly after 3 o'clock.

### THURSDAY TOPICS.

C. Dunn of Meadow Grove is in the city.

O. Gross of Oakdale is a city visitor today.

G. A. Diels was in town yesterday from Fremont.

Harry Lador went to Stanton on a business trip today.

P. M. Moodie of West Point is in town on business today.

Sheriff Clements of Madison is in town on business today.

Mr. C. Taylor of the Junction is quite sick with tonsillitis.

C. F. Bilger was called to Pierce this morning on business.

R. A. Tawney of Pierce is in town this morning on business.

E. P. Gensbach of Hartford, S. D., is visiting in the city today.

Ed Olsen of Wakefield was in town this morning visiting relatives.

A. N. Yost of Omaha is visiting his daughter, Mrs. G. T. Sprecker.

Fritz Asmus left this morning for Omaha, where he will enjoy a week's vacation.

Mrs. Luke and daughter went to Sioux City this morning for a visit.

Miss Lenora Dixon returned yesterday from a visit at Crete and Lincoln.

W. C. Day went to Sioux City this morning on a regular business trip.

John Ballantyne has accepted a position as salesman in the Parish store.

Judge Boyd, republican candidate for congress from this district, is in Norfolk.

Mrs. Robert Kurling of Missouri Valley is visiting her daughter, Mrs. Pierce Welsh.

J. Farley of Eureka, California, is here on a visit with his son, George Farley of this city.

Walter Shultz returned from Pierce this morning where he has been on a visit to his parents.

Pete Barrett went to Wisner this morning to attend the Dugan funeral to be held tomorrow morning.

Mr. and Mrs. Ed Louks and Leon Thompson left for Inman last night to attend the funeral of a nephew.

Mrs. C. Owen leaves tonight for Rapid City to join her husband. They will make their home in that place.

Mrs. J. M. Mullen left yesterday for Omaha, where she will visit for a few

days, and will later go to Grand Island.

S. Williams and wife of Meadow Grove are in the city visiting relatives today, on their way home from Sioux City.

Dr. F. C. La Grange, who has been giving E. R. Hayes a post graduate course in optics, left for the west last night.

Mr. and Mrs. A. Brummund went to Sioux City this morning to attend the races and visit their daughter, Mrs. E. P. Hummel.

Paul Karo and family, who have been visiting his parents, Mr. and Mrs. August Karo, returned to their home in Lyons this morning.

J. Paul Weaver, manager of the "Life's Mistake" company, is in the city today, billing his show for next Wednesday, September 19.

Miss Minnie Rasmussen of Newman Grove is in the city, visiting Mr. and Mrs. E. E. Coleman. Mr. and Mrs. Coleman have just returned from a week's visit there.

Dr. H. J. Cole left this morning for the east, taking his daughter, Miss Rosella, who goes to enter Oberlin college. Dr. Cole will then go to West Virginia to visit till the last of the month.

Mrs. M. W. Case is quite sick at her home on Cleveland street.

Boyd Blakeman is working in the Leonard drug store during the absence of Floyd Hull.

Mrs. John Wade was taken to Omaha this morning to submit to a surgical operation for appendicitis.

Hoffman & Viole are erecting a large warehouse in the rear of their store.

The mercury sank down low last night, striking the 44-point, and for a vast covering of clouds, the night would have been colder than it was.

Mr. and Mrs. Don Cameron will leave tomorrow for Gregory, S. D., where he has a ranch. They will make their future home at that place.

J. H. Foote, landlord of the Pacific hotel, has rented the rooms over the Haley wall paper store, which he will remodel for sleeping rooms for his help.

The home of W. H. Law has been moved from its location on the corner of Eighth and Taylor avenue to Seventh street between Pasewalk and Taylor avenue.

The Nebraska Telephone company are constructing lines out near the Farrens farm, northeast of Norfolk. About twenty-five farmers in that country will be benefitted by the new line.

A shipment of prairie dogs passed through the city today from Lindsay, Neb., to Wertz Bros. of Sioux City. There were twenty-four animals in the shipment which is a large number, considering the task it is to entrap them.

At a meeting of the fire department last night a committee was appointed to make arrangements for the second annual fair to be held this fall. The committee will also arrange the date and place, and will report at the next regular meeting.

A surprise party was held at the home of M. W. Case last night in honor of George Case, the occasion being his eighteenth birthday. About twenty-five of his young friends were present. After various games were played delicious refreshments were served.

H. A. Pasewalk has been busy removing his scales from in front of his store on Norfolk avenue which were in the line of the new gutter being built. Mr. Pasewalk will install a new kind of a scale in place of the old one. The new one will be a hanging scale.

Mrs. W. B. Hight, who was operated on in the M. E. Hospital at Omaha on Tuesday of last week by Dr. Summers of that place, is reported getting along very nicely. The operation was unusually severe, but Mrs. Hight has practically passed the critical stage and there seems no doubt now but that she will recover without difficulty, although it will be several weeks yet before she is able to return home.

In the case of the state versus Fitzgibbons for the passing of a worthless check on several of the merchants around town, Fitzgibbons pleaded guilty to the charge of getting money under false pretences and was given the fine of \$100 and costs, which amounted in all to about \$75. He agreed to pay as soon as he could get the money. In case he does not pay the fine he will have to serve the time in jail.

The judge was lenient with him on account of the loss that would fall on the county in case he could not pay.