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ELLIOT Barrett Scott's Driver Swears He Was One of the Lynchers.

OTHERS OF THE MOB KNOWN.

Henry Schmidt Claims Meses Ellist" Mask Fell Off and He Positively Recogaized Him - First Sensation of the Preliminary Examination

O'NEILL, Jan. 31 .- A sensation was developed Wednesday in the trial of the men charged with the lynching of Barrett Scott when Henry Schmidt, who drove the Scott team the night of the attack positively identified Moses Elliott as one of the attacking parties, and identified others of the prisoners. After detailing the attack and how he was taken, blindfolded with Scott, to a vacant house, he said: "I had partially slipped the bandage off my eyes when a man came up to me and said he would take me to O'Neill, but I must remain blindfolded.

"I asked if I could bid Scott good bye, and was allowed to do so. Scott told me to go, and said he was sure they would kill him, but he hoped they would do it quick. The men then led me

away from the building and said that a man would take me part of the way to young lady was shot.

"I was then taken to a cart, in which was a coat and a gua. I was put on the insane at Norfolk, the appropriation for hand and said it was off in that direc-tion. I told him he would have to take the legislature to take such steps to the handkerchief off, as I could not see, meet the emergency as it may deem although I could, and he motioned proper. northeast. We met a team on the road

and, as we were passing, the man said: WASHINGTON, Jan. 31.-The hous

LEFT A TRAIL OF SILVER o's Bill, Allowing County Additional Counsel, Passed. LINCOLN, Jan. 31.—The senate was called to order at 10 o'clock Wednesday Southern Pacific Train Held Up In

by the lieutenant governor. Senate file 19, orane's bill, to permit boards of county commissioners to em-ploy additional counsel to assist the county attorney when deemed neces-sary, was read the third time and

NEBRASKA LEGISLATURE.

The bill as originally drawn applied to counties of over 70,000. As passed it is made applicable to all counties and the employment can only be done when ten freeholders petition the board. A number of bills were reported from

committees and were put on general file with recommendation that they pass. Among those were the following bills: To prevent sale of impure drugs and food; the bill for a bounty on wild animals; providing that county judges must be practicing lawyers; to prevent the giving away of liquor on Sunday or election day.

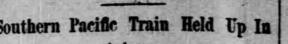
Senate file 57, which provides that a andlord may have a lien upon all the rop and personal property of a tenant which has been used upon the farm, for the payment of the rent. There was

considerable opposition to the bill, but it passed. Senator Smith's bill, providing for : state board of arbitration, senate file 93. was passed.

Governor Holcomb sent to the legislature a special message calling attention O'Neill. He said he was very sorry the to the fact that in two of the state institutions, the institute for the deaf and dumb at Omaha and the asylum for the

cart and a man got up and drove off. certain funds had been completely ex-He drove me between three and five hausted and that it will be necessary to miles. When we started he had a mask make an appropriation to carry the inon, as I could see over the cloth that was supposed to be over my eyes. We had been driving about 10 minutes when the mask came off the driver's face. I expenses is entirely exhausted, and the dot know whether the wind blew it off sum of \$1,800 will be required at once. or he took it off. I asked him which At the Norfolk asylum it will require road led to O'Neill and he waved his | \$800 to meet the deficiency in the board

To Punish Train Wreckers.





cured Tep Thousand Mexican Dollars, Which Are Scattered Along the Route Taken by the Robbers.

PHENIX, Ari., Jan. 31 .- Southern Pa cific westbound train No. 20 was hald up six miles this side of Wilcox at 8:35 p. m. by a party of masked men. They separated the express car from the train, hauled it five miles west and putting six shots of dynamite on the through safe blew it wide open. It contained \$10,000 in Mexican silver, which was removed. The trail of the robbers is marked this morning by a profuse scat-tering in the Sulphur Springs valley of the Mexican dollars.

CONGRESSIONAL PROCEEDINGS.

In the Senate.

Thurston, (Rep., Neb.), was on the floor of the senate today and was introduced by Mr. Manderson, whom he succeeds. Mr. Hill (Dem., N. Y., presented to the senate the petition of the leather and hide trade of New York, urging the issue of \$500,000,000 of gold bonds. Mr. Peffer (Pop., Kan., wished to introduce a financial resolution and to preface it with a statement. Mr. Harris Dem., Tenn.) objected to

the vicious practice of making arguments when measures were presented. special election to take the sense of the

In the House.

were passed as follows: To

ment."





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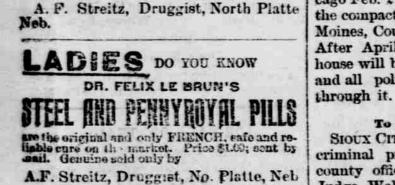
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replied: 'Right ahead.' He drove committee on interstate and foreign about 10 minutes after that and then commerce agreed upon a bill for the told me to get off and said I could take punishment of train wreckers based the handkerchief off my face, and I did so. He had no mask on and the moon me, and, after traveling a while, became convinced I was on the wrong road and O'Neill.'

He was asked if he had seen the man since and replied that he had. He was asked who it was, and said it was Moses

Elliott.

that drove me away in the cart, and I funding bill, Hogan (Pop.) denounced will swear to it positively.',

he had seen it in the moonlight and road, and Allen, elected by the silver could not be mistaken. Elliott turned a party, said the vote by which the reso-little pale and appeared nervous when intion was beaten sounded the death-

might have been there. He was asked if he knew the man who led him out to the cart and who said he was sorry the gurl was shot. He said he thought it was George Mullihan, but could not swear to it. as he had not seen his face, but could swear to Elliott, as he had seen him without a mask.

Schmidt was put through a severe cross examination, but did not alter his testimony He mentioned the other prisoners whom he thought he recognized but was not certain.

Insurance Committee Adjourns. DES MOINES, Jan. 31.-The governing of the cost \$500,000 is appropriated. The committee of the insurance alliance closed its session here, to meet in Chicago Feb. 21. It was decided to abolish the compact offices of the state at Des

To Hear Boodle Charges.

Moines, Council Bluffs and Davenport. After April 1 an insurance clearing house will be established in Des Moines and all policies in the state will go Denver Tramway company's Lawrence powerhouse exploded, killing two men

criminal proceedings against the ex- at \$100,000. county officers will be begun Feb. 5.

Judge Wakefield overruled the demur-

upon the one introduced by Representative Caldwell (O.). It provides that shining full in his face gave me a good persons guilty of wrecking or stopping view of him. I took the road he told a train engaged in interstate commerce or carrying mails, for the purpose of robbery, shall be guilty of murder when changed my direction and walked to the death of any person results, and when no one is killed shall be liable to imprisonment not less than one or more than 20 jears.

> Denounces Stewart and Jones. CARSON, Nev., Jan. 31 .- In the as-

Elliott was asked to stand up and did sembly during a heated discussion over sideration of the Pacific railroad funding so, and Schmidt said, "he is the man a resolution over the passage of the bill.

Senators Stewart and Jones and Con-He recognized him from his face, as gressman Newland as tools of the rail-

thus openly accused. Schmidt did not knell of the silver party in Nevada. CHICAGO, Jan. 31 .- Word has just come from the president of the W. C. terms as men, and with no barrier to a the service of the goverement. The seat in parliament. The bill now only steamer Amerique is aground near waits the queen's consent.

For a Cable to Hawail.

WASHINGTON, Jan. 31 - The consular and diplomatic appropriation bill as reported to the senate provides for the construction of a cable between the United States and Hawaii, and as a part total appropriation is \$3,072,458, an in-crease of \$509,340 on the amount as

passed by the house. Fatal Boiler Explosion, DENVER, Jan. 31 .- A boiler in the

outright and injuring a number of others, one of whom will die. The force of the explosion wrecked the en-SIOUX CITY, Jan. 31 .- The first of the tire building, destroying property valued

Rich Yield of Precious Metal. DENVER, Jan. 31 .- W. S. Stratton has shipped from the Independence mine in

bors, rivers and inland waters of the United States. supplementary to the act to adopt regulations to prevent collisions at sea; to fix the time for holding district court in North Dakota; for the relief of D. Fulford; for the relief of the Glenmore Distilling company of Kentucky; for the relief of the First State bank of Mound City, Ills. An attempt to pass a bill for the detail of 50 army officers to give military instructions at high and normal schools failed, whereupon, under the terms of the special order adopted yesterday, the house went into committee of the whole and resumed the con-

TWO HUND! ED KILLED.

Battle at Bogota Between Government Forces and the Rebels. COLON, Colombia, Jan. 31 .- A severe engagement has been fought at Bogota between the government forces and the rebels. Two hundred of the latter were killed. The government troops . were under the personal command of the president. The victorious troops have been sent by train from Cartagens to Machina in order to engage the rebels.

Six Liberals have been arrested at Cartagena. The men are being presed into Savinalla. Her position is serious.

OPENED WEAK, BUT IMPROVED.

Reaction In Wheat Was Due to Better Cables and Buying by Foreigners. CHICAGO. Jan. 31 - Wheat opened lower today, but immediately recovered the loss. The reaction was due to better cables, better tone of American securities abroad and re-ported buying by foreigners at New York. On the reaction there was rather free selling, principally by scalpers, and the market broke veloped, causing a reaction from the low figures. May opened 1/2 lower at 53% c, sold to 53%, touched 52% c and reacted to 53% c. Corn was easier on continued liquidation. May opened unchanged at 44c, sold to 43% and reacted to 43%c. Oats were easy with corn. May opened 1/40 lower at 287/80, sold from 237/10 to 200 and reacted to the opening price. Provisions were scarce and slightly higher early. Hog receipts were under the estimate ariy. Hog receipts were under the estimate, prices at the yards were better and the Anglo-American company was a fair buyer. There was liberal selling on the advance of wheat and the early gain was lost. May pork opened 71/20 high r at \$10.10 and reacted to \$10.00. May lard