

## MYSTERY PARTLY SOLVED

Man Injured Last Sunday is Found.

HIS NAME IS JOHN A. IRWIN

Has Been in Old Reno Barn Since Sunday Morning With no Care and Nothing to Eat—Has a Bruised Back and a Fractured Skull.

From Thursday's Daily: The mystery spoken of the other day by THE NEWS is solved, or at least a portion of it.

John A. Irwin lies on a bed in the city jail in a serious physical condition with a badly bruised back and a contusion at the base of the brain below the left ear, that was probably caused by a blow from a slung shot or some heavy instrument, and it is thought probable that his skull is fractured. He was found yesterday in the old Reno hotel barn, at the present used by Millard Green, the drayman, having lain there since Sunday morning without anything to eat or any one to care for him. Circumstances are such that it is believed that the motive of his assailants was robbery.

Irwin is a man about 40 years of age and is well known in Norfolk, having been in the employ of Millard Green and Fred Klentz as a drayman for a number of years, and boarded at 717 Norfolk avenue for some time. He has not recently lived in the city, but claims to have come down from Pierce Saturday night. He was out with someone, during the night, but does not know or refuse to tell who his companions were. Two or three of them, he says, went to the Armstrong house in New's addition, where he claims there were two or three women. He claims that the assault took place after he had left the house on the streets and also claims that he had \$60 on his person when he came to the city, but only a few cents remained when he was discovered.

Millard Green, the drayman, found him in the barn Monday, but thought it was someone in there sleeping off the effects of a drunk and paid no more attention to him until he found him there again yesterday and notified Policeman Koch who took him to the city jail, where he has been cared for and given medical attendance.

Irwin's face is covered with a stubby beard that is of several days' growth and goes to bear out the story that he has been incapacitated for some days. Dr. Munson made an examination of his injuries and found that he had a terrible bruise across the back, and where he was struck at the base of the brain near the left ear the doctor is of the opinion that his skull is fractured. The left ear is cut and bruised and some clots of coagulated blood are gathered about it. He has some fever this morning, but appears to be recovering, slowly. Yesterday he was unable to tell much of his experience but this morning the officers were successful in securing from him what of his story he desired to tell or of which he could tell.

Commissioner H. W. Winter is investigating the case with a view to determining whose duty it will be to care for the injured man until he recovers. If he has been making his home in Pierce it is probable that the commissioners of that county will be called upon to provide for his care, if not the expense may fall on Madison county.

The officers are also endeavoring to find out who Irwin's assailants might be but find themselves handicapped by his refusal or inability to tell who his companions were on the night in the question.

It is as yet impossible to tell how serious his condition may be but it is likely that he will have quite a siege owing to the length of time he was helpless in the barn without care. His appetite, owing to his prolonged fast, is good, and this is taken as a favorable indication of his ultimate recovery.

Irwin states that he found his way to the Reno barn by himself, but in view of his condition this is doubted. Whether he does not know or refuses to tell who assisted him to that place is not known.

This is the mysterious case of which rumors were heard Monday and Tuesday, but the officers were unable to locate the injured man nor were definite clues obtainable and it was finally believed to be a hoax or that the injured man was being cared for by friends who refused to tell of his whereabouts. The fact that he was said to be in the Dawson barn, near South Norfolk, is evident that those who informed the police knew something of the case but got tangled up on directions.

It is believed by some that his assailants became alarmed at Irwin's condition and endeavored to get information to the officers without revealing their identity while they made good their escape, but the information was vague and indefinite that the injured man was not found until he was located by accident.

### THURSDAY TIDINGS.

Mrs. Frank Scott of Stanton was in the city yesterday.

Dan Kuhnly is moving his family from the Sidler house on South Ninth

street to the Wm. Koenigstein cottage on North Eighth.

The city has laid a substantial brick walk in front of the West Side hose house.

Mr. and Mrs. Harvey Barnes of Battle Creek were shopping in the city yesterday.

Mrs. H. L. McCormick and children returned this morning from a visit with her sister at Pierce.

The team of some farmer indulged in a spirited runaway yesterday afternoon and seriously smashed the buggy to which they were attached.

J. M. Long has been successful in taking many pickers out of the Northfork this season, but perhaps none of his season's catch has been a finer specimen than the six-pounder he landed yesterday.

Dan Craven, proprietor of the Norfolk steam laundry, was agreeably surprised this morning by being presented with an elegant chair by the laundry employees, the presentation being in remembrance of his birthday anniversary.

Mrs. Morris of Seattle, Wash., and Mrs. August Game of Marcelline, Mo., are expected in the city tomorrow having been summoned because of the serious illness of their mother, Mrs. Frederick Wilde, whose home is north of the city.

Judge Fales, chairman of the republican congressional central committee, returned last night from a trip to Omaha. He expresses himself as well pleased with the situation in this district and confidently believes that Hon. J. J. McCarthy will be elected to congress, beyond a doubt.

The trains over the Union Pacific, which have been running quite irregularly for some time, are improving on time and it is hoped that they will soon be run on their regular hours. The irregularity has been more pronounced regarding the freight than the passenger service, and has been largely owing to the large amount of freight handled which has been heavier over the Norfolk branch this fall than for many seasons. Other circumstances have also had some effect in causing the trains to run on off time.

The audience that assembled at the First Congregational church last night to hear Rev. A. J. Wheeler talk on prohibition was not large but they were agreeably entertained with a lecture that was of high grade. The reverend gentleman's theme was, "Why I am a Prohibitionist," and he handled the subject entertainingly and exhaustively. He is a smooth and fluent orator and held the interest of his audience from beginning to end. Some of the interested admirers of the speaker state that it was the best lecture they have had the pleasure of listening to and regret is expressed that there was not a larger audience out to hear Mr. Wheeler. The lecture was under the auspices of the prohibitionists and not of the W. C. T. U., which is non-partisan.

The republican meeting that is to be held tonight in the vacant store room at the corner of Main and Third streets is but the third political meeting that it has been attempted to hold in Norfolk during this campaign and the voters should improve the opportunity of learning the truth concerning the issues of the campaign which is so near to a close. The speaker, Hon. Norris Brown of Kearney, is deputy attorney general of the state and comes highly recommended as a pleasing and entertaining orator. He is well informed on the issues of the campaign and his address will be worth listening to. He comes to Norfolk from Hartington, where he spoke yesterday. A male quartet of colored singers will furnish music and those who attend will find good entertainment. The committee having the meeting in charge have extended a special invitation to the ladies of the city to be present.

The all-night feature of the service by the Norfolk Electric Light and Power company is to be constant hereafter to those patrons who desire it, in fact the company is now prepared to give almost any kind of electric service wanted at any time of the night. The all night service will be given the year around. There are to be two circuits. All the lights on the 12 o'clock circuit will be switched off at midnight and the other circuit will furnish service all night or at any hour of the night. The all night circuit will furnish current to all users of meters who desire it and to flat-rate consumers who make an all-night contract. Persons wanting the all night service can make a contract on that basis or can continue on the 12 o'clock circuit, as they desire. The street lights will not be run all night unless there is a new contract with the city, but the company is now ready to make an all night contract if desired.

The sheep ranch of A. J. Knollia & Co., below South Norfolk, received its first shipment of sheep yesterday. They came over the Union Pacific from the west in ten cars and were unloaded at the union yards and driven to the Junction. As they passed south on Fourth street they made a pretty sight, almost filling the street for about a block in length. They appeared to be in first class condition, indicating that their feed on the western range this summer has been good. They will be

fed here and fattened for market, being placed on sale sometime during next spring. This is the first installment to be received at the ranch and it is understood that the bunch is about a third of what will be fed here during the winter, other shipments of the little animals being expected at an early date. The yards here are proving of value to the farmers in the vicinity of Norfolk, giving them a ready cash market for their grain at the best of prices, the company frequently offering slightly more than the market price as an inducement for the farmers to haul their grain and hay to the ranch. The resident manager of the company's business is E. A. Lowe and the feed yards have been maintained here for several years, with good results to the company. The sheep will soon be submitted to that interesting process known as "dipping," for which a plant has been established at the yards. This process is to prevent and cure diseases to which the animal is liable.

### NIEGENFIND'S TRIAL.

Jury has Been Secured and Witnesses are Being Examined.

From Thursday's Daily:

The Niegenfind murder trial before Judge J. F. Boyd of the district bench at Pierce is proceeding apace and the court room is taxed to accommodate those who desire to follow the case. All seats have been occupied during the trial and standing room is at a premium. The jury of 12 men was secured yesterday morning, the defense having exhausted its 16 challenges and the prosecution leaving its last challenge go by default. The jurors are all farmers, chosen from the various precincts of the county and their residences are far apart. The entire jury, at the request of Attorney Kelley for the defense, has been placed in charge of Marshal Goff and will remain in his charge throughout the trial. The trial opened yesterday afternoon with statements of the case and what they hoped to prove by the prosecution and the defense. About 60 witnesses have been subpoenaed by the prosecution and 40 by the defense.

Mrs. Breyer was the first witness called. She is the wife of the murdered man and the mother of the murdered woman. She told of the tragedy on the farm, stating that she heard shooting in the yard and ran around the barn to help her husband. She stated that Anna Peters came to where she was and told Niegenfind not to shoot her father whereupon he turned and shot her. She became greatly excited during her recital of the case and was quieted by the attorney for the prosecution at one time but it was not long until she was overcome again and had to be taken out of the room without completing her testimony.

Lena Brayer, the 17-year-old daughter of Mr. and Mrs. Breyer, was a good witness for the state. She said she heard shots and ran out of the house to the barnyard and there, on the south side of the barn, she saw Niegenfind loading a revolver and then she saw him shoot her father. She then ran over to Ed Wichman for help, but found no one at home. She then came back to the barnyard and there saw her sister Anna, Peters, lying on the ground north of the water tank, shot in the right side of the head near the temple.

Henry Carstens, the bachelor with whom Niegenfind stopped the night of the shooting, was called, but proved an unwilling witness for the state. He refused to identify the hat he traded to Niegenfind the morning after the murder.

### Legal Notice.

The west half of the southeast quarter of section thirty (30), in township twenty-two (22), north range four (4), west of the 6th P. M., in Madison county, Nebraska, the heirs-at-law of Mary J. Brown, deceased (whose names are unknown) and Henry M. Brown defendants, will take notice that on the 10th day of October, 1902, Knudt Pederson, plaintiff herein, filed his petition and affidavit in the district court of Madison county, Nebraska, against said defendants, the object and prayer of which are to quiet plaintiff's title to the above described land and to correct the journal of said court in the case of Samuel H. Rice against Mary J. Brown by entering thereon the order of said court confirming a sheriff's sale made by virtue of said proceedings.

The plaintiff alleges in said petition that he and his grantor, Samuel H. Rice, have owned and occupied said premises for more than ten years last past, notoriously, continuously and adversely, and that the defendants have no interest whatever in said premises as against the plaintiff. That Mary J. Brown, who at one time held title to said land has since died and that the names and residences of her heirs-at-law are unknown to the plaintiff.

Plaintiff prays for a decree quieting and confirming his title to said premises and for an order directing the clerk of said court to correct the journal entry in the case of Samuel H. Rice against Mary J. Brown by entering thereon the order of said court confirming the sheriff's sale made in said action.

You are required to answer said petition on or before the 17th day of December, 1902.

Dated October 18th, 1902.

KNUDT PEDERSON, Plaintiff.

James Nichols and Mapes & Hazen, Attorneys.

Keep up a Brisk Attack

upon that bad cold, and do not wait for it to "wear itself out." Ferry Davis' Painkiller is a powerful ally. Use it internally, with warm, sweetened water. Rub it well into the inflamed throat and sore chest, and when the foe has taken flight you will understand why time and spasmodic competition make no difference in the popularity of the one painkiller.

### NIGHT FOR HIGHLANDERS.

Members of the Order Enjoy a Big Meeting and Initiate Candidates.

From Thursday's Daily.

Last night was a gala event for the Royal Highlanders of Norfolk and surrounding vicinages and was an occasion that will long be remembered by those who participated in the meeting. It is a marker in the history of the order in this vicinity for although the local lodge has been organized for the past five years, the members have not witnessed anything to equal last night's event in interest and enthusiasm.

The primal reason for the rally was the initiation of a class of about 52 novitiates from Norfolk and two from Wisner, consisting of both men and women, as the two sexes meet on terms of equality in this order. The degree from Bonnie Doon castle No. 800 was in attendance to confer the degrees and gave an exhibition drill for the benefit of those who are not members of the order. This team is composed of ten gentlemen and ten ladies who made a charming appearance in their Scottish highland costumes of plaids, highland caps, large buckled shoes and other articles of wearing apparel to accord with the scheme of the order.

The meeting was held in Marquardt's hall and it was estimated that there were almost 400 people present. The conferring of the degrees was the first business undertaken and after this was done the doors of the hall were thrown open and the public invited to enter. After the crowd had assembled the team gave their exhibition drill. Although the large crowd present cramped the team for room and some of the figures were interfered with by the posts in the hall, their evolutions were graceful withal and the team accomplished them with a unity of purpose that was most pleasing. The team was accompanied by Most Illustrious Protector W. E. Sharp and wife, and was captained by H. G. Gildersleeve. The team is composed of the following ladies and gentlemen: Messrs. Mickey, Faucher, Turner, Lewis, Linn, Whited, McWilliams, Westcott, Walker, Spedell, Mesdames Faucher, and Gildersleeve and Misses Walters, Kirk, Schumaker, Allen, Whit and Mr. Sharp.

Following the drill, Mr. Sharp gave a brief but entertaining talk on the order, its plans, achievements and history, and this was followed by the serving of lunch that had been prepared by the local members of the order.

After the lunch, the room was cleared and a dance followed that was enjoyed by the younger members of the audience until the wee sma' hours of the morning.

A large number of members of surrounding towns were in attendance having been induced to come by reduced railroad rates. The class of candidates was secured through the efforts of Special Deputies Geo. Stevenson of Madison, J. H. Whitt of Lincoln and J. C. Higgins who has recently been making this city his headquarters.

Owing to the late arrival of the train bearing the team the street drill that was to have been given before the meeting was dispensed with. It was planned to give a public drill this morning but the report came that the visitors were to be taken to the sugar factory and when this proved erroneous it was too late to give the drill and the members of the team spent the time in seeing the town.

The next regular meeting of the local lodge will be held in G. A. R. hall November 6, when officers are to be elected.

### FIRE ALARM BUT NO FIRE.

Department Summoned to Fern McDonald's at an Early Hour.

From Thursday's Daily.

A strenuous fire alarm was sounded this morning about 2 o'clock and the first ward was indicated, the combination proving enough to thoroughly arouse everyone having interests in the business parts of the city. Those who responded to the alarm were informed that it was turned in from Fern McDonald's house in the "Row," and the hook and ladder truck was taken across the creek in short order but, when the destination was reached the firemen were notified that there was no fire and returned to the city.

It is explained that some of the inmates of the resort were having trouble and that the mistress told one of them to go to the telephone and summon the police.

"Give me the station, quick!" was the message received at central and the operator, judging that sort of a summons meant a fire, responded by turning in a general alarm. Policeman Koch accompanied the firemen across but when he arrived the trouble was all over. Some of the firemen who left cozy beds were not in the best of humor about the mistake, but were not inclined to blame anyone in particular, though they are of the opinion that the one wishing to summon the police might have been more definite.

None of the hose carts were taken over, as the district is beyond the reach of the city waterworks system.

Save money on your harness repairs by having Paul Nordwig do your work.

FOR SALE—3 tracts of 19 acres each in edge of town. GARDNER & SEILER.

THE NEWS keeps its job department up-to-date with the latest fads of type and does its work in approved style.

## COLOMBIA RAISES PRICE

Wants Higher Cash Payment for Isthmian Canal.

WILL GRANT RENEWABLE LEASE.

Suggests Hundred Years' Contract Instead of Outright Sale of Property. Proposed Plan Opens Up New Topics for Argument.

Washington, Oct. 28.—The long expected response of the Colombian government, made to the proposition of the state department for the negotiation of a canal treaty on the lines of the Spooner act, has reached Washington and was passed to the state department by Secretary Herran of the Colombian legation. It is difficult to learn the exact nature of this communication, but it is known that it is not altogether an unqualified acceptance of the state department's propositions. It is, however, friendly and dignified in tone and does not close the negotiations by any means, though it unquestionably delays the date of the final agreement, by opening up new topics for argument. For one thing, the Colombian government is now entirely dissatisfied with the small amount of the payment to be made to it by the United States under the terms of the protocol, which it is proposed to use as the basis for the treaty. This sum is \$7,000,000. Colombia wants at least \$10,000,000. Moreover, the original proposal looked to a wait for fourteen years before beginning the payment of annual rental, the amount of which was to be then fixed by mutual agreement. Colombia now asks the United States to agree at once of the yearly payment of a lump sum of \$600,000. The Colombian government clings to its contention that it has no constitutional authority to alienate any Colombian territory and reiterates that the best it can do to meet the language of the Spooner act, which looks to perpetual control by the United States over the canal, is to make a 100-year lease, with a distinct stipulation that the same shall be renewable by the United States at the expiration of the first century.

### HOT FIGHTING IN COLOMBIA.

Both Sides Lose Heavily in Battle Near Santa Marta.

Colon, Oct. 28.—The revolutionary force under General Uribe-Uribe and General Castillo, which attacked La Cienega, Oct. 14, consisted of 1,300 men and four pieces of artillery. The government forces lost Colonel Penalar among the killed, while General Alfredo Fernandez and many other officers were wounded. The losses of the revolutionists are reported to have been heavy. According to news received at Cartagena yesterday, forces of the government were then attacking Generals Uribe-Uribe and Castillo, who were holding a position on the River Frio, near Santa Marta. General Marjarras has proceeded with all speed from La Cienega to the rebel position on the River Frio. His command consists of 2,000 men. He is believed to have engaged the enemy and it is reported in Cartagena that the fight was most sanguinary.

### Wu Ting Fang Recalled to China.

Washington, Oct. 28.—Wu Ting Fang, who has been the minister of the Chinese empire to the United States since May 1, 1897, has been recalled to China by an edict of the emperor, cabled to Minister Wu yesterday by the Chinese foreign office. The edict is peremptory, Mr. Wu being directed to return to China at as early a date as possible. The edict informs Mr. Wu that he has been appointed minister of commerce in association with Chang Chi Tung.

### Melville Files Minority Report.

Washington, Oct. 28.—The differences in the naval board of construction over the question as to whether speed or power is to predominate in the big armored cruisers authorized by the last congress took official form yesterday, when Admirals O'Neill, Bradford and Bowles and Captain Sigbee submitted a majority report favorable to power in the new cruisers and Engineer-in-Chief Melville a minority report, contemplating less power and more speed.

### All Quiet at San Domingo.

Washington, Oct. 28.—A cablegram was received at the navy department yesterday from Command Patch of the United States cruiser Montgomery, which is on its way from Colon to San Juan, stating that he had found everything quiet at San Domingo city, where it was reported last week that a rebellion had broken out.

### Fatality at a Ball Game.

Bellefontaine, O., Oct. 28.—A peculiar fatality occurred at a ball game here yesterday. Thomas Walker was passing an open knife to a companion when a foul ball struck his hand and drove the blade into his side, severing an artery. Walker died almost instantly.

### Roosevelt is Forty-Four.

Washington, Oct. 28.—President Roosevelt yesterday quietly celebrated the forty-fourth anniversary of his birth. Many messages of congratulation were received and numerous remembrances arrived during the day. Among the latter were many flowers.

### Floods in Italy.

Rome, Oct. 27.—There have been floods in the province of Calabria, in which several persons were drowned. There have also been renewed earthquake shocks at Rieli, Umbria.

### MEXICAN VOLCANO ACTIVE.

People Are Anxious Over Falling Cinderas and Reported Eruption.

Mexico City, Oct. 28.—There is no little consternation felt by the inhabitants of many towns in the remote south country on account of showers of ashes falling in the extensive region from San Juan Bautista, capital of the state of Tabasco, as far north as Silina Cruz. It is believed that a hill near Palenque, where there is a great prehistoric city in ruins, has suddenly been transformed into an active volcano. The ashes falling at Palenque have hidden the sun and a great fear has come on the people. Palenque is the center of the disturbance, as the burning mountain is said to be near there. Indians arriving at San Cristobal, say a hill in the Guadalupe Sierra is vomiting fire and smoke. Scientific opinion is that all of this is part of the general awakening of volcanic forces in the West Indies and Central America.

### Day for Irish Debate.

London, Oct. 28.—The Nationalist members of the house of commons are jubilant over what they claim to be Premier Balfour's backdown from his refusal to grant a day for the consideration of the crimes act. Blocking plans to prevent such discussions were set up last week by Unionists, but through government influences these were voted down. According to the Standard, this arrangement was the result of a friendly understanding between the government and the Irish party. Whether this is correct or not, it is quite apparent that the government has concluded that it would be a saving of time to permit the Irish debate.

### Moros Preparing to Resist Americans.

Manila, Oct. 28.—It is expected that the expedition against the sultan of Bacolod will leave Camp Vicars, Mindanao, about Nov. 5. It will consist of detachments of artillery, infantry, cavalry and engineers and friendly natives. A report is current that the sultan of Caraca, whose stronghold is to the north of Lake Lanao, is preparing to resist the Americans. He is strengthening his forts. Hostile Moros are again blocking the trail to the Maciu forts.

### Bullet Ends Soldier's Romance.

Sullivan, Ind., Oct. 28.—Newton B. Staugh, postmaster of Riverton, ten miles west of this city, shot and killed Herbert McCannon yesterday. McCannon was the sweetheart of Sadie Staugh, daughter of the postmaster, and had just returned from service in the regular army. Miss Staugh and her mother witnessed the shooting. It is claimed that McCannon threatened to kill the entire family before he was slain. Staugh surrendered.

### Renounce Allegiance to Pope.

Manila, Oct. 28.—The Catholic church of the Philippines was inaugurated here yesterday. Mass was celebrated and Bishop Aglway, the leader of the movement, delivered an address, in which he renounced allegiance to the papal authority. He said the new church would maintain practically all the religious forms of the Roman Catholic church. Aguilaldo has been named as a lay official of the church of the Philippines.

### Must Answer for Murder.

London, Oct. 28.—George Chapman, who came from America in 1893, and who is now the landlord of a Southwark saloon, was arraigned at a police court yesterday, charged with having poisoned a young woman who had lived with him as his wife. It transpired that this was the third woman who had died within five years in houses owned by the prisoner.

### Boer Commanders Mobbed.

London, Oct. 28.—The Boer commanders, Kritzinger, Fouché and Joubert, after addressing a meeting at Cambridge last night, had a narrow escape from the angry crowd of people that had listened to their speeches. Kritzinger was obliged to scale a wall to get away, while the others were escorted to their hotel by the police.

### Former Detective Sentenced.

Minneapolis, Oct. 28.—Christopher Norbeck, formerly a member of the detective force, was sentenced yesterday to three years in the state penitentiary for bribery. The sentence was made light in view of the fact that Norbeck made a full confession and gave evidence for the state in the recent bribery trial.

### Found With Bullet in Head.

Chicago, Oct. 28.—The body of Nels Anderson, said to have been one of the most widely known steamship men in the country, was found on the Washington park golf links by a policeman. Considerable mystery surrounds the case, as there was a bullet hole in the man's head, but no trace of any weapon.

### Volcano Alarms the People.

Managua, Nicaragua, Oct. 28.—Since Saturday morning, the volcano of Santa Maria, in the department of Quezaltenango, northwestern part of Guatemala, has been in eruption. Shocks are felt all over Nicaragua, Salvador and Costa Rica. No damage has been done here, but there is great alarm.

### Lowrey Arrested in Iowa.

Onawa, Ia., Oct. 28.—Welsh Lowrey, who is wanted for kidnapping, criminal assault and burglary at Stanton, Neb., was arrested yesterday by Miles Strain, sheriff of this county, and lodged in Monona county jail.

### Stratton Will Contest.

Colorado Springs, Colo., Oct. 28.—At 11 o'clock last night Judge Seeds took the Stratton will controversy under advisement and requested the attorneys to be in court today to listen to his decision in the matter.