

## HIGH COURT DECISION WILL BE A HUMMER

### Does Not Affect the Highway Commission Law in Any Way

The decision of the supreme court a few days ago, declaring unconstitutional the law providing for highway superintendents, does not affect the highway commission law, and under that law Superintendent Phil. S. Randall continues in office, the only difference being a change of title, and a limitation of authority to work done on state roads.

The following letter to County Auditor Butler from State Engineer G. W. Cooley explains itself:

"The decision of the supreme court has no effect whatever on the highway commission law. You have no superintendent, but chapter 163, Laws of 1905, is still in force and authorize your board to designate a superintendent of construction who will have charge of all work done on state roads.

"It is only a difference in name so far as state roads are concerned, but you have not the authority granted by Chapter 458 to appoint a superintendent of highways to take charge of road work other than that done under state aid."

Mr. Randall was designated as superintendent of construction some time ago, and will continue in charge of state highways on which most of his time has been taken.

## BISHOP MORRISON HONORED.

Duluth News-Tribune, Aug. 10. Right Rev. James Dow Morrison, bishop of Duluth, preached yesterday morning at 11 o'clock in Westminster abbey, London.

This is an honor seldom conferred on an American, and it is with no little pleasure that his friends in Duluth will learn of it.

Bishop Morrison has been in England several weeks attending Lambeth conference, which was concluded Thursday. He has already spoken in a number of the most prominent Episcopal churches and cathedrals in England and by his forceful and sincere manner received many compliments. It was this fact which secured him the invitation to preach at the morning service in London's famous church out of the 250 bishops at the conference.

July 12 Bishop Morrison preached at Waterbury, Kent, and July 26 he occupied the pulpit at St. Paul's church, Camden, London. Aug. 12 he will preach at Truro cathedral and Aug. 14 will address a large missionary meeting at Manchester. While in England Bishop Morrison will be elected a member of the pan-Anglican committee on "Missionary Extension." He will return to Duluth Sept. 11.

## HUNTER WINS ROAD CASE.

The supreme court last Friday affirmed the decision of the district court, in the case of the Town of Bellevue vs. Jay Hunter, in which the defendant wins.

The case arose over the closing of a road which had been used for years on Hunter's land. As a result the public was forced to travel on the section line road. This the town of Bellevue sought to restrain him from continuing.

The decision of the court says: First—That the findings are, in legal effect, that the allegations of the complaint, that the locus in quo is a public highway, had not been proven; that they support the conclusion of law.

Second—That fact that the town officers opened a roadway by cutting out the brush therein, believing that it followed along a section line over which a highway had been laid; was not sufficient to place upon the defendant the burden of proving that the locus in quo was not a public highway.

Third—The findings of fact are sustained by the evidence. —Start, C. J. Judgement affirmed.

## MANDERY WINS CASE.

The case of Mandery vs. the Boom Co., was decided by the supreme court last Friday in favor of the plaintiff. This will be remembered as the case for damages to plaintiff's land by logs which had been deposited there by the high water.

Meeting Marquette Court Monday evening, Aug. 17.

Mrs. James Love was taken to the hospital Tuesday, and will undergo an operation today.

Pat Cahill, a well known and popular employe of the boom company for years, left this week for Dublin, Ireland, called by the illness of his mother. He will be away about three months.

John J. Kasperek of California, is visiting his brother, V. E. Mr. Kasperek has been making a tour of the United States, and has visited all the principal scenic attractions and the great cities, and thinks every loyal American who can should visit his own country first.

Mrs. James Dobie aged about 85 years, who is making her home with Mr. and Mrs. George Coultas, is seriously ill with a complication of diseases due to old age. She has had several failing spells during the past year, but this last one has affected her the worst. It is very doubtful that she will recover.

F. B. Logan of Royalton is busily engaged preparing for the Morrison county exhibition at the state fair. Farmers who have fine specimens of grain grasses or vegetables should make Mr. Logan aware of the fact. It is expected that Morrison county will be at the top of the prize winners this year.

## LITTLE FALLS STREET FAIR COMMITTEE HARD AT WORK

The street fair this year promises to be the best ever held in this part of the state. The amount of money and merchandise subscribed is large, which will insure prizes of very good proportion and an entertainment program that will be a hummer.

T. F. Murphy and Geo. Emdler were in the Twin Cities Tuesday and a large list of attractions were secured from which to select those desired.

A meeting for this purpose was held last evening, but too late for us to give the matter in detail, but we are assured that a balloon will "go up" daily. No ascension, no pay, is the agreement made by the company and the fair committee.

The premium list will soon be completed and published, and the prizes offered should bring the best products of the farm to this year's street fair.

## EXPERT GIVES EXCELLENT EXHIBITION IN USE OF FIRE-ARMS.

J. W. Akard, an expert with fire arms, who is employed by the Remington Arms company, gave an excellent exhibition in fancy shooting and the general use of different calibre revolvers, rifles and shot guns at the local gun club's grounds Monday evening at 7 o'clock.

A large number of people went out to witness the exhibition, which was certainly fine. Mr. Akard has the art of shooting down to a point as near perfection as could be desired. No shot seemed to be impossible to him. Several bottles were thrown up in the air at the same time, and he pegged each of them before they fell to the ground. He broke three straight pigeons while laying flat on the ground. His last fancy shot was that of ejecting a shell from a 22-calibre rifle and hit it with another shot before it fell to the ground. George Trent of Brainerd accompanied Mr. Akard to this city.

## MRS. HARRIET JOSLIN INVESTS IN MORE BROADWAY PROPERTY.

A deal was completed last week, which, although known at the time, was not let out for publication until a few days ago—by which Mrs. Harriet Joslin has purchased all of the lots on the north side of Broadway east between Wood street and the bridge. The lots, numbering sixteen in all, are a valuable acquisition to Mrs. Joslin, who will have them improved. A cement walk will be constructed a long the entire frontage. The cement walk will be constructed with blocks so that it can be easily taken up when building on the lots.

Rev. Samuel Peterson of Lake City will preach in the Swedish Evangelical church on Tuesday, Aug. 19.

## TRIES TO KILL SELF

### Insane Man's Attempts at Suicide at County Jail Mon. Unsuccessful

A man giving his name as John Doyle attempted suicide in the county jail several times Monday, but was discovered each time before he could succeed in his rash deed. The fellow was brought in Sunday evening by Deputy Sheriff Grest, from a field some six or seven miles south of this city, in which he was found sleeping, notice having been sent in of the queer actions of a man in that vicinity. When aroused from slumber and taken to this city he spoke rationally enough and offered no resistance. He passed the remainder of the night quite easily in the county jail, but in the morning he was discovered trying to cut his neck with a piece of glass. Before help could be secured by Mrs. Long he had scratched his neck quite badly. Later in an attempt to leave this world, as he said, he got down on his knees on the floor of the cell and with his two hands began striking his head with all his might with an iron cuspidor that was in the cell. The noise attracted the attention of Mrs. Long, who, on investigating, saw what the man was up to and again called the deputy sheriff to prevent the man from suiciding. His hands were then securely fastened, but at noon, when they were unfastened, he tried to crush his skull by striking his head against the corner of the cell. His head was quite badly battered, but the skull was not cracked. He also tried to strangle himself with his suspenders, in this case nearly succeeding before he was discovered and forced to desist.

Doyle told the authorities that he had been working at Onamia, but that the people of that place had sent him away, telling him they had no use for him.

He was taken before Judge of Probate E. F. Shaw Tuesday for examination, and was adjudged insane. As the man is not a resident of the state the state board of health was notified of the case, and advice was asked as to what should be done with him. The man has to be constantly watched to keep him from putting an end to his life.

He was taken to the Fergus Falls hospital for the insane Wednesday, instructions having been received from the state board. Doyle is a native of County Cavan, Ireland, and about 45 years of age. He came to this country in 1883 and worked in various northern states. He talked rationally on most subjects.

## A DASTARDLY CRIME

### Wm. Gollnick of Swan River Fatally Assaulted by Robbers

Wm. Gollnick, a prominent farmer of Swan River, living about eight miles from Little Falls, is dying, the victim, so far as known, of an assault by burglars, caused, according to his wife's story, by refusal to endorse two certificates of deposit which they took from him.

Lawrence Koselke arrived in Little Falls yesterday morning about 4 o'clock, and notified Sheriff Long that a crime had been committed at the Gollnick home. Dr. N. W. Chance and Sheriff Long, accompanied by Chas. Wulling, immediately left for the scene. They found the man lying on the bed, blood everywhere, with his skull battered in. The cranium was crushed over the left temple and a piece of the skull as big as a dollar broken off. Part of the brain had oozed out, and the walls and bed furniture were splashed with blood.

Mrs. Gollnick spoke to Mr. Wulling in German and after to the sheriff in fair English. Her story was substantially the same as she later told a Herald representative, to the effect that at an early hour, about 2 o'clock, she thought, two men entered the house from the front door, came into the bedroom and demanded her husband's money, and he said he had none in the house, only two certificates of deposit, which he gave up, and then he was asked to endorse them. Refusing to do so, they struck him. When she awakened the two men were standing between her bed and that on which her husband slept; that she was told to keep still or she would be killed, and that her husband was told that if he would not endorse the certificates of deposit, he would also be killed, and that one of the men struck at her husband with some kind of a club, and then she fainted. One of the men had dark lanterns and masks. When she came to after fainting, which was a half hour or so, she got up and reaching around felt on the floor her husband's body. She lit a lamp and was horrified at the sight of her husband weltering in his gore, and apparently almost dead. She ran over to a neighbor's, Lawrence Koselke, half a mile away, aroused Mr. Koselke and he came over at once, reaching the place about a quarter after three. He helped Mrs. Gollnick to place Gollnick on the bed, and hitched up a horse and drove to town as fast as possible, notifying Sheriff Long and Dr. Chance, who went to the scene at once, accompanied by Chas. Wulling.

Mr. Koselke says the scene in the room was awful. Gollnick was on the floor on his back between the beds, with blood all around him, blood on the walls and on the beds. The room looked like a slaughter house. The house had been ransacked for money, as contents on bureaus and dressers were scattered around. There was \$80 in the cellar in a mason jar, and \$8 upstairs, but the robbers didn't find it.

Gollnick had his trousers on when found, and Mrs. Gollnick said he went to bed with them on. The little girl who was sleeping with her mother apparently heard nothing of the whole affair.

Dr. Chance did not think at first that Gollnick would long survive, but when visited by Drs. N. W. and Jenner Chance at noon they found him

in about the same condition. Gollnick has been unconscious ever since the accident, and it was thought maybe something could be done to relieve the pressure on his brain so that he might be made conscious and speak, and it had been decided to bring him to the hospital, but that was given up. There were two beds in the room where the deed was done. Mr. Gollnick slept in the larger one. His wife was in the other with a little girl. The room faces north. The front room of the house faces east, and Mrs. Gollnick says the door leading from this room to the south room, next to the bedroom, was ajar when she got up, and it is supposed the criminals entered there. The doors were unlocked as usual.

Mr. Gollnick and some of his neighbors were in the city Wednesday. Mr. Gollnick had broken the sickle on his binder and was in to have it repaired. He had a few drinks, according to one of the neighbors, and in one place discussed money matters in relation to a loan someone desired. Mr. Pierzina, who was present, says he noticed a stranger near, but paid no attention to him. The theory is that someone, thinking he had money in the house, and learning that he was well-to-do, followed him home for the purpose of robbery.

Mr. Gollnick was a German, 49 years of age, and had been a resident of Swan River nineteen years. He owned considerable land and was in good circumstances. A few years ago he bought the old Corbin place, 240 acres, in Section 14 and also owned eighty acres in Section 13. Mrs. Gollnick is a year younger than her husband, also of German descent. The oldest son, Ernest, is in Washington, and Max, aged 15 years, is also out West. A daughter, Adelaide, is married to Frank Mengels. Then there are Lena, aged 13 years, Freda, aged 7, and Otto, aged 5 years. Mr. Gollnick was a very hard worker and thrifty. Although taking a drink occasionally, he was in the main a man of temperate habits and well liked. It has been claimed that there were differences in the family, and three years ago Mrs. Gollnick brought suit for divorce. The matter was amicably settled, however, and the suit dropped. Mrs. Gollnick is a good, pleasant appearing, intelligent woman, and the suspicions aroused on account of the similarity of the case to the Weiner murder of a few years ago, seem hardly fair, although the parallel is striking. There are the two men, the time about the same, the means of assault evidently the same, the run to the neighbor, the lack of positive knowledge as to what took place, etc. The crime was a dastardly one, and everything possible should be done to bring the perpetrators to justice.

Sheriff Long telephoned to all nearby towns and notified the authorities. It would seem impossible for anyone to do the deed and not get sprinkled with blood. No trace could be found of any club or weapon. Sheriff Long and Chief Gannon made a thorough search of the locality. Three men were arrested at Royalton yesterday on suspicion and are being held.

Gollnick may die at any time and may survive some days, but his recovery is hardly possible.

## DIED.

Mrs. B. L. Berg, for many years a resident of Pierz, passed away at the local hospital Wednesday afternoon at 2 o'clock, death being due to Bright's disease and nervous complications. Deceased had not been well during the past few years, but was not taken seriously ill until July 1st, when she was taken ill with gallstones. On July 7th, she underwent an operation for this disease at the local hospital, and was improving rapidly until ten days later, when she was taken down with Bright's disease and other complications. From then on she failed until death ensued.

Mrs. B. L. Berg was born August 9, 1853 in Madison, Wis., moving from there to Pierz with her father, John Roch, Sr., in 1866. She was married to Louis Berg by Rev. Pierz in Pierz in 1870, since which time she had lived there continuously. Her husband died about eight years ago, and her father died last June at the age of 95 years.

Mrs. Berg was a devoted Catholic and was a member of the Christian Mothers society. Deceased leaves twelve children, seven daughters and five sons; they are: Mrs. J. F. Cummings of Minneapolis, Miss Gertrude Berg of Staples, Mrs. Lizzie Berg of Winnipeg, Mrs. C. Cleystel of Ford Darg, Iowa, Mrs. Mary Vosen and Miss Anna Berg of Minneapolis and Miss Blanche Berg of Pierz, John and Andrew Berg of Minneapolis, and Christ, Frank and William of Pierz. One sister and four brothers also survive her as follows: Sister Malonia, O. S. B. of Bismark, N. D., John Roch of Golden Valley, N. D., Joseph Roch of Mexico, and Henry Roch and Jacob Roch of Pierz. The relatives have the sympathy of the entire community in their bereavement.

The remains were taken to Pierz Wednesday evening, at 10 o'clock.

## HAVE STARTED WORK

### Stone Crusher Put in Operation and Preliminary Work is On

The city stone crusher on the West side was put into operation Monday grinding the rock from the city rock pile, which is to be used in the First street paving. An accident to the machinery in which the eccentrics were burned out, Tuesday afternoon caused it to remain idle to Wednesday afternoon. As the rock is crushed it is being hauled to a vacant lot west of the new Joslin building. The contractors have commenced on the preliminary work of the paving, that of getting the correct grade and figuring just how much dirt will have to be removed in places and how much put in at other places. The curbing is also being placed at present. Plenty of men and teams can be had for the work of grading, which will soon be begun. Considerable trouble is being experienced in the matter of correct grade.

## TOT HAS NARROW ESCAPE FROM DROWNING IN WELL.

A grandson of N. Freisinger of this city, living in Colfax, Wash., had a very narrow escape from being drowned recently. The child, who is the four-year-old son of Mr. and Mrs. B. Neimyer of that place, wandered about the neighbor's yard, finally passing under the house through a small door and falling into an old unused well. There the little boy remained in five feet of ice cold water, hanging to a board which barely supported him. When discovered, after a thorough search, the little one was almost stiff with cold, but he pulled through all right, after being drawn out of his precarious position. A few minutes longer in the water would have been more than the child could stand, and he would undoubtedly have been drowned.

Miss Ida Ehman, who is on a visit to Tacoma, Wash., writes to friends here that she is improving wonderfully in health, and enjoys the Pacific coast climate very much.

In a letter to the Motley Mercury M. M. Merrill, the successful traveling man, recommends the Little Falls Business college to the young people of Motley in very glowing terms.

Inger Johnson contemplates taking the civil engineering course at the state university. He has shown considerable aptitude in that direction and would certainly make a success of it.

A delightful picnic was held Wednesday in the P. W. Hayes pasture, south of the city, by the Methodist Sunday school. A large number attended, enjoyed a hearty out-door meal, and had a very good time in general out-door games.

## WRECK TIES UP TRAFFIC

### Accident to Gravel Train Near Royalton Quite Serious Monday Afternoon

A wreck occurred Monday afternoon at about 2:30 o'clock near Royalton, stopping traffic on the main line of the N. P. for fully four hours. The accident occurred to the gravel train, which runs from the Darling gravel pits to Becker, when about a mile and a half out of Royalton on its return here. It was traveling at a pretty good rate when an air hose broke, causing a draw-bar to pull out and drop down. This lifted four cars off the rails, one going to one side of the track, another to the other side, one almost straight up in the air, and the other was turned square across the tracks. The trucks of these cars formed a heap under one of the damaged cars, and the rails were badly torn up and twisted for some distance. The wrecking crew was called from Staples to clear the track, but did not arrive until after 5:30 p. m., and it was not until after 7 that the wreck-age had been cleared, the tracks repaired, and traffic could be carried on over the main line. Trains were delayed several hours on account of the accident. Passenger train No. 8 was allowed to proceed south shortly after 7:30 p. m.

## WILL APPEAL THE CASE.

N. Daniels, J. Johnson, J. Novak and Wenzel Fuchs were arraigned before Justice Wilson in Royalton Wednesday to answer to the complaint of John Schmolke, in which he charged defendants with maliciously breaking windows of vacant houses on his property. All four were found guilty, and Nowak was fined \$5 and costs, the other three appealing their cases to the district court. Their case will come up at the fall term of the district court. Don M. Cameron of this city and C. Rosenmeier, represented the state.

Licensed to marry: Paul Elfstrom and Annie Glad.

Dr. E. N. Fortier, who has been practicing his profession in North Dakota, arrived here Tuesday, and left Wednesday with his father, Dr. G. M. A. Fortier, on a business trip to Perham.

Leo Roble and John Smith went to Minneapolis the middle of the week to make arrangements for their supply of moving pictures for the Bijou theatre, which will be opened up next Saturday evening. The last Gans-Nelson boxing match will be a feature.

## CITY FATHERS MEET

### Council Approves Paving Contract and Transacts Other Business

At a special meeting of the city council last Saturday evening, at which all the aldermen, with the exception of Alderman Kiewel, were present, the contract for the paving of First street by Harrison & Peterson, drawn by the city attorney and city clerk, was read and approved. The contract allows the contractors 60 days in which to complete the work, although it is most probable the work will be completed sooner.

The following were appointed judges of election for the coming elections:

First ward—J. J. Gross, Peter Vernig and Joe Wirwitski; second ward, first precinct—G. C. Raymond, Victor Schalleen and J. T. Hoblit; second precinct—N. H. Jacobson, H. J. LaFond and Ernest Kaestner; third ward—Alfred Carlson, Arthur Jones and John Jendro. The same places will be hired at the same rental as last time in which to have the polls.

The council then passed an ordinance condemning the Broadway walks, which have been the subject of much talk, and other strips of walks, both in the business and residence districts. Another ordinance was passed ordering in cement walks to replace some of the condemned walks, also other pieces of walks.

A vote was taken on the ordinance introduced to raise the salary of the street commissioner from \$3 to \$3.50 per day, but it was left over to Monday night's meeting.

Ed. Loucks of the West side fire department then came up before the council and stated that the bell tower of the West side station was badly in need of repairs, and asked that the council look into the matter. The council promised to do so on the following day.

Another meeting of the city council was held Tuesday evening, with all aldermen, with exception of Kiewel, present. A resolution was passed to have three blocks of water-main put in on Second street southeast. Sidewalk permits were granted to Mrs. Ellen Batters and W. M. Fuller.

An ordinance was then passed raising the salary of the street commissioner from \$3 to \$3.50 per day. German and Wilczek voted against the ordinance, saying that the street commissioner had made the proposition of furnishing a team and working himself at \$2.

J. W. Berg then asked for a concession from the city council in regard to the paving matter. His walk is from eight to nine inches below grade, and too narrow, and otherwise does not comply to the city ordinances, according to the city engineer. No action was taken in the matter at this meeting.

Born—To Mr. and Mrs. Fred Hoffman, Jr., of St. Paul, Monday, August 10th, a daughter.

Mrs. F. Kleber and daughters have returned.

Hon. H. D. Brown, candidate for governor of Wisconsin, will speak tonight in front of Merchants State Bank.

Mrs. W. A. Butler gave a thimble party Tuesday afternoon in honor of her sister, Mrs. J. H. Seal, who is a guest at her home this week. An enjoyable afternoon was spent.

The Entre Nous club is the name of a new social club, which was organized Tuesday afternoon at the home of Miss Alma Fortier by about twenty young ladies, who assembled there. Officers were elected as follows: Faye Medley, president; Anna Dennis, vice-president, and Albia Richard, secretary.

While returning to his home from this city Monday evening, Ben Taylor of Fawdale had his shoulder dislocated in a runaway near his home. He was about to get out of the buggy, when the horse became frightened and bolted, overturning the rig and throwing Mr. Taylor to the ground with the above stated result.

W. H. Gran has shown a spirit of enterprise by having his residence adorned with a new coat of paint. He also had a cement wall and walk put in, adding greatly to the appearance of the already pretty premises. He contemplates several other important improvements before the weather closes in this fall.

Paul Elfstrom of this county and Miss Anna Glad of Lancaster, Kitson county, were united in marriage Tuesday morning by Justice Gorritz, and guests of Mr. and Mrs. John Lindquist of the West side. They departed yesterday for Lancaster, where they will probably make their future home.

Mrs. L. E. Richard entertained a number of ladies at her home, corner of Fourth street and First avenue northeast, Thursday afternoon, in honor of Mrs. J. J. O. Fortier of Sorel, Canada, who is here visiting her daughter, Mrs. S. C. Vasey. The afternoon was spent in a social talk and card playing, at the close of which dainty refreshments were served. All in attendance had a fine time.

## GERMAN EVANGELICAL LUTHERAN CHURCH.

—Rev. A. Siegenthaler, pastor.  
—Sunday school 9:30 a. m. Services 10:30 a. m. Theme: "The God-Tempting, Murmuring of Israel and the Water from the Rock." Exodus 17:1-7.