

NICE LEGAL POINT

PRIOR SURVEYS DO NOT COUNT IN CONTESTS FOR CLAIMS.

New England Mutual Life Insurance Company Wins Against John Stewart on the Ground That a Quarter Section of Land is a Quarter Section Unless the Survey Making It Such is Appealed From.

The case of The New England Life Insurance company of Boston, Mass., vs. John Stewart, et al., involving title to a strip of land between what is known as the Stafford land in Minnesota township or forty acres of it in section twenty-seven, and the Stewart land adjoining it on the north and west, was submitted to the jury at noon yesterday.

The plaintiff claimed the disputed land which was a strip of about two rods in width along the north and west sides of the Stafford forty, by reason of being owner of the Stafford forty, of which the strip was declared a part by the Brown survey made in 1876.

The court did not permit the introduction of previous surveys to establish the line, holding that so long as the Brown survey was unappealed from it was incumbent upon the defendant to show that the statute was not strictly followed before such evidence would be admissible for that purpose.

"For three years we have never been without Chamberlain's Colic, Cholera and Diarrhoea Remedy in the house," says A. H. Patter, with E. C. Atkins & Co., Indianapolis, Ind., "and my wife and I are so convinced of its value that we have a bottle of this Remedy in the summer season. We have used it with all three of our children and it has never failed to cure—not simply stop pain, but cure absolutely. It is all right, and anyone who tries it will find it so." For sale by druggists.

TRIBUTE TO HIS MEMORY

Sketch of the Life of a Sedgwick County Pioneer. May 28th, another of the early settlers of Sedgwick county was carried to his final resting place.

Dr. Henry C. Tucker was born in Chester, Penn., on January 29th, 1852, and died in Derby, Kansas, on May 27th, 1897, aged a little more than 44 years.

His early life was spent in Ohio, and during the war he served as assistant surgeon of the 164th regiment of the Ohio National Guard. Shortly after the war closed he came to Kansas and settled at the town of Derby, where he made his home until his death.

He was one of the charter members of the Derby Presbyterian church, organized in 1875, was elected ruling elder at that time, and served continuously throughout his life.

For several years past his health gradually failed, so that he was compelled to lay aside one duty after another, but his mind remained clear and active, and up to within a few days of his death he attended more or less to business affairs, making up medical prescriptions, or settling church matters. His last illness was attended with much suffering, but the end came peacefully, and the worn body sank quietly to sleep.

His funeral services were conducted by his pastor, Rev. H. A. Zimmerman, in the Presbyterian church of Derby, on

A GREAT REMEDY

For Sufferers From Piles.

Dr. Roumard, a specialist in the study and treatment of Piles and rectal disease, recently stated that the Pyramid Pile Cure, the new discovery for the cure of piles, was the most remarkable remedy he had ever seen or tried in any respect; and that was the instant relief experienced in all cases, no matter how severe, from the moment the remedy was applied; this was the more surprising to him, because he had carefully analyzed the preparation and no trace of opium, cocaine or similar poison could be detected.

Physicians look with great favor upon the Pyramid Pile Cure, because it is rapidly taking the place of surgical operations, and because it is so simple, so easily applied and contains no mineral or other poisons so commonly used in pile cures.

Dr. Esterbrook reports that the Pyramid Pile Cure not only cures the various forms of Piles, but never fails to give immediate relief on the first application, no matter how severe the pain or discomfort may be.

People who have suffered from piles for years are often astonished at the instant relief experienced from the first application. Another important advantage is the fact that anyone can use the remedy without detention from business or interference with daily occupation. Sold by druggists at 25 cents per package.

Send for Free book on cause and cure of piles. the morning of Saturday, May 29th, 1897. After the sermon, the Masonic orders from Wichita and Mulvane took charge of the services. The Odd Fellows of Derby, the members of the Baldwin Post, G. A. R., and the Sons of Veterans, together with a large contingent of citizens of this and surrounding townships, united in paying honor to his remains. He was laid away in the Derby cemetery on the morning of Decoration day, and in the afternoon his grave was covered with flowers. For a year previous he had expressed the belief that his comrades of the G. A. R. would be called upon to thus remember him on this day, and sometime before his death he requested one of his friends to be sure and lay a bouquet upon his grave when the veterans were thus honored.

In the church and Sabbath school, in the post and the lodge, in public and private life, he will long be missed and mourned. Of him it may truly be said: "Blessed are the dead who die in the Lord. They rest from their labors, but their works do follow them."

MARY MCRAE CULTER. A VALUABLE EMBROIDERY. Editor Morrison of Worthington, Ind., writes: "You have a valuable prescription in Electric Bitters, and I can cheerfully recommend it for Constipation and Sick Headache, and as a general system tonic it has no equal." Mrs. Annie Stehle, 2625 Cottage Grove avenue, Chicago, has all run down, could not eat nor digest food, had a backache which never left her and felt tired and weary but six bottles of Electric Bitters restored her health and renewed her strength. Prices 50 cents and \$1.00.

Get a bottle at Geo. Van Warden's pharmacy, 323 N. Main street, or G. Gehring's drug store, northeast corner of Topeka and Douglas avenues. HEARD AND OVERHEARD. There is practically no end to the cherries in this valley this spring.

Dave Leahy had his first article in the Kansas City Times yesterday. Prof. Carleton, a government entomologist of Washington, D. C., is in the city. W. P. Schell and Tom Wilson will occupy offices at 122 North Main street instead of 252, as stated yesterday.

The case of the Kansas National Bank vs. J. V. Wood for recovery of money, began in the district court yesterday afternoon.

MEANT TO MUTINY

WARDEN OF FOLSOM PRISON, SACRAMENTO, NIPS A PLOT.

Three Hundred Rock Crusher Men are on the Point of Striking, but Warden Aull Issues Orders to the Guards to Shoot the Seven Ringleaders at the First Move and the First Move is Never Made—Prisoners Against Further Trouble at San Quentin—Durrant Tries Another Scheme—Crime and Catastrophe.

Sacramento, Cal., June 2.—An attempted mutiny at the state prison at Folsom today was stopped by the prompt and decisive action of Warden Charles Aull, who directed that the guards should at once shoot down the seven ringleaders at the first sign of revolt.

About 300 convicts are employed at the rock crusher, and the plan agreed upon by the convicts was that when they returned to the rock crusher at noon today they should refuse to work. Warden Aull learned of the projected mutiny and secured the names of the seven ringleaders in the movement.

The warden waited until a few minutes before the hour for the 300 convicts to strike, and when they felt themselves about to become the masters of the situation, then he gave the order that at the first sign of the threatened revolt the guards should shoot down the seven ring leaders, whose identity the warden had communicated to the guards.

The convicts completely collapsed at this thoroughly unexpected turn of affairs. There was no signal to strike and they went about their work as usual. AT SAN QUENTIN. San Quentin, Cal., June 2.—Warden Hale has decided to build cages in the jail mill in order that armed guards may be placed in them to watch the convicts when they return to work. The cages will be arranged in such a manner that they cannot easily be reached by the prisoners in case of riot. Each guard will be armed with a rifle and will be given orders to shoot in the event of another revolt in the mill.

DURRANT FAILS AGAIN. San Francisco, June 2.—There will be 200 invitations issued for the execution of Durrant. Warden Hale has fixed 10:30 a. m. as the hour of execution. Twenty-five medical men will be permitted to witness the tragedy, at the request of his attorneys. Durrant yesterday made a formal demand for release, claiming to be unjustly imprisoned. This will be a part of the appeal to the supreme court; and is to cover the point which might be made that by failing to protest and demand his liberty he had lost the right to complain.

The appeal raises a point which, according to the statement of Durrant's counsel, has never been raised in this state and must be decided before Durrant can be hanged. The contention is that Judge Baber inflicted two penalties—imprisonment and death—while the law says one or the other. Counsel will hold that Durrant's life in San Quentin is not detention, but imprisonment; that the position of the attorney general is untenable, as life in the county jail carries with it no shaving and stripes and no indignity other than detention. This statement will also be heard in the federal court, where it is expected that the same case—that of securing a writ of habeas corpus—will be taken up.

San Francisco, June 2.—Murderer Durrant's first effort to gain a reprieve by appealing to the federal courts has failed. United States Circuit Judge Gilbert having refused today to issue the writ of habeas corpus for which his attorneys applied. Notice of the intention to appeal to the United States supreme court has been filed, and tomorrow application for leave to appeal will be made formally. This, however, may be refused, as the Butler case, although Durrant's attorneys are confident that the leave will be given.

JURY DISAGREES. Nevada City, Cal., June 2.—The coroner's jury in the Gehrig case brought in a divided verdict last night, two jurors finding that Mrs. Gehrig was murdered and the other four that she committed suicide. KILLED BY A CONSTABLE. Starvation, Miss. June 2.—News has just reached here from Bradley, a railroad station on the Illinois Central two miles west of here, that Constable Sullivan and R. T. Patton, no details of the affair are obtainable.

IN A BURNING STRAWSTACK. Sterling, Ill., June 2.—The body of Geo. Kauffman, a young farmer, was found yesterday on the top of a smoldering strawstack. The victim's skull had been crushed and his throat cut, the head, with a bullet hole in it, being nearly severed from the body. The body was burned nearly to a crisp. Recently Toby Kauffman, the victim's father, recovered that his granary, located about a mile from his residence, were being robbed, and George was sent to watch them. He failed to return yesterday, and a search resulted in the finding of his body in the ashes of the strawstack. There is no clue to the murderers, although bloodhounds have been put on the trail.

MANIAC FATHER KILLS. Baltimore, Md., June 2.—Edgar arrie, a letter carrier, 32 years of age, living at 1724 Ashland avenue, today shot and killed his 15-year-old son George and his young daughter Ada, wounded his daughter Ella, aged 14, and then turned the

WHITE LEAD

is like a great many other articles offered for sale; some good, some bad.

(See list of the brands which are genuine, or good.) They are made by the "old Dutch" process of slow corrosion. Avoid getting the other sort by making sure of the brand.

FREE By using National Lead Co.'s Pure White Lead Tinting Colors, you get white lead ready to use. Pamphlet giving complete information and card showing samples of colors free. Also card showing samples of twelve houses of different designs painted in various styles or combinations of shades forwarded upon application to those mentioned in this advertisement.

NATIONAL LEAD CO., ST. LOUIS BRANCH, Clark Ave. and Tenth St., St. Louis, Mo.

REV. JOHN D. KNOX'S TRIAL In Progress Before a Church Tribunal Held at Cleveland, Ohio. St. Joseph, Mo., June 2.—The trial of Rev. John D. Knox, ex-church pastor of Topeka, began before a judicial conference of the Methodist church in this city today. Bishop Merrill of Chicago presides. The bishop says there will be no announcement made for publication un-

til the verdict is reached. Much feeling exists in the case and the trial will last two days. A number of witnesses are in attendance, including widows said to have been defrauded by Knox.

CARLISLE'S LAW OFFICES One in New York, One in Washington and One in Louisville. New York, June 2.—John G. Carlisle, secretary of the treasury under Grover Cleveland, has opened a law office in this city. His headquarters will be with the firm of Curtis, Mallet, Prevost & Cutt, No. 39 Broad street. Mr. Carlisle will not be a member of the firm, but will act as counsel. He will also have law offices at Washington, D. C., and Louisville, Ky. He has not decided as yet whether to take up his residence here or not. The head of the firm with whom he has taken up his quarters is William Edmund Curtis, who was assistant secretary of the treasury under Mr. Carlisle.

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ONE

62 & Main

25 to 30 Car Loads of Damaged Dry Goods to be Slaughtered, Beginning Wednesday morning, JUNE 2d.

On Wednesday morning at 8 o'clock, the doors of this big white store will be open to begin the sale of our great purchases from the Ely-Walker damaged dry goods stock of St. Louis. Throughout the land, other great Ely-Walker sales have heralded until, no doubt, many people have become tired and nauseated reading about it. Our purchases in this great Underwriter's sale were of such magnitude that we could not get them on sale sooner; but, to those who have waited, the reward will be certain and will come in the shape of the great cash saving you will make by attending this greatest of all the Ely-Walker sales. In this limited space, we can only make a few mentions; but we wish you to remember that you can get your money back no matter if you are a thousand miles away, for any goods you may buy from us in this or any other sale, which are not satisfactory.

That is our guarantee on every sale we make. Read below a few of the splendid, the positively matchless values that will be offered here, beginning next Wednesday morning at 8 o'clock.

100,000 yds. Bleached and Unbleached Muslin, only water soiled worth up to 10c per yd., at 3c, 4c and 5c a yd.

75,000 yds. of Assorted Dress Styles and Shirts and Collars, only water soiled, none of it is damaged, worth up to 75c a yd., in this sale at 25c, 30c and 4c a yd.

90,000 yds. of Assorted Newest Spring Styles in Printed Wash Dress Goods, only water soiled, none of it is damaged, worth up to 25c per yd., in this sale at 20c, 25c, 30c and up to 35c a yd.

You may think these quantities quoted above are fictitious. You must bear in mind that we bought almost 30 car-loads of this great pure cashmere. 5000 Manchester Chambrays, in plain colors and striped, 10c, 12c and 15c qualities, the regular lot thrown into this great sale at 4c a yd., only slightly water soiled.

10,000 yds. Double Fold Yard Wide Bunting, in all the popular colors, more or less stained and discolored from water, original value worth perfect 80c per yd., in this sale at 2c a yd. This is especially desirable for paper hanging.

5000 pr. Assorted Lace Curtains, being the bulk of the Ely-Walker stock in this department, worth up to \$6.00 a pr. in this sale at 75c, 85c, 95c and up to \$2.45 a pr. Enormous values here.

3000 bolts of Assorted Mosquito Net, more or less water soiled, otherwise perfect, worth up to 40c in this sale at 15c a bolt.

ESTABLISHED HERE

Cady & Olmstead, JEWELERS AND FINE STATIONERS

We invite visitors to the city to call and see our beautiful store, and examine our fine stock of Diamonds and other Precious Stones, also Watches, Clocks, Silverware, etc.

We have a complete line of the best Stationery made. VISITING CARDS, WEDDING INVITATIONS at lowest rates.

S. E. CORNER 11th & WALNUT STS., KANSAS CITY, MO.

The Leading Music House OF THE WEST.

Visitors in Kansas City during the Home Product Exhibit are cordially invited to call and inspect our immense stock of Pianos, Organs and every variety of Musical Instruments.

Carl Hoffman, 1012 & 1014 Walnut St., Kansas City, Mo.

EVERYONE

Who comes to Kansas City to the Home Products Show should not fail to visit Streicher's, the largest Wholesale and Retail Jewelry house in the West. You pay no retailer's profit here, and save thereby over ONE-HALF on every purchase of Watches, Diamonds, Wedding Presents, Jewelry, Clocks, Silverware and Wedding Rings.

Streicher's 1017 Main, Kansas City, Mo. Established 1858. KANSAS CITY, MO.

Come to Kansas City AND VISIT THE Home Products Show June 1st to 14th See Railroads about Special Rates.

Jones' Dry Goods Co., Sixth and Main Streets, KANSAS CITY, MO.

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