

CONDITION OF THE CROPS.

The Last Week's Weather a Little More Favorable.

Everything is Backward, However, Owing to the Lack of Warmth and Sunshine.

The following synopsis of weather conditions during the week ending Monday, May 18th, is issued by the State Agricultural Society, in co-operation with the United States Climate and Crop Service, James A. Barwick, Section Director:

The average temperatures for the week ending Monday, May 18, 1896, were as follows for the Weather Bureau stations named: Eureka 50, Fresno 60, Los Angeles 64, Red Bluff 58, Sacramento 50, San Francisco 54, and San Diego 60 degrees.

As compared with the normal temperatures, there were heat deficiencies at all points named, as follows: Eureka 4, Fresno 8, Los Angeles normal, Red Bluff 10, Sacramento 6, San Francisco 4, and San Diego 2 degrees.

The total precipitation was: For Eureka 50 of an inch, Red Bluff 10 of an inch, Sacramento a trace, while no precipitation was reported from Fresno, Los Angeles, San Francisco or San Diego.

The climatic conditions of the week have been favorable for grain and pastures, and extremely unfavorable for hay and for fruits, berries and vegetables.

The week has been somewhat more favorable for all crops than was the week previous, still that is not saying much in favor of the past week's weather. In fact, this has been the most unprecedented weather for the month of May that there are any records of.

Fruits and small berries are really in need of warmer weather to bring them to perfect maturity.

Constant sunshine and slightly warmer weather has improved the crops greatly during the week. Grain is doing well, but fruit is very backward owing to the seasonal heat deficiencies. Some hay has been cut and early grain is heading out.

The week has been much more favorable for farm work than the preceding one, but it has not been as warm as would be desired; haying has begun. Highest and lowest temperatures, 76 and 44 degrees.

The north winds of the week have been more beneficial than otherwise; a few have commenced haying, and with continued dry weather will be in full blast the coming week. Wheat and barley are looking fine and the prospects are very good.

The north wind has been beneficial to grain by preventing any probability of rust. The season is very backward, and hay-making has not yet commenced; everything is favorable for a good grain crop.

The grapevines are coming out fine, and those nipped by the frost are recovering rapidly. Thinning has commenced in the orchards, and the reports of a short peach crop in this vicinity are rather knocked out.

Grain is doing fairly well in spite of continued cold weather; the north winds have done but little if any damage, the weather being too cool. Hops are backward and uneven, but with warmer weather they will soon catch up. Highest and lowest temperatures, 74 and 37 degrees, with half an inch of rain.

The north winds have done some damage to orchards in blowing off fruit and drying the ground; some fears are expressed that the wind may have a damaging effect on the orange blossoms. The cherry crop turns out to be an extremely light one, some orchards having almost none, while others have as high as half a crop.

It is reported that quite a frost occurred yesterday, Sunday morning, the 17th, in the vicinity of Routier's, a few miles to the northeast of this city. The thermometer was reported down to 32 degrees, but as the instruments used in that portion of the county are of the cheapest and commonest kind, there can be but no reliability in any such low temperature so late in the month of May. The lowest in this city at the Weather Bureau office was 41 degrees, both on Saturday and Sunday mornings, while this (Monday) morning the lowest was 43 degrees. Monday, therefore, was colder than either Saturday or Sunday morning, and as all three of these mornings were clear, with winds ranging in velocity at 5 a. m. of from four to eight and twelve miles per hour, there should have been a heavy or killing frost reported on each of the three mornings, but as none was reported as far as heard from, except Sunday morning, there must be considerable allowance made in the reported low temperatures. Crops never looked better for grain and hay, but for small fruits, such as berries, the outlook has been very discouraging indeed; fruit, what is left from the frosts of April, is looking quite well under the very unfavorable weather of the week. Highest and lowest temperatures of the week were 72 and 43 degrees, with no precipitation.

One of our fruit-growers says he will have a heavy apricot crop, as it has not been hurt either by frosts or wind. It is reported that the high north winds have knocked off a great deal of fruit, and the weather is not altogether favorable for haying.

The heavy winds of the 8th, 13th, 14th and 15th have about cleaned out the apricots and peaches in this section. Peaches are the only fruit that will be a good crop; grapevines are on the improve, and the grain crop is looking exceedingly well. Highest and lowest temperatures, 83 and 44 degrees, with 14 of an inch of rain.

The weather has been much warmer than last week; wheat and barley is nearly all out in head; the late sown grain as a general thing will make a better crop than that which was sown early; light frosts on the mornings of the 14th and 15th, but were not heavy enough to do any damage.

There has been no improvement in the fruit crop, but that which is on the trees is growing nicely and bids fair to be of good quality; those who had planted their beans just before the last showers are found to be dead (the beans and not the ones who planted them) and the beans will have to be replanted; bean planting is now going on and with open-petiole fog there is hope to have a very fair crop.

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Highest of all in Leavening Power.—Latest U.S. Gov't Report



other experienced by the oldest inhabitant in this county. The frosts have been more frequent and severe, and the damage done to fruits has been in consequence heavy. The blight is, however, in spots. While almonds, cherries and prunes have quite generally suffered, there are here and there orchards whose trees make a fair showing. Peaches and plums promise well, and there will be a light crop of peaches and apricots. Vineyards are very spotted; in some, the first crop has been taken by untimely frosts, and the dependence is now upon the second crop, which in many instances promises to be larger than usual, owing to the concentration of the strength of the vine left in making it. Grain and hay crop will, as a rule, be good. The exceptions are found to the south and west of town, where the Hessian fly is getting in its deadly work. Highest and lowest temperatures, 82 and 36 degrees, with .51 of an inch of rain.

The crops in this section look very well and promise a bountiful harvest. The frost has done considerable damage, but not as much as was at first thought.

The past few days have been the finest of the season, bright with sunshine and delightfully warm, which were in marked contrast to the disagreeable days of early May. Haying is backward, but will begin now soon in good earnest. Highest and lowest temperatures, 75 and 44 degrees, with .56 of an inch of rain. The rain has been very favorable for grain, grass and pastures, but at present there is required and badly needed sunny, clear and warmer weather to bring forward the fruit. The ground has been so cold and moist that seed would rot and decay. Our farmers are now busy planting corn and squash and replanting their vegetable gardens, and the plowing of the orchards is being busily carried on.

The grape crop has been damaged for the season, in consequence of which there will be much smaller crop raised this year than last. Almonds and early fruits are practically a total loss. The late rains have been generally beneficial, except on low lands near Pleasanton, Chevalier and common barley a pretty fair crop. The hay crop sown is light, while the volunteer is very poor. There have been some very high northerly winds during the week.

The weather has been very favorable for growing crops, but it is not quite as warm as usual for the time of year. Some barley hay is now being cut, with prospects of good hay and grain crop as well.

The weather during the latter part of the week has been favorable for haying, and there will be a fair crop of good quality. The present outlook for grain is very good. The later rains have packed the ground too much for sugar beets, and for which reason the crop will be a light one, except where planted late. The highest and lowest temperatures were 76 and 36 degrees; with 21 of an inch of rain. The farmers have delayed hay-cutting on account of the cloudy weather, but many have begun cutting this week.

The weather has been cool and very unfavorable to summer crops and which has also retarded haying and there is nothing doing in that line save in alfalfa, and that is not being rushed. The strong northerly winds of the week have not been favorable to any of the growing crops in this vicinity. Melons have been replanted two and in some cases three times, and are now making a poor showing at the present time. Highest and lowest temperatures, 75 and 40 degrees, with .23 of an inch of rain.

The high and continued northerly winds are now being felt and to all appearances the late sown grain is doomed. Early sown, where it has ground protected, is safe yet, and as the winds are cool it is yet in a healthy looking condition.

The high and strong northerly winds of the week have not helped grain in any, although the farmers think no damage of any account has been done so far. The prospects seem pretty good for a fair crop in this vicinity.

The cool weather has pretty well preserved the grain, notwithstanding the drying north winds which have blown the greater part of the week. Early grain will be a good crop; haying is in progress and the quality and quantity is good; tree fruit is progressing finely, but grapes are getting along very slowly owing to the cool weather.

To-day, the 14th, the thermometer registered 80 degrees, and under the genial warmth of such a temperature the trees and vines have made a good growth, but grain would be benefited by a good shower of rain; blackberries are setting for a very large crop.

The cool weather has had a good effect on the growing fruit and grain, but the cold winds keep the crops backward, and very little haying has been done, and the crop will be a light one as will also be the wheat and barley crop.

There has been no material change in the crop prospect, and there has been no frosts during the week, and the crops have not been damaged as much by the previous frosts as at first expected and reported; grain in most localities is looking well and a good crop is expected to be harvested from the present outlook; the fruit crop is looking well, but warmer weather is badly needed to make the growth more rapid.

The weather has been much warmer than last week; wheat and barley is nearly all out in head; the late sown grain as a general thing will make a better crop than that which was sown early; light frosts on the mornings of the 14th and 15th, but were not heavy enough to do any damage.

There has been no improvement in the fruit crop, but that which is on the trees is growing nicely and bids fair to be of good quality; those who had planted their beans just before the last showers are found to be dead (the beans and not the ones who planted them) and the beans will have to be replanted; bean planting is now going on and with open-petiole fog there is hope to have a very fair crop.

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THE NONPAREIL



Wednesday Special Sale.

SPRING CAPES, SEPARATE SKIRTS, TAILOR-MADE SUITS, BABIES' LONG COATS, CHILDREN'S REEFER JACKETS.

Silk Waists, \$3 50. For a Black Silk Waist, made from India silk, gathered front and back, big sleeves, choker collar and lined throughout. We have but twenty of them. Sizes 32 to 40.

Laces at Half. We've just made a purchase of a large lot of elegant net top Point de Venice Laces, 8 to 15 inches deep, in white and butter. They are worth from 75c to \$1 25 a yard to import. They go on sale to-morrow at the lace counter at 50 and 65c a Yard.

They are particularly desirable for lace berthas and collarettes.

White Figured Silk, 50c a Yard. White Figured India Silks, for waists, in several small patterns and figures. They are heavier than the grade usually sold at this price and much wider.

Pretty Shirt Waists. An unusual lot of pretty Shirt Waists were opened last week. Some of the styles are entirely different from anything that we have ever shown before. Prices, \$1 to \$1 75.

Wasserman, Davis & Co., AGENTS FOR BUTTERICK PATTERNS. Corner Fifth and J Streets, Sacramento.

Have You Seen the new Fazon Puff Box? It is given free with each box of Powder. Ask for it.

MISCELLANEOUS.

A Few Words to the Point. A \$3 FOR \$2

Is a new line of Ladies' Fine Vici Kid (not the common dongola kid), made with new square or razor toes, neat patent leather tips, kid or cloth tops; a solid, neat and excellent fitting shoe. Considered excellent value in any store for \$3. OUR PRICE, \$2. AA to EE wide and all sizes.

Another Special

Is a Ladies' Fine Vici Kid LACE SHOE with fine black cloth tops, long drawn out needle toes, stylish pointed patent leather tips, single, flexible soles; as stylish as any \$5 shoe in town. OUR PRICE, \$2 50. AA to EE wide and all sizes.

The same style of Lace Shoes, made of the new shade of dark tan kid, fine cloth tops to match and needle toes. AA to EE; all sizes. PRICE, \$2 50.

NEW GOODS ARRIVING DAILY. Send for our New Illustrated Catalogue. Free to any address.

Geiser & Kaufman, PROGRESSIVE SHOE DEALERS, 603 J Street, Sacramento

Have You Seen the new Fazon Puff Box? It is given free with each box of Powder. Ask for it.

SUPREME COURT DECISIONS.

SYLLABI. (S. F., No. 270—Department Two—Filed in Sacramento May 13, 1896.)

Edward Anderson, respondent; the Pacific Bank, appellant. Action for return of money pledged. Judgment modified.

In the case of a special deposit the rule is the same with banking institutions as with individuals; whether the special deposit be under a contract of bailment for the better protection of the bailor's property, or under a contract of pledge as security for some specific obligation of the pledgor, title does not pass to the bailee or pledgee, but remains in the pledgor. The pledgee acquires no right to make general use of the property.

Every contract by which possession of personal property is transferred as security only is to be deemed a pledge. Under such a contract the fact that the bank afterward wrongfully commingled and used the funds cannot be urged by it in defense as effecting any change in the contractual relations and rights of the parties. It would be allowing it to plead its own wrongdoing to its own advantage.

Interest can be calculated only from the date of formal demand and from the refusal of the other party to make restoration of the money claimed.

(S. F., No. 88—Department Two—Filed in Sacramento May 14, 1896.)

Asa E. Hovey, respondent; William B. Bradbury, appellant. Action for declaration of trust and for an accounting. Affirmed.

Before repudiation of a trust can operate to set in motion the statute of limitations, or to raise the bar of laches, the repudiation must be clearly and unequivocally brought to the knowledge of the cestui que trust. Laches is imputable to him only when he fails to act after knowledge of repudiation.

The doctrine of laches is neither technical nor arbitrary; it is not designed to punish a plaintiff; it can be invoked only where to allow the claim would be because of the claimant's own acts, an unwarranted injustice.

(S. F., No. 31—Department Two—Filed in Sacramento May 15, 1896.)

Patrick Burns, appellant; Sennett & Miller, respondents. Damages for injuries. Affirmed.

The foreman of the stevedore firm hires a gang of men and takes them on board a ship. He directs four or five men to go and rig up the gear; when the gear is finished all go to work. Suitable materials and appliances being furnished by the employers, the task of setting up or rigging these appliances, and of safely maintaining them, is a part of the duty of the employees; consequently, the employers are not liable for injuries resulting to an employee from a negligent performance of that duty.

Great Furniture Sale. On account of removal from 420 J street to 927 K, Bell & Co. will sell at auction, at 10 a. m., on Wednesday, the 20th, all the furniture therein, mirrors, etc. Everything must be sold, as the store is to be vacated.

Courtland Native Sons. Courtland Parlor, Native Sons of the Golden West, will hold its annual ball at that place on June 12th. There will be a large attendance of the Natives from this city.

Awarded Highest Honors—World's Fair, Gold Medal, Midwinter Fair.



Most Perfect Made. 40 Years the Standard.



The big list is all very well in its way, but the jaunty little Touque has its innings at summer evening diversions of every kind. Our success is due largely to the fact that we have able and experienced milliners who can tell at a glance what will prove becoming. For summer Hats and Bonnets we are headquarters. Give us a call.

MRS. F. SULLIVAN, 519 J Street, Sacramento.

MCCOY AGAIN WINS.

GIVEN THE DECISION OVER MYS-TERIOUS BILLY SMITH.

Smith Fought Foul—Tommy Ryan's Easy Victory Over Joe Dunfee.

BOSTON, May 18.—Kid McCoy of New York was awarded a decision over Billy Smith of Boston this evening as the result of a foul in the sixth round.

The men were scheduled to meet for twenty rounds, and 2,000 persons were present. From the time the bell rang for the first round, Smith tried to avoid punishment, clinched again and again, and after being ordered to break would strike McCoy, which, under the rules, is a foul.

In the second round Referee Daly first cautioned Smith, but he repeated the offense up to the fourth, when he was informed that a repetition would result in a decision against him. Despite this caution, he deliberately fouled McCoy in the sixth round, before the bell rang, and without hesitating, Referee Daly gave the contest to McCoy.

During the first three rounds neither man did much effective work, but McCoy showed his generalship and cleverness by keeping cool, while his opponent was groggy after receiving a blow.

In the fourth round McCoy forced Smith to the ropes, and breaking away got a strong right and left in Smith's face. Both men clinched, and Smith struck McCoy in the face.

In the fifth Smith got in a left swing, followed by a right, on McCoy's jaw. McCoy tried to draw Smith out by feinting for Smith's stomach, but was unsuccessful.

In the sixth McCoy landed a number of rights and lefts in quick succession on Smith's face, which made the latter wince. This made Smith groggy. Both clinched, and Referee Daly endeavored to break them, but before McCoy could get away he received an uppercut in the face, which was a foul, and McCoy was declared the champion welterweight of America. He has been challenged by Dick O'Brien and Joe Walcott.

RYAN BESTS DUNFEE. BUFFALO (N. Y.), May 18.—In the Exposition Building at the Buffalo Driving Park to-night two middle-weights, Tommy Ryan and Joe Dunfee, met in a twenty-round glove contest before the Empire Athletic Club. Ryan was clearly the superior of his antagonist, and won in the sixth round with a clever knockout. The men were in splendid condition. Ryan weighed 147 pounds, and Dunfee 157. Briefly told, the fight was as follows:

Ryan was shifty on his feet, while Dunfee fought rather sturdily. The first three rounds furnished an excellent exhibition of sparring. Then Ryan

begun to land repeatedly on Dunfee's neck and on the stomach, while Dunfee played in vain for a hook blow. Dunfee's leads were hesitating and weak. One of Ryan's savage punches tore Dunfee's ear, which bled freely.

In the sixth Ryan landed a series of strong short-arm blows, and got away, avoiding a clinch. Then he got Dunfee in the corner and struck him a blow which dazed him. When the referee separated them Dunfee left his guard open, and Ryan knocked him down. He came up, but again stood open, and Ryan sent him to the floor with a shower of blows. He came up and grappled with Ryan, who broke away and uppercut him. They clinched again, and as the referee pushed Dunfee he fell on his back and could not rise.

AT THE TRAP. The Pelican Gun Club's Medal Won by Henry Gerber.

Henry Gerber won the gold medal of the Pelican Gun Club at its regular live-bird shoot on Sunday, as will be seen by the following score. There was a stiff breeze blowing, which carried the birds swiftly away, and many marked as lost were killed, but the wind carried them over the flags:

H. Gerber.....1101110111110111-17
J. M. Morrison.....10111110110111-16
F. Rubsaler, Jr.....10111110110111-16
F. B. Adams.....1011101101101110-15
E. A. Nicolson.....1101001101111111-15
E. C. York.....10111110110111-14
F. Gotlieb.....1011111110110111-14
W. E. Gerber.....1011011111011011-13
H. B. Gorton.....1011011101110111-13
H. Mohr.....0010110110110111-12

A Week's Failures. The Bradstreet Mercantile Agency reports fourteen failures for the Pacific Coast States and Territories for the week ending May 15th, as compared with fifteen for the previous week and fifteen for the corresponding week of 1895. The failures are divided among the trades as follows: Three grocers, one manufacturer's agent, liquors, two boots and shoes, one restaurant, two cigars, two butchers, one underwear, one lumber, one druggist.

Indian War Bond Cases. Judge Catlin has set the 23d inst. for the hearing of the cases of Baldwin vs. State of California, Scott vs. State of California, Reis vs. State of California, Mead vs. State of California, and Davis vs. State of California. The cases all relate to the Indian war bonds of 1851 and 1852.

With Suicidal Intent. A Coroner's jury last evening decided that the death of William Sweeney, who was found dead in a closet a few days ago, was the result of a pistol wound inflicted with suicidal intent. No reason has been assigned for the act.

Guardian's Account Filed. J. H. Roberts, guardian of the estate of William Marshall Wright, has filed his account in the Superior Court and petitions that it be allowed. He has also filed his account of the estate of Emma E. Wright.

One More Citizen. Joseph P. Aliva, a native of the Azores Islands, was admitted to citizenship yesterday by Judge Catlin, on the testimony of Joseph Miller and P. G. Reihl.

Terms of U. S. Courts. WASHINGTON, May 18.—The Senate today passed the bill changing the time of holding the terms of the Circuit and District Courts of the United States in the Northern District of California so that the terms shall begin on the first Monday in March, the second Monday in July and the first Monday in November of each year.

Stop for a Moment. And think of what a delicate organ the eye is, and how essential it is to have glasses fitted correctly. Why, even the frames have to be fitted correctly to give perfect satisfaction. Have pupillary distance correct, and then what ease and comfort. Now you can have this done by calling on F. de Wolfe Hennah, who has settled here permanently, at his offices, "The Normandie," corner Tenth and K streets, Sacramento. References on application at office. Examination and consultation free.

BROAD ASSERTIONS. Are easily made, but to prove them is sometimes better for when we tell you 3-DAY MALARIA CURE positively cures malaria, chills and fever we mean it, and at the end of three days if you are not satisfied we will cheerfully refund your money. Be as candid with us as we are with you is all we ask. FRANCIS S. OTT, DRUGGIST, 200 K street, south side Second and K.