

STREET LIGHTING DEMANDS.

JUDGE HUGHES DECIDES THE CITY MUST PAY.

He Holds That the Charter Clause Relied on Is Not Constitutional.

In the Superior Court of this county yesterday Judge Hughes disposed of the case of the Sacramento Electric, Gas and Railway Company against the City of Sacramento, by giving judgment in favor of the Electric Company against the city for the amount sued for.

The controversy in this case grew out of the construction placed by Mayor Hubbard and City Auditor Young upon Section 22 of the City Charter. That section is as follows:

"Section 22. No contract for supplies, printing, advertising, stationery, maintenance of prisoners, fuel, street sprinkling, street repairs or lighting streets, public buildings, places or offices, shall be made for a longer period than one year; nor shall any contract be made to pay for fuel, gas, electric lights, or any other illuminating material at a higher rate than is charged to any other consumer."

The last clause of the section was the one under consideration. Mayor Hubbard refused to sign the contract originally for the reason given by himself in a message that it was contrary to the provisions of that clause of the charter.

After the bill was passed over the Auditor's veto by the necessary number of votes, it went to the Mayor, who vetoed the bill, and his action in that particular was final.

The Electric Company instituted the suit for the same service, and the payment of the Electric Company was the subject of the controversy.

There was no question as to the price being reasonable, the price under the contract in controversy being \$10 25 per lamp per month on a mixed night and light schedule, meaning a schedule that between the 1st of March and the 1st of November a moonlight schedule shall be maintained, and between the 1st of November and the 1st of March the company shall furnish light every night and all night.

It was not entered upon the day book kept for their information, and to the other books from which details could be gathered they are denied access.

It is added that Smith was captured, pleaded guilty, and was sentenced to eight years imprisonment, and was sent to San Quentin; also that Smith's previous record for peace and law abidingness was of the best.

There is no question but that the section under consideration is absolutely meaningless, unless the same is construed in the manner heretofore suggested by the court, namely: That it means that the city shall not pay for any given article any more than is paid therefor by the general public.

So far as the testimony in the case goes, I am unable to find from the testimony which has been given here, that the company has charged a greater rate for the same service to the city than it has charged to private individuals.

THE INDIANS



DID NOT

USE PEON'S EXTRACT'S BUT they knew the worth of it and used them in their primitive manner as a

CURE FOR Wounds, Cuts, Bruises, Burns, Insect Bites and PAINS. PEON'S EXTRACT IS ABSOLUTELY PURE AND STANDS WITHOUT A RIVAL.

to anybody else, and that the all-night commercial service differs materially from the service which the company is rendering the city in its lighting.

In other words, the hanging of the lamps is altogether different; and the brackets and supports, a greater portion of the expense in hanging the lamps for the commercial service, is borne by the customers. In reference to the city, the facts are altogether different. There the lines and the poles to support them, and all of the paraphernalia is furnished by the company, and the lights are situated over a great extent of territory, and necessarily a great deal more material must be used in supplying the plant for the lighting of the city than in the commercial system.

While one or two of the expert witnesses on the subject were not pronounced in their testimony that it did cost more, other witnesses plainly stated to the court it cost considerably more to maintain such a system, and common sense, if nothing else, would teach us that you cannot trim lamps situated over a space of territory two and a half or three miles square at the same expense you can trim lamps over a space of territory comprising an area of ten blocks long and two wide.

The forward locomotive remained on the rails, and just why the second one left the rails has not been determined. A number of Indians were riding on the platform of the mail and baggage cars, and when the accident happened they occupied the posts of danger. They had no chance for their lives, and the result was that six were killed outright and another seriously injured.

It seems miraculous that nobody else was even seriously injured. Engineer Irwin was thrown from his engine, but escaped with a few unimportant bruises.

G. F. Rollins, the fireman, received a cut on the head and a contusion on the neck, but was walking about the wreck a few hours afterward, and is not seriously hurt.

The boys in the mail car were sadly mixed up with the mail bags, but luckily escaped with a few scratches, and the baggage-master was thrown among his load of trunks and received a severe shaking. James A. Bell, A. H. Jesse, Joseph W. Salz, J. C. Eubanks and wife, Willis B. Fry, M. William Davis, J. D. Houck, H. C. Reck, Stanley Glidden, H. C. Morrill, E. G. Koenig, Alfred S. Rix, W. H. Weister, A. S. Weister, A. L. Murphy, San Francisco.

Dr. Craig & Co. cure catarrh, rheumatism, kidney troubles and diseases of the nervous system without the use of poisonous drugs. Advice free. Letters containing stamps will be answered. Office, Singleton Bldg., Fifth and K.

The shortest and quickest stage route to Bartlett Springs is from Williams. Stage daily. Fare, \$4. Round-trip, \$7. Tathbun & Abel, Williams, Cal.

Ha! Ha! Ha!!! On Monday and Monday evening a glass of ice cream soda free to each purchaser at the "C. C. C." Drug Store.

Why go away on a vacation when the same sun spent at home in Barton's Ice Cream will keep you cool all summer?

McMorris sells groceries. Agent for Coronado water and Stockton sarsaparilla and iron. 531 M street.

Try McMorris's 50c uncolored Japan tea; E. B. tea, 40c; G. P. tea, 75c; P. F. Japan tea, 40c; 531 M street.

The Rhoads & Townsend House, The finest furnished house in the city, for sale at a bargain. Sure.

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Cold lunches served at popular prices, steam and lager beer. El Dorado, 826 J.

New combination oak book cases and writing desks. Comstock's, 5th and K.

Save money by buying your tea and coffee of J. McMorris, 531 M.

Try McMorris's Blend Coffee, 25c.

Assistant Division Superintendent Jones visited the scene of the accident with the wrecking train, and at 11 o'clock last night the track was cleared. The damage to rolling stock was nominal.

HE FOOLED HER. An Old Man Plays a Mean Trick on a Woman.

Laura Norman, by her attorneys, Hinkson and Elliott, has sued William Norman and William Arthur Norman to quiet title to lot 6, block 10, bounded by I, J, Twentieth and Twenty-first streets.

In her complaint the plaintiff alleges that in May last she consented to and did marry William Norman, who is described as being at that time a man 19 years of age, who was mentally strong, but physically enfeebled and without a home and his associations.

TRAIN WRECKED NEAR VERDI.

SIX INDIANS WERE CRUSHED TO DEATH.

None of the Passengers Nor Train Hands Were Seriously Injured.

One of those unfortunate railroad accidents for which no one is responsible happened about a mile east of Verdi, Nev., at 10 o'clock yesterday morning. The west-bound overland express train, No. 2, due in Sacramento at 5:10 o'clock p. m., was bowling along up the grade at the usual rate of speed, drawn by two engines—or what in railroad parlance is known as a "double header"—when the rear engine left the rails, and toppling over to the left side of the track rolled down the eight-foot embankment. The tender was erratic, and instead of following its engine rolled into the cut on the right side of the track.

The mail and express car, the baggage car, the day coach, the smoking car, two tourist cars and two Pullman sleeping cars were derailed, the first four being turned over, and when the dust settled the wheels of the mail car were turned heavenward.

The forward locomotive remained on the rails, and just why the second one left the rails has not been determined. A number of Indians were riding on the platform of the mail and baggage cars, and when the accident happened they occupied the posts of danger. They had no chance for their lives, and the result was that six were killed outright and another seriously injured.

Several other passengers received severe bruises. They were exercising the right given them to ride free.

It seems miraculous that nobody else was even seriously injured. Engineer Irwin was thrown from his engine, but escaped with a few unimportant bruises.

G. F. Rollins, the fireman, received a cut on the head and a contusion on the neck, but was walking about the wreck a few hours afterward, and is not seriously hurt.

The boys in the mail car were sadly mixed up with the mail bags, but luckily escaped with a few scratches, and the baggage-master was thrown among his load of trunks and received a severe shaking.

While the damage to the rolling stock is considerable, everything can be easily repaired.

Wrecking trains were immediately sent out from Wadsworth and Reno, and at 8 o'clock last evening the track was cleared. The passengers, mail and baggage were transferred to other cars, and the train was due in Sacramento at 4 o'clock this morning. The list of the injured is as follows:

G. F. Rollins, fireman, head cut and neck contused.

S. A. Ross, mail clerk in postal car, scalp wound and shoulder hurt.

J. W. O'Brien, mail clerk, shoulder and back bruised.

J. J. Burke, baggage master, right leg bruised.

M. Banner of 571 Market street, San Francisco, head cut.

J. S. Stanberger, 14 Sutter street, San Francisco, back bruised.

B. N. Livingston, San Jose, wrist sprained.

Charles Glass, East Cambridge, Mass., leg bruised.

FREIGHT CARS DERAILED. At 2 o'clock in the afternoon freight train, No. 20, bound west, met with an accident one and one-half miles east of Cape Horn Mills Station, and about five miles east of Colfax.

A freight car next behind the tender left the rails while the train was moving along at regulation speed, and toppling over rolled down the one hundred-foot embankment, dragging the four following cars after it.

The locomotive and three other cars were also dragged from the rails, but remained on the roadbed.

The brakeman, W. H. Crofton, was on top of one of the cars that went over the grade, and when it started on its wild career he made a flying leap and landed in the gravel, escaping with a few scratches and sore spots, but no broken bones.

Assistant Division Superintendent Jones visited the scene of the accident with the wrecking train, and at 11 o'clock last night the track was cleared. The damage to rolling stock was nominal.

Articles of Incorporation. Articles of incorporation were yesterday filed in the Secretary of State's office as follows:

Orange County Business College, Principal place of business, Santa Ana, Orange County. Directors—R. L. Bissby, E. R. Baker, M. M. Crookshank, W. H. Spurgeon and P. H. Turner, all of Santa Ana. Capital stock, \$10,000. Subscribed stock, \$7,500.

M. V. Thomas, Company, Limited. Formed to conduct a general real estate business. Principal place of business, San Francisco. Directors—M. V. Thomas, Mrs. M. E. Wadsworth, Frederick Mayne, W. S. Rembaugh and T. S. McGovern, all of San Francisco. Capital stock, \$10,000. Subscribed stock, \$705.

AMUSEMENTS.

The box office of the Metropolitan Theater opens this morning for the sale of seats for the engagement of the Frohman Lyceum Theater Company Saturday night, when James K. Hackett and Miss Mary Manning will appear in a comedietta and the new drama, "The First Gentleman of Europe."

At Oak Park Pavilion to-night "Charmion, the Girl Sandow," will give another of her athletic and variety entertainments.

SOCIAL EVENTS.

A pleasant surprise party was given to Miss Lou Mueller at the residence of her aunt, Mrs. I. C. Kahley, on the J-street road, on Friday evening last. The hours were spent in a very social manner with games and music. After refreshments were served the guests were taken to the Lyceum Theater. Those present were: Emily Truscott, Jennie Mathew, Lillie Clegg, Mattie Grant, Lillie Kunz, Mayne Kennedy, Theresa Flanigan, Maude McAlpine, Pearl Labhard, Dora Truscott, Fannie Moore, Maude Methven, Alice Hammar, Maggie Truscott, Sophia Hoffert, Mrs. T. S. Truscott, Mrs. Methven, Mrs. Kahley, Charles Buchanan, Will Combes, T. Truscott, Frank Coyne, George Bray, Clifford Whitmore, Dave Hilderbrand, Al Labhard, Al Hoskinson, Will Labhard, Wilber Morton, Will Clegg, Bert Triplett, J. C. Kahley.

PERSONAL MENTION.

Miss Emma Sophia Kleinsorge, Miss Minnie Kleinsorge, Mrs. Henry Kleinsorge, Mrs. Charles E. Winsor, Mrs. P. Kleinsorge, Mrs. Willie Kleinsorge of this city and Miss Dora Kleinschmitt, St. Louis, Mo., have gone to Shasta Springs to remain until September 1st.

Mrs. J. W. Johnson and daughters Belle and Edna, accompanied by Miss Adele Krull, have gone to San Francisco for an extended visit.

Mrs. M. Litzberg and family will leave for Pacific Grove this morning. Mrs. Ida Blum and son have gone to Pacific Grove.

Mr. and Mrs. J. C. Eubanks of San Francisco are at the Golden Eagle.

Hotel Arrivals.

Arrivals at the Golden Eagle Hotel yesterday: C. H. Davenport, Hugh D. Bowken, Holyoke, Mass.; E. D. McCall, Buffalo, Wyo.; Jean P. Webb, Pacific; Montag Mine, Humboldt; Gayles, Chicago; James A. Bell, A. H. Jesse, Joseph W. Salz, J. C. Eubanks and wife, Willis B. Fry, M. William Davis, J. D. Houck, H. C. Reck, Stanley Glidden, H. C. Morrill, E. G. Koenig, Alfred S. Rix, W. H. Weister, A. S. Weister, A. L. Murphy, San Francisco.

Strange But True.

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SPECIAL SALE OUT OF THE DAVIS STOCK.

Brussels and Ingrain Carpet Remnants, 1 to 5-yard lengths, suitable for mats, etc., 25c up. ANYTHING YOU WANT IN FURNITURE AND CARPETS At greatly reduced prices—Cash or Installments. CHAS. M. CAMPBELL, 411-413 K Street.



DON'T SHOOT with a poor gun at good game. We carry the Largest and Best Assortment of Guns. Winchester Rifle, 38-55.....\$12. Shot Gun, 12 ga.....\$10. W. H. ECKHARDT, 609-611 K ST., SACRAMENTO.

GIRLS WHO USE "WELL BRED, SOON WED." ARE QUICKLY MARRIED. Try it in Your Next House Cleaning.

CREAMERY Agency Knights Landing and Woodland Creameries, California. Douglas County and Reno Creameries, Nevada. Strictly modern. Highest quality maintained always. HEADQUARTERS. WOOD, CURTIS & CO., WHOLESALE DEALERS IN California, Oregon and Nevada Products. Butter, Eggs, Potatoes, Beans, Vegetables, Fruits, etc. Agents Santa Paula Sealless Lemons.

WHEN you purchase a Lead Pencil it is not necessary to select the most expensive, nor is it economy to buy the cheapest. A pencil for general use should have: First, a medium soft, tough lead; second, a firm top of good erasing rubber; third, wood thoroughly seasoned so as to sharpen easily. I have just such a pencil, Purnell's School Pencil, 25c PER DOZEN.

CANVAS COVERED MEMORANDUMS. I have some Canvas Memorandums, made from the popular Blue Bank Stock paper, extra size and thickness, open end or side, 5c each; 50c per dozen. These are the best books I have ever had at the price. I don't know how it is possible to produce a better one.

W. F. PURNELL, Bookseller and Stationer, 609 J Street.

STOP SMOKING POOR HAVANA CIGARS. TRY THAT GREAT MEXICAN, La Internacional CIGAR. HALL, LUHR'S & CO., AGENTS. IMPORTANT TO FARMERS AND FRUIT GROWERS.

WAKELEE'S SQUIRREL AND Gopher Exterminator—the original, oldest and best prepared poison—the most effective and economical squirrel poison known. Price reduced to 30c a can. For sale by C. C. C. Agents, Grangers' Building, Tenth and K streets.

SURPLUS EARTH On K street, between Fifteenth and Thirty-first streets, for sale. Inquire on the street. CITY STREET IMPROVEMENT COMPANY. Jy27-1 SEND THE WEEKLY UNION TO YOUR Friends in the East.

MADAME L. FARI'S FACE BLEACH. For years a familiar household word. Everyone knows directly or indirectly of its great merit for the removal of freckles, tan, sallowness, blackheads, Pimples, Eczema, Moth, etc., and in fact all diseases that skin is heir to. It has no equal competitor world of the same. \$2 per bottle, or three bottles for \$5. Sent only by express.

Mme. Fari's Gray Hair Restorative. Recently discovered by Mme. Ruppert, IS NOT A LYE, but restores gray hair to its natural color. Hair dyes are obnoxious to the refined taste, being sticky or of a disagreeable odor, or rub off. This Restorative is colorless like water and does not stain. The same Restorative is used on hair of all colors. It expresses \$2.50 per bottle in plain wrapper on receipt of price.

Mme. Fari's Depilatory. Immediately dissolving all superfluous hair from the face, neck, arms or any part of the person. It acts like magic, removes disfiguring hair inside of three minutes and can be used without the slightest injury. In plain wrapper on receipt of \$1. Call or address MADAME L. FARI, Joseph Block, 601 1/2 K Street, Sacramento.

NOTICE TO HUNTERS. NO SHOOTING OR HUNTING WILL be allowed on the Rancho Del Paso. Any violation of this order will lead to arrest. JOHN MACKAY, Superintendent.

IN THE SUPERIOR COURT, STATE OF California, county of Sacramento, in the matter of the estate of MARY T. DOLAN, deceased. Notice is hereby given that Friday, the 6th day of August, 1897, at 10 o'clock a. m. of said day, and the court room of said court at the Court-house, in the city of Sacramento, and State of California, has been appointed as the time and place for proving the will of said MARY T. DOLAN, deceased, and for hearing the application of Mary A. Cranley for the issuance to her of letters testamentary thereon.

Witness my hand and the seal of said court this 21st day of July, 1897. W. B. HAMILTON, Clerk. By B. H. Galbraith, Deputy Clerk. James B. Devine, Attorney for Petitioner. Jy22-101

THE SADDLE ROCK RESTAURANT AND OYSTER HOUSE. FIRST-CLASS HOUSE IN EVERY respect. Ladies' dining-room separate. Open day and night. BUCKMAN & CARLISLE, Proprietors. No. 1019 Second street, between J and K, Sacramento.

Now Open After the Fire. Maison Faure, Restaurant De France, 427 K Street (formerly near Golden Eagle Hotel). Family Orders, Banquets and Wedding Parties a specialty. L. FAURE, Proprietor.

UNIVERSAL RESTAURANT AND Oyster House. Meals served on the European plan. Board by the month, \$17. Meal tickets (21 meals), \$4. Regular meals, 25c. Marinelli, Valerio & Co., Props., S. W. cor. Third and J.

THE BELVIDERE HOTEL. 1023 K Street. UNDER NEW MANAGEMENT. No Chinese employed or patronized. We solicit your patronage. First-class table. Low rates.

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RAILROAD TIME TABLE.

SOUTHERN PACIFIC COMPANY (PACIFIC SYSTEM).

JUNE 10, 1897.

Trains Leave and are Due to Arrive at Sacramento:

Table with columns: LEAVE TRAINS RUN DAILY, ARRIVE (FROM). Lists various train routes and arrival/departure times for Sacramento.

For morning, P. for afternoon. Monday excepted. T. H. GOODMAN, Gen. Pass. Agent.



CAN YOU AFFORD IT? Can you afford to buy a new cloth that will run and break and look unsightly after a few weeks' wear? Of course you can't. You prefer the weatherproof kind that's made to last through summer and winter and still be good the following spring. That's the kind we're selling and that's the kind you want to buy.

SCHAW, INGRAM, BATCHELOR & CO., AGENTS, 211-219 J St., Sacramento.

Royal Typewriter Ribbons.

All colors, for all machines. Non-filling, non-drying. Made expressly for coast trade. Try them once and use them always.

H. S. CROCKER COMPANY, 208-210 J Street.

MATER MISERICORDIAE.

Sisters' New Hospital, Twenty-third St., Q and R, Sacramento. JUST COMPLETED AND NOW open to patients. High, healthy location. Pleasant airy rooms and wards. All modern appliances. Terms moderate. For particulars apply to "Sisters of Mercy," or to the Medical Superintendent, DR. CHAS. D. McGETTIGAN.

Your Grocer Will Give You FREE This Silver-Plated TEASPOON with every large size cake of White Cloud Floating Soap.

The cost of this spoon comes out of our pocket only—it's one of our ways of advertising. We want you to get acquainted with the whitest floating soap on the market. If your grocer can not supply you, send us his address.

MADE ONLY BY JAS. S. KIRK & CO., Established 1839, CHICAGO.

The Largest Soap Manufacturers in the World.

What is More Attractive Than a pretty face with a fresh, bright complexion? For it, use Puzosini's Powder.

Business Houses, Contractors and Public Men—FURNISHED WITH—NEWSPAPER INFORMATION OF ALL KINDS—BY THE—PRESS CLIPPING BUREAU, 610 Montgomery street, San Francisco.

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