SYRUP of FIGS

ONE ENJOYS

Both the method and results when Syrup of Figs is taken; it is pleasant and refreshing to the taste, and acts gently yet promptly on the Kidneys, Liver and Bowels, cleanses the system effectually, dispels colds, headaches and fevers and cures habitual constipation. Syrup of Figs is the only remedy of its kind ever produced, pleasing to the taste and acceptable to the stomach, prompt in its action and truly beneficial in its effects, prepared only from the most healthy and agreeable substances, its many excellent qualities commend it to all and have made it the most popular remedy known.

Syrup of Figs is for sale in 50c and $1 bottles by all leading druggists. Any reliable druggist who may not have it on hand will procure it promptly for any one who wishes to try it. Do not accept any substitute.

CALIFORNIA FIG SYRUP CO.
SAN FRANCISCO, CAL.
LOUISVILLE, KY. NEW YORK, N.Y.

EMIGRANT RATE WAR

Western Passenger Association Lines Make a Deep Cut.

To Bring the Union Pacific to Time They Reduce the Rate to California from $35 to $18.90.

The war over the emigrant rates will begin in earnest next Sunday. Chairman Caldwell, of the Western Passenger Association, yesterday issued notice to all members of the association that with the beginning of next week the association lines will put into effect a rate of $16.10 on emigrant business from the Missouri river to California. This is a cut of $18.90, the present rate from the river to California being $35. The new rate will be a body blow to the Union Pacific, as that road's present percentage on each ticket from the Missouri river to Ogden is just $16.10. The Western Passenger Association lines are, by this reduction, offering to carry passengers clear through to the coast for the same amount as the Union Pacific demands to Ogden. The latter road, if it meets the rate, cannot afford to pay commissions, as, if it does so, it must carry each passenger at a loss; and it cannot secure emigrant business without paying commissions. Its only hope, from present appearances, is to drag the Southern Pacific into the fight and induce that line to reduce its commission for carrying passengers west from Ogden. The lines making the fight against the Union Pacific, which are the Burlington, the Atchison and the Rock Island, profess, however, to feel easy on that score, as they claim the Southern Pacific will hardly join in a fight in which it has no especial interest.

March Exhibits of Earnings.

Returns of gross earnings of 129 roads for March are in and compare more unfavorably with last year than did January or February. In March these roads earned $39,141,981, a decrease this year of $5,877,714, or 13 per cent. The gross earnings per mile were $71 smaller than in March, 1893. The returns are remarkable for the uniform decrease in all sections of the country, only a dozen roads showing any increase, and in such cases very slight increases. It must be admitted that the results of the first three months of 1894 are very discouraging and reflect in a striking manner the depression in business as well as the demoralization in rates. For the quarter ending March 31 these roads earned $108,371,710, against $124,258,122 in the corresponding three months of 1893, a decrease of $15,886,412. In the face of such a falling off in earnings there is no reason for surprise over the extensive economies which the railroad companies are enforcing. However, it is believed the worst is over, and that from this on better results will be shown. Railroad officials say that an improvement has set in, but that it will of necessity be slow of growth.

Muncie Signing a Team.

Special to the Indianapolis Journal.

MUNCIE, Ind., April 18.—Muncie will have a ball team the present season. It will be owned by the Citizens' Electric Street Railway Company and will be an organization composed of the best talent possible to secure. Secretary McCulloch, of the company, to-day engaged William C. Raffert, the catcher, of Indianapolis, to manage the team. The players will be paid by the week play or no play. No Sunday games will be played, but about three games per week will be scheduled with the best teams possible to secure. Pitcher Goar, of New Lisbon, and O'Connor, of Kokomo, will be secured, together with Niblock, of Muncie, and Barnes, Daily and White, of Indianapolis. The first game wil be played within ten days or two weeks. The Muncie ball park built last year is one of the finest in the State and located at Westside.

Engine No. 174 Is Hoodooed.

Engine 174, of the Wabash, is an ill-starred locomotive. When just out of the Rhode Island works where she was built, two years ago, she plunged into the washout at Kentner creek, four miles west of Wabash, and crushed out the lives of five men riding in the cab. The locomotive was lifted, repaired and put on the road, only to come into collision with another engine near Danville in a few weeks. Tuesday night as she was being run on to the turntable at the Andrews yard the table gave way under her and turned her dome down into the pit, the hostler, Roger Rial, being caught and quite severely injured. The engine was in the pit all night, and not a locomotive has been taken in or out of the roundhouse because of the wreck.

Big Four After O. W. Lamport.

O. W. Lamport, ex-superintendent of the old C., W. & M. and Michigan division of the Big Four roads, now employed on the Lake Shore at Cleveland, has been offered the agency of the Big Four at Wabash, vice George N. Norton, retired. Mr. Lamport, however, declines the position, stating that there is a prospect of a change on the Lake Shore which will result in his advancement on that road.

Personal, Local and General Notes.

The Pennsylvania Company is building twenty new postal cars for their fast mail service.

C. E. Schaff, general utility man of M. E. Ingalls, president of the Big Four, was in the city yesterday, and went West last night.

On account of the funeral of Mrs. B. C. Kelsey, the Big Four offices, at No. 1 East Washington street and 36 Jackson place, will be closed from 2 to 4 this afternoon.

The Monon now has two and one-half miles of side track in its yard, north of the city, will lay as much more this summer and will then have ample room for its present business.

It is stated that the Phenix Bridge Company is arranging to resume work on the bridge between Jeffersonville and Louisville. The spans which fell into the river are yet to be raised.

An order has been signed by Judge Patterson, of the Supreme Court of New York, denying a motion for an injunction to restrain the Chicago & Great Western Railroad Company from holding possession of or operating the property of the Chicago, St Paul & Kansas City railroad under a lease executed several years ago.

The business men of Topeka, Kan., are offering great inducements to the Chicago, Burlington & Quincy to extend its line to that point by purchasing the abandoned Leavenworth, Topeka & Southwestern.

The through passenger trains of the Big Four between Cincinnati and St. Louis for six weeks past have earned more per mile run than the through trains of the Big Four between Cincinnati and Chicago.

The Indianapolis, Decatur & Western management is preparing to make improvements on the track. Thirty thousand ties have been distributed, and as many more will be. Ballasting with gravel is now in progress.

Traffic on the new Buffalo and Lacrosse division of the Chicago & West Michigan railroad is practically at a standstill. There is a sink hole under the bridge which spans Lilly lake, in the northern limits of La Porte county.

The accounting departments of the Baltimore & Ohio road proper are to be removed to Baltimore as an economical measure, throwing a number of men out of employment at Pittsburg, Philadelphia, Parkersburg and Wheeling.

B. L. McClain, who, after May 1, is to represent the Chicago & Alton in New York, on Sunday gave an elegant dinner to his friends in Kansas City, who in return remembered Mr. McClain and his wife with handsome and appropriate gifts.

The Big Four contemplates erecting, at Mattoon, a depot similar to the one completed a few weeks ago at Anderson, Ind., which is pronounced by architects, one of the most complete and convenient buildings for the purpose ever erected. It cost $11,500.

President Clark, of the New York, New Haven & Hartford and the Old Colony system, yesterday had all the officials of both systems, numbering two hundred, in New Haven for a love feast and to talk over the interests of the lines and plan for the future.

J. M. Burwick, a passenger conductor on the Panhandle lines, is a successful evangelist. On Saturday he addressed the Y. M. C. A. at Terre Haute, a number of railroad men being present. He tells the story of his own life in a simple but effective way.

I. D. Baldwin, general agent of the passenger department of the Monon and the Cincinnati, Hamilton & Dayton at this point, yesterday received several telegrams from the higher officials of the respective roads, expressing sympathy with him over the death of his wife.

Work on the extension of the Cleveland, Loraine & Wheeling into Cleveland is progressing finely and it is said will be completed by Sept. 1. The company will for a time use the Erie terminals at Cleveland. The headquarters of the Cleveland, Akron & Columbus will be removed to Cleveland.

General passenger agents state that earnings are beginning to improve aside from what would be classed as Chicago business. On some lines not as many passengers are carried, but rates are so much better maintained than one year ago that the decrease in number of passengers is more than offset.

General Superintendent Zion, of the Belt road, has been authorized to purchase ten thousand ties, one hundred tons of new steel rails, weighing seventy pounds to the yard, and is to paint all the bridges, train dispatcher's office, switch houses, etc., and clean up things generally on the line of the Belt.

D. F. Whitcomb's title, on his return to service with the Union Railway Company, will be day agent at the Union Station, and his salary will be $100 per month. The management are confident that the duties of Mr. Whitcomb will be so light that he can perform them. His health has much improved during his two months' rest.

An Eastern paper still insists, despite all denials, that the Standard Oil Company is behind the Cincinnati, Hamilton & Dayton securing control of the Queen & Crescent, and that in time the Erie, the Cincinnati, Hamilton & Dayton, the Louisville, New Albany & Chicago, and the Queen & Crescent will be under the same control.

Every passenger rate of the roads running out of Chicago is printed jointly in the rate sheet of the Chicago Railroad Passenger Association at a saving of tens of thousands of dollars to the roads. The withdrawal of the Sante Fe from the Western Passenger Association, it is said, is intended to force every road to publish its own rate sheet at a heavy expense.

The Atchison and the Rock Island have issued notice that they will at once reduce rates from Colorado common points to Montreal and New York. They have announced a rate of $36.25 to Montreal and $33 to New York, the first rate being a cut of $1.75, the second a cut of $4.25. They claim that both the Missouri Pacific and Union Pacific have been using these rates for some time.

A friend of Joseph Ramsey, jr., writes that Mr. Ramsey should have the credit of suggesting and planning the new freight depots at Indianapolis, which are being so favorably commented on by the press and higher railway officials, adding that at the time those who are now boasting loudest of the improvements were opposed to making them and tried to influence President Ingalls against them.

The general passenger agents of the Central Traffic Association discussed routine matters at Chicago yesterday in connection with the proposed Eastern pool. Several recommendations were made to the meeting of the joint committee of the Central Traffic and the Trunk-line associations, which are scheduled to meet in New York, April 20. None of the recommendations was of particular importance.

An official of the railway mail service says there is nothing in the rumor that the contract for carrying the mail between Chicago and New York was to be given wholly to the Pennsylvania Company. He says both the Pennsylvania and the New York Central have as much mail matter now as they can carry and make good time. The Pennsylvania now handles no New England mail matter, and possibly some changes will be made which will increase its service between New England and the West.

Proposed amendments to the clergy rule of half fare tickets are to be brought up again at the next meeting of the Western Passenger Association. A majority of clergymen know that the reason they get cheaper fare is through the courtesies of the roads, but there is a class, it is alleged, that not only travel at half fare, but go to extremes and abuse the courtesy of the roads. One of the first rules governing the issuing of this transportation is that the applicant shall not be engaged in any other calling than the ministry, but it is claimed that this privilege has been abused.

J. M. Egan, who has been so long and actively connected with the Chicago & Great Western railway, has tendered his resignation as president and general manager, and it has been accepted. Mr. Egan's place has been filled by the election of A. B. Stickney, who was formerly president, but of late has been chairman of the board of directors. Samuel Stickney, son of President Stickney, succeeds Mr. Egan as general manager. Nothing can be learned definitely as to the reason for Mr. Egan's resignation. Mr. Egan was at work as usual yesterday. At noon he had a conference with Mr. Stickney, and it is believed some sudden difference of opinion arose over the management of the road, for Mr. Egan's resignation was promptly submitted and as promptly accepted, no reason being announced. There had been no previous talk of any such action, and it was a surprise in railroad circles.

Police Court Liquor Cases.

Yesterday, in Police Court, Perry Evans was fined $20 and costs and sent to the workhouse for thirty days on a charge of giving away liquor without a city license and $25 for selling liquor without a license. He keeps a saloon on Fort Wayne avenue.

Emuel Mantel and his wife, who were charged with selling liquor on Sunday, were dismissed, Judge Stubbs being convinced that it was a case of persecution instead of prosecution. Sergeant Laporte testified that this place was one of those that had never given the officers the least trouble, and that he regarded Mr. Mantel as a law-abiding man in every way.

Herman Buher was fined $10 and costs for selling liquor on Sunday. He paid the prosecutor's fee and the fine was remitted.

Covered a Collection of C's.

The ladies of the First Baptist Church gave a conundrum supper last evening in the chapel. The letter "C" was used as the initial for every course on the menu and the name of the entertainment was "Church Chapel Conundrum Collation." The menu was printed on a C-shaped card. During the evening the following resolution was passed: "The company congratulates the congregrated committee on their curiously concocted culinary combination, but considers compliments cannot convey our complete complacency corresponding to our compensation.

Anna Brandt Incorrigible.

Anna Brandt, aged seventeen years, an incorrigible, was placed in the county jail yesterday by the instruction of Superintendent Powell, who had been asked to do so by the girl's father. This morning she will be sent to the convent of the Good Shepherd.

Use SOZODONT when you have eaten;
Use SOZODONT your breath to sweeten;
Use SOZODONT to aid digestion;
Use SOZODONT and ask no question.
Preserve you molars and you won't
Regret the use of SOZODONT.

ONE SALOON CLOSED

Mayor Has D. J. O'Brien and the Shine Brothers Before Him.

The City License Under Which the South Illinois-Street Place Was Operated Revoked—Improvements.

"Closed by order of Superintendent Powell and Mayor Denny" is the wording of a sign placed on Shine Brothers' saloon at 54 South Illinois street yesterday morning. In accordance with the notice sent by Mayor Denny Tuesday afternoon to D. J. O'Brien, in whose name the business of the above place is conducted, O'Brien, accompanied by his attorney, W. T. Brown, appeared at the Mayor's office at 9:30 o'clock yesterday morning. John Shine had preceded him. Mr. O'Brien said that he had nothing to do with the business and appeared only because he had been summoned and not to defend the case, as he said that was a matter for Mr. Shine to attend to. Mr. Denny said that as the license was in the name of D. J. O'Brien he could not take any cognizance of the proprietorship of the Shine brothers, and as there was no defense made he would revoke the license. He then handed to Mr. O'Brien the following notice:

"Whereas, On the 26th day of March, 1894, the city of Indianapolis, by and through its Mayor and city controller, issued to Dennis J. O'Brien a license to sell spirituous, vinous and malt liquors in less quantity than a quart at a time, with the privilege of allowing the same to be drunk on his premises at his place of business in the city of Indianapolis, viz.: No. 54 South Illinois street, under and by virtue of the laws of the State of Indiana and ordinances of said city; and,

"Whereas, It has been shown to the satisfaction of the undersigned that said Dennis J. O'Brien has been in the habit of violating the laws of said State making it unlawful to sell, barter or give away any such liquors on Sundays and other designated days, and that he has allowed and permitted his servants, agents and employes to violate and disregard said laws; and

"Whereas, Said Dennis J. O'Brien has attempted and assumed to sell, transfer and assign his said license and saloon business at said place on South Illinois street to other persons, who have recently assumed to carry on business at said place under and by virtue of said license, which is in violation of law and the terms and conditions of said license;

"Now, therefore, I, Caleb S. Denny, Mayor of the city of Indianapolis, by virtue of the authority vested in me as such Mayor, do hereby revoke the said license so issued to said Dennis J. O'Brien, and all attempted transfers and assignments thereof to any other person or persons.

"C. S. DENNY, Mayor."

A copy was also given to Superintendent Powell and the original was filed in the controller's office.

Shine Brothers immediately closed their place of business and placed a notice on their door. When asked what he intended to do in the matter, one of the brothers said he did not know yet what steps would be taken; that the matter was in the hands of the Liquor League's attorneys, and they would immediately take such steps as were necessary to test the case in the courts.

"Will you open up and make a sale, and then be arrested, so as to bring the case into court," Mr. Shine was asked.

"If the league's attorneys advise such a course I will do so. As yet they have not told me what course to pursue and I will remain closed until such time as they decide upon a course of proceedure," he said.

It is not known now whether the Liquor League will take any action in the matter, but it is generally supposed that it will. Mayor Denny is of the opinion that as many as 75 per cent. of the saloon keepers of the city are perfectly willing to obey the law and will not uphold the violators of it. If that is the case it is hard to understand where the Shine Brothers will get any assistance in the fight, unless it be from the Brewers' Association. The police also report that it is only a very small per cent. of the saloon men who persistently violate the law for the sake of profit. Others, they say, occasionally make a sale after hours or on Sunday, but simply to accommodate some friend and not for the profit there may be in the sale.

The line of defense that will be set up in this case is not known, but it is believed that the attorneys for the defense will claim that even if the Mayor has a right to revoke a license it cannot be done except after a trial and conviction in court. All attorneys who have given the matter any thought and who would express an opinion on the subject were unanimous in declaring that under the law the Mayor had a perfect right to revoke the licenses of the saloon men if they violated the law.

Superintendent Powell has not fully considered the other cases which he expected to have reported to the Mayor yesterday. There are two more under consideration. Mr. Powell would not affirm nor deny that one of them is Mr. Beatty, although it is learned on very good authority that he is one of the other two. These cases may be reported this week, but it is not certain that they will be.

NEW STREET WORK.

Contracts for Brick and Asphalt—Cement Walks.

Yesterday was a busy day with the Board of Works. It awarded four contracts for street improvements, one of them for an asphalt alley and one for a brick street. Contracts were let as follows:

For paving with asphalt the first alley west of Delaware street, from Maryland to Chesapeake street—Warren-Scharf Paving Company, $.91; the Western Paving and Supply Company, $.84. The board awarded the contract to the Western Paving and Supply Company.

For graveling the roadway, paving with brick and curbing with stone the sidewalks of Wyoming street, from East street to High street—B. Porter & Co., $1.49; Michael Flaherty, $1.43; Peters & Dunn, $1.43; James W. Hudson, $1.32; Phillips & Lackey, $1.28; Henry T. Nolting, $1.18. The board awarded the contract to Henry T. Nolting.

For paving with cement the west sidewalk of College avenue, from Fifteenth street to Seventeenth street—Dearinger & Niemier, $1.07; Keller Bros., $1.05; Laakmann & Sherer, $1.04; William R. Tall & Son, $1.03½; Aug. Buthe, 99 cents. The board awarded the contract to August Buthe at 99 cents per foot.

For paving with brick the roadway of Maryland street, from Pennsylvania street to Alabama street—The Indiana Paving Brick Company, repressed Indiana paving brick, cement grout, $7.52; Capitol Paving and Construction Company, Wabash Clay Company's repressed brick, Portland cement or grout filling, stratified or oolitic curb, $7.55; Murphy grout, $7.70. Acme Paving and Contracting Company, Wabash Clay Company's repressed brick, with stratified curb, Murphy's grout filling, $8.27; Portland cement or tar filling, $8.07. C. M. Kirkpatrick, Wabash repressed brick, any filling, any curb, $8.45.

Wilding & Derheimer—Canton standard, Canton end cut or Minerva brick, any curb, with Portland cement grout, $8.22; any curb, with Murphy's grout filling, $8.39. Canton repressed brick, any curb, Portland cement filling, $8.43; Murphy's grout filling, $8.57.

W. C. Allen & Co.—Wabash repressed brick or Clinton repressed brick, with any kind of curbing except granite, with Murphy's patent grout filling, $7.99; same as above, with Portland cement grout filling, $7.94.

Browder & Shover—Wabash Clay Company brick, with stratified or oolitic curb, Portland cement grout filling, $7.70; Murphy's patent grout filling, $7.96; tar filling, $7.84.

Fulmer, Seibert & Co.—Any curb except granite; tar or Murphy grout filling: Wabash Clay Company brick, $7.67; Canton standard brick, $7.70; Canton end cut, $7.70; Canton repressed brick, $7.83; Canton block, $7.83. Any curb except granite; Portland cement grout filling: Wabash Clay Company brick, $7.50; Canton standard brick, $7.53; Canton end cut, $7.53; Canton repressed, $7.66; Canton block, $7.66.

The board awarded the contract to Fulmer, Seibert & Co. at $7.50 per foot on each side, with Wabash Clay Company repressed brick, stratified limestone curb and Portland cement grout filling to be used.

A remonstrance was filed with the board by the trustees of the Second Reformed Church against the vacation of the first alley south of Merrill street, from Alabama street to the first alley east of Alabama street. The board overruled the remonstrance and took final action on the resolution. The board ordered that the alley be vacated after a notice to the abutting property owners of an assessment of benefits against them in the sum of $25. Until the payment of such assessment of benefits the board ordered that the alley shall not be declared vacated.

A remonstrance was filed against paving with cement the sidewalks of Jefferson avenue, from Washington to Michigan street. No action was taken.

A petition was filed for the construction of a local sewer in the first alley east of New Jersey street, from Tenth to Fourteenth street. The petition was granted and the engineer instructed to prepare necessary papers.

The board adopted the following improvement resolutions:

For paving with cement the sidewalks of Pennsylvania street, where not already properly done, from Washington to Ohio street.

For paving with cement the southeast sidewalk of Kentucky avenue, from Illinois to Maryland street.

For paving with cement, where not already properly done, the sidewalks of Virginia avenue, from Louisiana to South street.

For paving with cement the east sidewalk of Park avenue, from Eleventh to Bruce or Fifteenth street.

They Differ Among Themselves.

The "Egypt" matter came up before the Board of Works again yesterday in the shape of a petition for opening and improving Gresham street from its present eastern terminus to Shelby street. These various petitions will complicate matters somewhat. The different property owners in this neighborhood have different ideas on what should be done. They have tried for several years to settle the dispute among themselves, but have failed, and a few days ago they tried to settle it by going before the Board of Works, but as none of the interested ones were willing to make concessions the board could do nothing without taking the matter entirely out of the hands of the property owners which they were unwillingly to do without a thorough investigation and viewing the land. Now each of the factions have filed petitions with the board asking for streets to be opened to conform with their interests. The probability is that the board, after viewing the property, will do as they think best in the matter, as there is no probability of the property owners agreeing.

Merely Anonymous Cowards.

Colonel Holloway, Mayor Denny's secretary, was asked yesterday about some threatening letters which it was reported had been received at the Mayor's office, some directed to him and some to the Mayor. He said the matter was of little significance; that three letters had been received at the office of a threatening nature, but as they were from some anonymous coward he had simply destroyed them and given them no more thought. He said he knew of no reason why any one should wish him any harm, as he did not know that he had ever injured any one, nor was his position such as to arouse the ire of that class of cranks who are always opposed to any one in an official position. As to the other letters he said the Mayor had no fear of any one who was coward enough to write anonymous letters.

Ordering Cement Walks.

The board yesterday instructed the city engineer to prepare papers for the paving with cement of the sidewalks of Illinois street, from Twentieth street to Fall creek, to a width of six feet. Walcott street, from Washington street to Sturm avenue, and the south side of Ohio street, from Pennsylvania to Illinois street, will also have cement sidewalks.

Still After Them.

The Board of Works is not satisfied with the way Robert Thomas, sprinkling contrator for Fifth street, is doing his work. They yesterday notified him that sprinkling must be done according to specifications, and also notified J. F. Scholl sprinkling inspector, to make deductions from his pay until specifications were complied with.

Asphalt on Dougherty.

Dougherty street, from East street to Virginia avenue, is to be paved with asphalt. The Board of Works yesterday instructed the city engineer to prepare the necessary papers providing for a four-inch concrete foundation and a two-inch surface of asphalt.

To Improve Wabash Street.

The Board of Works yesterday adopted a resolution for the improvement of Wabash street from Missouri street to Mississippi street.

DAMAGED BY A SALOON.

Isaac Norton's Suit Under the Recent Decision—Other Courts.

Isaac Norman, residing at No. 204 Hoyt avenue, claims that his property has been damaged to the extent of $1,200 by the act of Annie Triber, in leasing an adjoining property to Henry Fahrner for saloon purposes. Mr. Norman awoke one morning last June to find an immense sign, "Progress Saloon," within a few feet of his rear door. Through a side window he noted that "Hot soup and lunch" would be served at all hours, and by a side glance from his parlor he could read "Pool Room" in flaring letters.

In addition to these annoyances the plaintiff alleges that Fahrner built a summer garden in the rear of his place, which is patronized to that extent that his family are kept awake half the night. His property, he says, has been damaged and he wants judgment in addition to an order restraining the further occupancy of the premises by Fahrner.

The Record Was Incomplete.

The Minnesota land case of Huntington against Metzger, an account of which appeared in yesterday's Journal, was partially argued in the Supreme Court yesterday when, in the midst of the talk, Huntington's attorneys charged that the record was incomplete and that Metzger's attorneys were responsible for it. This led to a lively argument over the responsibility, both sides disclaiming it. Finally, a motion was made to complete the record and the court granted it, fixing May 9 as the day for another argument on the case.

Her Husband Was Convicted.

Henry J. Schroth, the plaintiff in a suit for divorce against his wife, Julia K. Schroth, yesterday amended his complaint by showing the court that the defendant was a few weeks ago convicted in the Criminal Court of the crime of larceny, and that she is now serving a term of imprisonment in the workhouse. Schroth is a broker by occupation. His wife was once a theatrical star of some reputation.

Ott's Case Still in Court.

The Appellate Court yesterday granted a rehearing in the damage suit of Thomas B. Ott, of this city, against the Union Railway Company. The case has been in the courts several years, Ott getting a verdict in the Marion Superior Court. The railroad company appealed and the Appellate Court reversed the judgment. Now a rehearing has been granted, and Ott has another show for his money.

Sent to Jail for Contempt.

Judge Bartholomew yesterday found Albert Brummer guilty of contempt and sent him to jail for thirty days. Brummer's wife recently brought an action for divorce, and the court issued an order restraining the defendant from interfering with her affairs pending the suit. Brummer disregarded the order and repeatedly annoyed the woman, who complained to the court.

William Williams's Case.

William Williams, charged with assault and battery, with intent to kill, was arraigned before a jury in the Criminal Court yesterday. Williams was accused of stabbing Allen Long during a quarrel, which began in a down-town saloon and ended near the little depot. The trouble originated over a game of cards. The case went to the jury last night.

Brakeman McHenry's Damages.

Harvey McHenry, of this city, was yesterday awarded $1,000 damages against the Lake Erie & Western Railroad Company by the Appellate Court. McHenry was a brakeman and was injured while coupling cars. The lower court gave him $1,000 damages and the Appellate Court yesterday affirmed the judgment.

A Horse with the "Thumps."

Zacherias P. Keller is suing Webster W. Butterfield in the Circuit Court for the recovery of a sum of money which he paid the defendant for a horse. The animal died on the day following the sale and the plaintiff alleges that it was suffering from an attack of "thumps" at the time of the purchase.

The Stoddard Damage Suit.

The Appellate Court heard oral arguments yesterday in the damage suit of William R. Stoddard against the Citizens' Street-railroad Company. The case came up from the Marion Superior Court on the railroad company's appeal.

Admitted to Do Business.

The Nederland Life Insurance Company, of Amsterdam, Holland, was admitted by the insurance department yesterday to do business in Indiana, having complied with the requirements of the statutes.

City a Poor Defendant.

In the suit for damages brought by Joseph F. Sutphen by his next friend against the city of Indianapolis the jury returned a verdict for the plaintiff. The boy Sutphen was injured at the corner of Massachusetts avenue and North street, it was claimed, through the negligence of the city in permitting a sidewalk obstruction. The plaintiff received $800.

S. S. S.

S.S.S.

Cures the Serpent's Sting.

Heals Running Sores.

Contagious Blood Poison

In all its stages completely eradicated by S.S.S. Obstinate sores and ulcers yield to its healing powers. It removes the poison and builds up the system.

A valuable Treatise on "The Disease and Its Treatment," mailed Free.

SWIFT SPECIFIC CO., Atlanta, Ga.

SMOKE Havana Cress Club CIGAR
PURE TOBACCO AND NO FLAVOR
JNO. RAUCH, MFR.

THE COURT RECORD.

Supreme Court Opinions.

16753. McIlhinny vs. McIlhinny. Fayette C. C. Affirmed. McCabe, J.—A deed conveyed to the grantee for and during her life with remainder over to the issue of her body born alive, but in the event of the said grantee dying without issue of her body born alive then the remainder over to J. M. Held. The deed created a life estate in the grantee with remainder over to the issue of her body born alive, but in the event of her dying without such issue born alive therewith remainder over to J. M., and the rule in Shelley's case does not apply. King vs. Rea, 56 Ind., modified, and Fletcher vs. Fletcher, 88 Ind., 418, overruled.

16667. Broke et al. vs. Payne. Clay C. C. Affirmed. Dailey, J.—A judgment procured by a fraudulent compromise may be set aside in a collateral action. 2. Where there is a concealment of a cause of action the statute does not begin to run until there is a discovery of the cause of action.

16709. Graves et al. vs. Town of Middleton. Henry C. C. Affirmed. Howard, C. J.—A proceeding to open an alley is not void if some notice was given, though not a compliance with statutory requirements.

Appellate Court Opinions.

988. Dugger et al. vs. Hicks. Greene C. C. Affirmed. Davis, C. J.—It is not incumbent on a town to collect the assessments under the Barrett law. In making the improvement and entering into the contract the town acted for the property owners affected, and when the contractor completed the improvement he had the right to enforce the assessment. A complaint to recover thereon need not set out a copy of the contract nor allege the specific terms of the contract, nor allege in minute detail what work had been done. For sufficient allegations in such a complaint see opinion. 2. Where jurisdiction has been acquired and the proceedings ordering the improvement having been regular, the fact that subsequently thereto the contract was entered into requiring the street to be improved beyond the limit of the street as previously established does not invalidate the assessments.

1172. Brazer vs. State. Perry C. C. Reversed. Ross, J.—In order to warrant a conviction for forcible entry, there must be evidence of a violent taking, or a taking with menace, with force and arms, and without authority of law.

1189. L. E. & W. Railway Co. vs. McHenry. Marion S. C. Affirmed. Gavin, J.—One who does an act under an impulse or belief created by a sudden danger produced by another's negligence will not necessarily be regarded as in fault, even though the act might be deemed negligent if performed in the absence of circumstances indicating sudden peril.

981. I. U. Railway Co. vs. Ott. Marion S. C. Rehearing granted.

Superior Court.

Room 1—James M. Winters, Judge.

Mary E. Bailey vs. Frank P. Bailey; divorce. Decree granted plaintiff; also for $150 alimony.

Samuel Pursell vs. L., N. A. & C. Railway Company; damages. Dismissed.

The Christian Women's Board of Missions vs. Eliza J. Combs et al.; foreclosure. Dismissed.

Room 2—J. W. Harper, Judge.

Julia Shubich vs. Andrew J. Secret; suit on note. Tried by court. Finding and judgment for plaintiff for $174.80.

Julius Keller et al. vs. Sarah C. Robertson et al.; sidewalk assessment. Cause dismissed. Costs paid.

James F. Sutphen, by next friend, vs. City of Indianapolis; damages. Tried by jury. Jury returned verdict for plaintiff for $800.

Flora B. Nowlin vs. Fabius M. Finch et al.; suit to quiet title. On trial by jury.

Room 3—Pliny W. Bartholomew, Judge.

Jerry Foley, Administrator, vs. Charles H. Schad et al.; damages. On trial by jury.

Mayfield Woolen Mills vs. John M. Noe; on account. Judgment for $121.06.

John J. Valdemain vs. Elizabeth Rohlfling; mechanic's lien. Judgment and decree of foreclosure and sale ordered.

Samuel Ensey vs. John Ensey; foreclosure. Judgment and decree of foreclosure and sale ordered.

John South vs. Amanda Hook; street lien. Dismissed and costs paid.

John South vs. Adora Cox; street lien. Dismissed and costs paid.

John South vs. Henry Ader; street lien. Dismissed and costs paid.

Circuit Court.

Thomas L. Sullivan, Judge Pro Tem.

Zacherias P. Keller vs. Webster W. Butterfield et al.; damages. On trial by jury.

New Suits Filed.

Mary Schultz vs. Benjamin Schultz; divorce. Superior Court, Room 3.

Anna Pierce vs. Frank Keller; foreclosure. Superior Court, Room 3.

Mary Mall vs. Henry H. Mall; partition. Circuit Court.

John W. Robinson vs. James W. Miller; on contract. Superior Court, Room 2.

Isaac H. Worman vs. Henry Fahrner et al. Superior Court, Room 1.

Fought at West Indianapolis.

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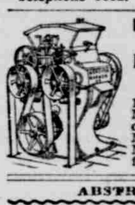

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