

LEGISLATIVE NOTES.

The House Considering the Specific Appropriation Bill.

An Ineffectual Effort to Increase the Salaries of Deputy Wardens.

The Governor Vetoes the Bill for Prosecuting Claims in the Supreme Court—The Message.

The Governor yesterday signed the drainage bill.

It was on Dr. Passage's motion that the Senate Road bill was substituted for Mr. Trout's and passed in the House on Friday, Mr. Trout consenting to the change.

Senator Easley's bill to prevent the manufacture and sale of adulterated food and medicine, and providing penalties for violations thereof, was discussed in the Senate yesterday, the subject of oleomargarine receiving a large measure of attention. The bill was referred to a special committee.

An old claim of Cornelius Lay for \$472.73 for sixteen head of cattle furnished the Indiana Reform School for Boys in 1876, came up as an item in the Specific Appropriation bill yesterday. It appears that he sold the cattle about the time Frank Ainsworth left the institution, and though he received the proper evidence of the sale and warrants for the amount, he has never been able to get his pay. The claim was rejected favorably by the committee in 1881, but was defeated on the statement of a member that Ainsworth had drawn the money and he should pay Lay. This Ainsworth swears that the money has never been drawn by him and the item was adopted.

Representative McMillen called the House to order yesterday morning in the absence of Speaker Jewett, who was detained by a delayed train. After prayer the House resolved itself into Committee of the Whole on the Specific Appropriation bill, which was under discussion during the remainder of the day. The following items were added to the bill and adopted: To pay T. F. Davidson \$200 for special services as Judge; C. H. Meakin, \$200 for expenses in connection with the Ohio River Commission; Simon P. Thompson, \$750 for legal services in Newton County, \$3,000 for erecting a hospital for the Reformatory for Women and Girls; \$3,000 for rental of hall for the General Assembly since 1870, including gas, fuel, etc.

An amendment to the Specific Appropriation bill, offered by Mr. Hanlon to pay John Craig \$1,000 for extra services as Deputy Warden of the State Prison Sout, developed considerable discussion. Mr. Jewett offered an amendment to the amendment to pay Craig \$1,400, or \$200 for each year since 1871. Speaking in opposition to the amendment, the Deputy was a faithful servant, and was really the responsible party in the care of the prisoners. Those opposed to the increase of salary argued that Craig had taken the office knowing that the salary was, and if the duties proved too onerous there was no law to prevent him from resigning. The present salary is \$800, and this was argued as sufficient. A substitute was offered to make the amendment apply to the Wardens of each of the prisons. The substitute and the amendments were severally rejected by a decisive vote.

THE GOVERNOR'S VETO.

The Governor yesterday vetoed the bill for the prosecution of claims in the Supreme Court. The following is a full text of the message:

EXECUTIVE MESSASGE, INDIANAPOLIS, APRIL 6, 1885. GENTLEMEN OF THE SENATE—Senate bill No. 311, "an act authorizing persons having claims against the State of Indiana, to bring suit in the Supreme Court of the State, and authorizing persons bringing suit in the Circuit Courts to quiet title to real property in certain cases, prescribing the duties of the Attorney General, and authorizing Attorneys in such cases, and declaring an emergency," which was presented to me for approval, is respectfully returned to the House in which it originated with my objections.

It is not a present duty for me to interpose my objections to this bill, but it is my duty to the general assembly, and I would not do so were I able to convince by judgment from any view that I might take of the bill, that it is not in the interest of the Legislature upon a reconsideration of this bill shall deem it proper and necessary measure, the way is open for its amendment into a law without my approval. I fully recognize the importance of establishing some tribunal for the adjustment of claims against the State, and a law providing for the same, with proper safeguards, would meet my approval.

Section 1 of this act provides that any person having or claiming to have a money claim against the State may bring suit therefor in the Supreme Court by filing a complaint and causing summons to be served upon the Attorney General. Section 2 of the act provides that upon the final decree or judgment of the Court finding any sum to be due to any person or persons from the State, the Auditor of State is directed to draw his warrant upon the Treasurer of State for the amount therein found, and to cause the same to be paid to the claimant, his heirs or assigns, which warrant shall be paid by the Treasurer out of such funds in the Treasury as may be available.

This is a most extraordinary provision as far as I am advised, without precedent in any State in the Union. The United States Court of Claims at Washington passes only upon the justice of the claim, and possesses no authority to order payment of the judgment which it renders. Its action is only advisory. With the Attorney General the authority as to the correctness of the claim, or to make appropriation to pay it. But this bill makes the decision of the Court final, and directs the payment of the judgment rendered by the Court.

It is provided in Article 10, Section 3, of the Constitution that "no money shall be drawn from the Treasury but in pursuance of appropriations made by law, and this bill makes it the duty of the Auditor of State to draw the warrant on the Treasurer for the payment of the judgment out of any funds in the Treasury designated by the court, and thereby raises a grave question to the constitutionality of the bill. It virtually repeals all the laws now on the statute books, authorizing the State-house Commissioners and other provisional boards to determine their contracts, adjust all advances and expenses, by giving every person or persons who may have a claim against the State, arising out of contract with such boards of Construction, or Trustees of the various institutions of State, the right to ignore said boards, with whom the contracts have been made, and sue in the Supreme Court for the claim.

This bill is objectionable in another feature, that no legislative appropriations could be made with any degree of certainty to meet the wants of the State institutions because the same would be subject to the order of the Courts, as well as the proper boards of Construction. One judgment of the Court might exhaust the Treasury and leave the institution in no better condition than if no appropriation had been made.

The bill makes no provision for the testimony and procuring the attendance of witnesses; it loads the Supreme Court with additional business not justly judicial, and to some extent changes it from a judicial court of supreme jurisdiction to a court of original jurisdiction for the investigation of claims without regard to the amount in controversy. It does not authorize the employment of additional counsel by the State but leaves the State with no legal advice in its defense, except that which the Attorney General may be able to give in connection with his other official duties. The State will always be at a disadvantage to every suit, and I think I can safely say that it should be a law a very large number of suits will be instituted against the State at once.

The State Treasury is the great heart of the commonwealth, from which comes the blood that gives life to all the institutions and machinery of the State, and it should be well protected and approached with the greatest care. The State, at least, should have all the opportunities for its

protection that an individual possesses in his defense. Section 3 of this bill provides that in all cases where the owner of real estate, purchased from the State, and the same has been paid for and no patent or deed has been issued and received therefor, such owner may bring his action in the proper Circuit Court, where such real estate is situated, to quiet the title thereto, and may make the State a party thereto the same as an individual. Under this section many suits may be pending at the same time in as many different counties and it is, therefore, questionable whether the ordinary service of ten days would not be too short to allow a full investigation and examination of the record, referring to the sale of land by the State, now preserved in the office of the Auditor of State. In most cases, if not in all, the business between the Auditor and the proper Prosecuting Attorney will of necessity be transacted by correspondence. It seems proper, in case of a suit of the above character, that the bill should provide suitable means for the State to procure any necessary testimony and allow the benefit of an appeal without giving a bond.

The Senate sustained the veto by a practically unanimous vote.

COURT-HOUSE LOCALS.

Six Courts and the Grand Jury in Session—New Suits Filed—Notes.

James Beniban has given \$2,500 bond as the guardian of Daniel Connell.

The Criminals Court has gone back to the Prosecuting Attorney's office to make room for the Circuit Court.

Judge Ayres will devote this week to probate matters, and next week will be devoted to trials of civil causes without jury.

The three Superior, the Circuit, the Criminal and the Commissioners' courts and the Grand Jury all in session makes things lively in the Court-house.

John Brownfield, Jr., lately of Fort Wayne, but now in partnership with Judge Adams, of this city, was admitted to practice in the Circuit Court yesterday.

The law regulating the fees of stenographers in the courts is in force and will first be applied in Judge Walker's room. The law allows the stenographers \$5 a day.

Isaac Jones and Anna Jones, charged with petit larceny, and John Harmon, charged with grand larceny, waived examination in the Mayor's Court yesterday and went to the Grand Jury.

The County Board yesterday allowed bills amounting to \$1,129. L. C. Wilson was appointed Peace Justice for Irvington, McLaughlin, the legally elected, Justice having moved to Ohio.

The will of William T. Bramfield, deceased, has been probated. The property has been left to the legal heirs, Perry W. Catton is named as executor, and he has given bond in the amount of \$4,000.

Building permits: Oliver S. Dale, \$1,500 frame on Ruckle street between Ninth and Tenth streets. A. J. Lyons, \$9,000 brick, corner College and Lincoln avenues. Herman Hoest, \$1,500 frame, 458 South Meridian street.

The suit of William C. Smock, guardian of Cornelia E. Little, of unsound mind, vs. Philip Richwein and others came before the general term of the Superior Court yesterday and was affirmed. Plaintiff sued for partition to secure the widow's third interest in the property and secure judgment for \$3,000.

William Bowman has filed suit for damages against Dr. Robert Long, of Irvington, for malpractice. The complaint is that in December, 1882, plaintiff's left arm, below the shoulder, was broken, and Long was employed to set it; that this was so unskillfully and negligently done that the arm is permanently worthless. Demand, \$10,000.

The case of Rilda Bristow vs. Lawson A. Becht, for damages, was affirmed yesterday in the general term of the Superior Court. Judge Howe giving the opinion. This was the suit brought by plaintiff for damages occasioned by the taking up of her husband's remains and dissecting, or proposing to dissect it. The suit was tried in Room 1. Judge Howe's opinion is to be found in the following column.

E. H. Slifer, by his next friend, S. Harley Slifer, has filed suit against Jackson Landers for damages. The complaint alleges that plaintiff is but sixteen years old, and in March, 1884, he was employed by the tenant at 71 North Illinois street to pass some small articles from the wagon into the house. While standing on the sidewalk the stone pavement gave way, and plaintiff was thrown into the cellar and his right foot and ankle bones were broken and crushed by a piece of the broken stone falling upon it, and the result is a permanent lameness. Demand is made for \$5,000 damages.

The suit of Kitz, Trustee of Center Township, vs. the County Board was affirmed yesterday in the general term of the Superior Court. This was the famous suit to recover \$64,202.25 taxes voted by Center Township for the construction of the Indiana Central Railroad some years ago, and which was afterward claimed both by the Trustee and the I. C. and S. Road, the latter basing its claim on the fact that it had complied with the conditions under the law and had occupied the proposed road bed of the Indiana Central. The claim of the Trustee was that since the original road had failed to comply with the law at all the money should revert to the township. The case was tried in Room 2 and judgment entered for the plaintiff for the full amount of the claim. The case now goes to the Supreme Court.

Sarah L. Lindsey has filed for divorce against Samuel Lindsey. The complaint alleges cruelty, by choking and beating plaintiff, calling her bad names, which conduct "continued getting worse and more of it." Three or four years ago Samuel kept away from home nearly all the time, under pretense of being an evangelist, and when he came to the city he would go to his neighbors and stay for three or four days without letting her know that he was in the city. "This plaintiff has listened to respondent's villainous tongue without saying one unkind word against him." She still "continues to love, honor and obey him in all ways harmonious with the Christian religion." Defendant is charged with failure to provide Plaintiff has been compelled to "depend upon her neighbors, the Township Trustees and benevolent organizations" for some of her food and for medicines. Defendant is also charged with impotency. He is expecting to come into possession of \$2,500 pension, and, as the complaint charges, inasmuch as he squandered \$3,000 of plaintiff's money, and has agreed to give her one half of his pension, she asks for \$1,500 alimony. Plaintiff lives at 107 Columbia avenue. She asks for an allowance to enable her to prosecute this suit. They were married in 1867.

Yesterday's Fires. At 7 o'clock yesterday morning the department was called to the residence of Jacob Hermanson, 277 North Pine street, in consequence of a fire in a wardrobe, which destroyed some clothing.

Another run was made at 10:30 to number

4, High Water street, caused by a bias in the roof from flying sparks. The loss is trifling.

The roof of the residence occupied by Mrs. Smith, 405 North Illinois street, took fire from falling sparks at 12 o'clock and resulted in damages estimated at about \$50.

A New Railroad. The Toledo, Kokomo and St. Louis Railroad Company yesterday filed articles of incorporation with the Secretary of State. The road is to run from a point in Adams County on the eastern line of the State, about a distance of one hundred and twenty-seven miles to the western boundary of the State in Vermillion County. The directors are James K. Hamilton, Samuel R. Follet, Theophilus P. Brown, Thomas L. Carpenter, William T. Walker, Henry A. Brown and Josiah M. O'Boyle.

Poison at the Front Door. No article entering so generally into the food of every family has been found more villainously adulterated than baking powder. For the purpose of underselling these powders of absolute purity and wholesomeness, which are safe and efficient, or other gifts, except the gifts of absolute purity, wholesomeness, full weight, and superlative leavening power. Its own merits have been its chief advertisement, and they have secured for it the constant patronage of the American people to an extent beyond the combined sale of all other baking powders. The Royal Baking Powder is certified by all the Government chemists as absolutely pure and perfect.

Invalids' Hotel and Surgical Institute. This widely celebrated institution, located at Buffalo, N. Y., is organized with a staff of eighteen experienced and skillful physicians and surgeons, constituting the most complete organization of medical and surgical skill in America for the treatment of all chronic diseases, whether requiring medical or surgical means for their cure. Marvellous success has been achieved in the cure of all nasal, throat and lung diseases, liver and kidney diseases, diseases of the digestive organs, bladder diseases, diseases peculiar to women, blood taints and skin diseases, rheumatism, neuralgia, nervous debility, paralysis, epilepsy, fits, spermatorrhea, impotency and kindred affections. Thousands are cured at their homes through correspondence. The cure of the worst ruptures, piles, tumors, varicose, hydrocele and strictures is guaranteed, with only a short residence at the institution. Send ten cents in stamps for the "Invalids' Guide Book" (108 pages), which gives all particulars. Address World's Dispensary Medical Association, Buffalo, N. Y.

SOCIETY NOTICES. MASONIC—Keystone Chapter No. 6, Royal Arch Masons, Special meeting in Masonic Temple, 7 o'clock, Monday, 7th inst. Past and M. Deacons, W. J. C. WELLS, J. H. WIGGAM, H. L. SAYLOR, J. W. CLARK and P. F. THOMAS. 7 o'clock, Monday, 7th inst. Past and M. Deacons, W. J. C. WELLS, J. H. WIGGAM, H. L. SAYLOR, J. W. CLARK and P. F. THOMAS.

C. E. KREGG & WHITSETT, Funeral Directors and Embalmers. No. 77 North Delaware street. Telephone connection to office and residences. Carriages for Weddings and Parties.

How few understand what a perfect fit is. That painful period of "breaking in" is deemed essential to every new outfit. This is positively unnecessary. The scientific principles applied to the numerous shapes and sizes of the "Hanan" shoe insure perfect fit, and their flexibility, absolute freedom from the tortures of "breaking in," as they are easy and comfortable from the first day. Sold everywhere. Ask your dealer for them.

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CUTICURA REMEDIES are sold everywhere. Price, CUTICURA, small, 50c.; large, \$1.00. Resolvent, \$1.00; Soap, 25c. Send for "How to Cure Skin Diseases," a 64-page work, containing an accurate description of over 300 affections of the Skin and Blood, with Treatment, and 37 superb illustrations, drawn and colored from life.

Now is the Time to Cure Skin Diseases, And Cleanse the Blood. POTTER DRUG & CHEMICAL CO. - BOSTON, MASS.

AMUSEMENTS.

DICKSON'S GRAND OPERA HOUSE. BIG HOUSES! IMMENSE HIT! AGAIN TO-NIGHT! Grand Wednesday Matinee! The Brilliant Actor, EDWIN THORNE, And a carefully-selected dramatic company, in the latest London and New York sensation, THE BLACK FLAG. Prices 15, 25, 50, 75c and \$1.00. Seats now selling at the Theatre. Thursday Evening, April 9, Annual Contest of the STATE ORATORICAL ASSOCIATION, Composed of the following Colleges and Universities: WARREN, DE PAUL, INDIANA, BUTLER, FRANKLIN, LANOVER.

ENGLISH'S OPERA HOUSE. Monday and Tuesday Evenings, April 6 and 7. Henry Chanfrau, The recognized successor of his late lamented father, FRANK S. CHANFRAU, as "KIT, THE ARKANSAW TRAVELER." Supported by his own Company. 13th Night. Played 4,375 Nights. THREE NIGHTS, commencing Thursday, April 9. EVANS & HORN'S METROPS In the Laughing Success, "A PARLOR MATCH." Usual prices—15, 25, 50 and 75c.

MERIDIAN RINK! POLO! POLO! Balcys vs Meridians. Third Game of the Series TUESDAY EVENING, APRIL 7th. ADMISSION—10 Cents. COLLEGE AVENUE RINK TUESDAY EVENING, APRIL 7. ONE MILE AMATEUR RACE. Open to all amateurs. Prize—Pair Club Shoes. APRIL 10 and 11, Grand & Vokes, Champion Bicycle Riders and Skaters. Music each Evening and Wednesday and Saturday afternoons. Rink closed Thursday evening.

GASOLINE AND OIL STOVES Cleaned and Repaired. Best brands of Gasoline and Oils always on hand. TELEPHONE 707. F. P. SMITH & CO. 25 North Illinois Street, 137 South Meridian Street. Repair, Best and Safest OIL STOVE ever made. Over 1,000 have been sold in this city. Has stood the test for 12 years.

FISHING TACKLE. New Rods, Reels, Flies, Hooks and Lines. Minnow Seines, Buckets and Nets. Oars and Oar Locks. Everything wanted by Fishermen always on hand. CHARLES MAYER & CO., 29 and 31 West Washington St. AUCTION SALE.

AUCTION SALE—Of vacant lots, on Monday, next; 37 feet Vermont, between Illinois and Tennessee; 60 feet corner Tennessee and Herbert; also two lots in Fletcher's Oak Hill.

WANTED.

WANTED—Employment by young man; best of reference given. Address G. S., Sentinel, 7. WANTED—Situation—Boot and shoe salesman; fourteen years' experience; 2001 stock-holder; best of city reference. Address T. B. F., 261 Bellefontaine street, city. WANTED—Partner; man with \$500 to go in with practical workman and buy bakery, confectionery and restaurant doing a good business. Address NEW YORK AND HAVANA CIGAR COMPANY, 57 Broadway, New York City. WANTED—A man to furnish \$200 to introduce a patent just patented; will introduce enough territory to satisfy him for his investment; very valuable invention. Call or address B. H. J., 221 College avenue. WANTED—Smart advertising canvasser for a daily newspaper of good circulation. Address with references and terms expected, Journalist. Care H. H. HUBBARD, New Haven, Conn. WANTED—By a large New York clear manufacturing firm, making all grades, a few competent salesmen. Experienced men, with good connections and an established trade preferred. Address NEW YORK AND HAVANA CIGAR COMPANY, 57 Broadway, New York City.

FOR SALE.

FOR SALE—Forty acres, less than one mile from Indianapolis, \$15 per acre. Sold on terms. \$500 per acre. A safe and profitable investment. With a little draining it would rent for \$100 per acre. Assessed for taxation at \$4,500. T. A. GOODWIN, 27 Thorpe Block. 7-6. FOR SALE—Two thousand LaCrosse pear trees one and two years old; they will grow in any soil and any climate; they begin bearing when three years old, and when six to eight years old bear ten to fifteen bushels per tree; I have 200 trees on my farm, near Shelbyville, two years old, doing finely; send in your orders early; will deliver in March and April, terms reasonable. S. S. SITTON, Shelbyville Ind. 13.

ANNOUNCEMENTS.

A DAM GRIFFIN'S Tent and Awning Store, 23 West Maryland, moved to 191 East Washington street. 1-7. TO MANUFACTURERS—A rare opportunity to purchase or lease for a term of years, The E. P. Ferry Lumber Company, of Monticello, Madison County, Michigan, owns a large three-story building, 98,100 feet, well lighted, shading and pulleys full length, with engine-room 50x40 feet; simple boiler and engine; all in good repair; roomy round convenient for water abstract, and also alongside C. and W. M. Railroad track. Address, for price and terms, ROBERT GAITHER, Niles, Mich. 7.

FINANCIAL.

MONEY—At the lowest rate of interest. J. W. WILLIAMS & Co., 4 and 4 Union Block. TO LOAN—We have \$3,000 to loan on Indianaapolis real estate. HENRY GORE & CO., 109 Martindale Block. TO LOAN—Money with privilege of rehypothecating; terms reasonable. THOS. G. DAY & CO., 73 East Market street, Indianapolis.

LOST.

LOST—Small black and tan dog, chest 55k on collar. Leave at 621 Bates street. 4. LOST—Gold watch chain; red set. Leave at 81 North Pennsylvania street. THEODORE. LOST—\$15 between Military Park and 303 Blake street; in small purse. Return to 203 Blake street and receive reward. 5.

Reduction in the Price of Gas!

Notice to Gas Consumers and Others. Your attention is called to the marked reduction in the price of gas, which took effect on the 1st day of March. The Company is now furnishing gas to all consumers at \$1.50 per 1,000 cubic feet. This price is certainly within the reach of all, for both lighting and cooking purposes. The convenience and comfort of cooking by gas, especially during the summer months, when a fire is not otherwise required, can only be thoroughly appreciated by those who have had experience in its useful application for that purpose. The Company has sold for use in this city during the last four years a large number of gas stoves, and is satisfied from the many testimonials from its patrons, that these stoves "fill a long felt want."

STOVES AND GAS ENGINES FOR SALE AT COST.

Gasoline Stoves changed to Gas Stoves at small expense. Indianaplis Gas-Light and Coke Co., No. 47 South Pennsylvania Street. S. D. PRAY, Secretary.

W.W. BARNUM

COAL, WOOD AND KINDLING. Price of Wood Reduced. YARDS: 475 E. Mich. and 133 E. Market. Telephone 656. C. F. SCHMIDT, Brewer and Bottler of LAGER BEER. [South End of Alabama St.] Indianapolis Ind.

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FROM FIFTY CENTS A FOOT UPWARDS ACCORDING TO QUALITY OF MATERIAL AND LOCALITY. R. R. ROUSE. Nickel Plating a Specialty.