

Daily Globe

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THE WEEKLY GLOBE... Published weekly... Price per copy 15 cents...

ST. PAUL, SATURDAY, MAY 21, 1881.

There's no deadlock now, but there are several dead ducks.

Jones may be a friend of Grant, but he did not prove it by giving his letter out for publication.

BLAISE may have been the power behind the throne, but the throne itself seems to have been tolerably substantial.

If Conkling could have waited a week he would have been relieved of the task of arising in time to attend the Senate meetings at noon.

There is no need of any hurry in electing successors for Conkling and Platt. The Senate not being in session, the issue should go to the people.

The adjournment of the Senate cooks the goose of the Mahone-Riddleberger combination. Even the two-penny Charley Johnson is roaming in the cold.

It is claimed for Conkling that he is not seeking or desiring a re-election. He is fortunate, for it is recorded, "Blessed is he who expects nothing, for he shall receive it."

INSTEAD of appealing to the New York legislature for a vindication of his course, Conkling should appeal to time, which we are assured by the great dramatist, brings its revenges.

GRANT is petulant and insolent. He ought to be suppressed. Two Presidential elections have taken place since he became a nonentity in politics, but he doesn't seem to realize the fact.

ROSCOE CONKLING has done many things that entitle him to reprobation, but bad as he is he did not deserve the doggerel that was flung at him in the Chicago Tribune of Thursday.

It is said that Conkling is poor—that the entire sum of his personal estate does not exceed forty thousand dollars. There are a good many people, however, who would be satisfied if they had half the amount.

The blunders of law-making are well illustrated by the opinion of the supreme court elsewhere published, which announces that the power of that court to issue writs of mandamus has been unwittingly taken away.

MR. CONKLING, private citizen, is receiving the homage of a certain class in New York. But it is probable that he has begun to realize that he is not as great a man as when he was supposed to be a dispenser of public patronage.

JAT GOULD is refreshing. He says he gave his check for five or ten millions of dollars in the telegraph deal, but doesn't remember whether he got the money back or not. It was only a trifle of a few millions, and didn't concern him greatly.

A CONTEMPORARY says that though Conkling was probably the author of the joint letter to the New York legislature, it was full of platitudes. There is some consolation in the fact that the obituary of the man who wrote the paragraph has been written.

HONOR may be due to George Bucher, an Armstrong, the originator of the postal mail service, but those having charge of the dedication of his statue at Chicago a day or two ago, showed poor judgment in calling upon Schuyler Colfax to pronounce an eulogy to his memory. Obloquy will ever surround whoever shall be commended by Colfax.

MR. LE DUC has been superseded in his office, and pathetically surrenders his bamboo orchards and tea farms to his successor in the hope that the results of his labors will not be squandered. Mr. Le Duc is a great man, no doubt, but his experiments have cost the country a considerable sum thus far. His room is better than his company.

ALTHOUGH Grant has been out of the Presidential office for more than four years, he seems unable to realize that he is not the boss of the United States. His letter to Senator Jones, published in the GLOBE yesterday, is an impertinence that should ensure the retirement of all his avowed friends from public service. It fully illustrates the smallness and selfishness of the man.

THERE have, of course, been greater sensations than the resignation of Conkling and Platt, but the fact that the Illinois legislature has resolved to adjourn at the close of the present month, has taken the people of that State so much by surprise, that they have had no opinions to express about the New York resolutions. One joy is enough to satisfy the most exacting Illinoisian.

THE nominations recently made and just confirmed by the Senate to diplomatic positions abroad are simply disgraceful. Men have been selected for these important trusts who are in no respect representative Americans. They are men who have distinguished themselves simply as pot-house politicians. They may have rendered themselves "useful" to the powers that be, but there is no doubt whatever, but they will disgrace the American name abroad. If the diplomatic service is to be made an infamy for decayed politicians, it should be filled by men who, notwithstanding their infirmities, can bear the name of an American worthy.

A STATESMAN'S CAREER TERMINATED. Amid the excitement over the Conkling-Garfield disturbance there is danger that the loss which has just accrued to Minnesota may be overlooked. We allude to the ruthless manner in which the Hon. Bill G. Le Duc has been cut down. For four years Le Duc has literally been the flower of the administration. He has made two blades of bologna sausage grow where only one dog grew before. He has introduced the cultivation of pineapple cheese bearing trees and cauliflower ham sandwiches. The multitude of his achievements could scarcely be enumerated in a single newspaper. He was with an Ohio man and a Minnesotan by adoption. He deserved at the hands of the President more considerate treatment. He was so engrossed in the cultivation of plum pudding plants that he did not notice the gentle hints relative to resigning. The shadow of a boot toe which seemed to be searching for a victim, was mistaken by Le Duc for a leaf from one of his apple sauce trees. Under such circumstances it must have been a shock equal to a cyclone when he was summoned to the White House Thursday morning and told to vacate. It was unkind for one Ohio man to turn to a fellow Ohioan his official position and agricultural greatness at the same time. To tear down the chestnut horse trees and the raisin vines he was so carefully propagating was inflicting a blow upon the development of the country which years cannot overcome. Gen. Le Duc's dried apple bushes will no longer be nurtured; his molasses groves will wither, and in short the career of Minnesota's agricultural statesman and agriculture itself will stand still at the command of the Joshua of the White House. Minnesota mingles her tears with the nation over the loss of this eminent agriculturalist from public life. He might have been a cabinet officer or even an Italian, but it is greatly to his credit that, in view of the refusal of Congress to elevate the department, he remained a simple commissioner of agriculture until—Garfield tipped him a wink with the toe of his boot.

Board of Public Works. A regular meeting of the board of public works was held yesterday afternoon, President Farrington in the chair. Consideration of the petitions for the opening and extension of Ellen and Ravoux streets, together with the petition for the opening of an alley through block 30, Rice & Irvine's addition, was laid over to June 3d. The following assessments were ordered to stand confirmed: For a sewer on Spruce street; for grading Martin street; for a sewer on St. Peter street; for grading North street and for grading a sewer on Oak street. The following were referred to the engineer for plans and estimates of cost: The matter of a sewer on Wilkin and Exchange streets; for grading an alley through block 15, Whitney and Smith's addition; for grading Arch street and extending the Fort street sewer. The matter of grading the driveway in Park Place addition was referred to the engineer to advertise when the engineer shall have furnished plans. The contracts awarded P. H. Thornton for grading Arundel street and Marshall avenue were referred to the attorney to draw up papers. The engineer was instructed to construct a number of crosswalks. The matter of constructing a street or levee 200 feet wide, along the west side of the river, was referred to the engineer for consideration, and the same was referred to the clerk to procure a plat of the land and the owners, names thereof. The matter of opening Grant street was referred to the engineer for plan of land to be taken. Also the matter of opening Oakland street. The clerk was directed to give the first notice for the opening of Tilton street. The matter of constructing a sewer on Iglewood street was referred to the engineer, and was sent to the council with favorable report. The assessment for opening Minnesota street was laid over to June 3d, and the engineer was directed to finish a plan showing the land taken. The bill of \$510.75, from Francis Bingham, for serving notices, was approved. Adjourned.

Jackson Street Not to be Opened. A meeting of the committee on streets of the common council was held at city hall last evening, Ald. Dowling presiding. The matter of opening an alley through the block between Washington and Market streets was discussed briefly, but owing to the absence of some of the owners of property interested it was laid over for a week. The question of establishing a new grade for Jackson street (cutting through the hill) and a sewer on Exchange street, was discussed and approved. The committee concluded, after hearing the statements of all concerned, to allow the grade to remain as at present established. This decision was incorporated in a resolution for presentation to the next session of the common council.

W. B. Rowell & Co. sell Shiras cheapest. If you want anything in furnishing goods go to Egan, The Clothier, 67 East Third street.

The W. B. Mutual Aid Society of Lebanon, Pennsylvania. Is in no way connected with the speculative gambling on old men and women, that has so demoralized and disgraced the insurance business of Pennsylvania. It accepts no risks aged above 65 years; in all cases insists on insurable interest, pays its death claims promptly and in full, and not merely as many dollars as an assessment will bring, and in its financial records, it is very outspoken in condemnation of the speculative, murderous game. It has an existence of more than twelve years, has paid more than \$2,200,000 in death claims, carries over \$18,000,000 of risks. It has an excellent record for cheapness, honesty and fair dealing. For particulars and circulars call on or address, I. N. Cardozo, Esq., St. Paul, Minn.

W. B. Rowell & Co. sell spring and summer garments cheapest.

Union Park. The public will take notice that the Milwaukee & St. Paul railroad have added additional trains on the Short Line to accommodate the thousands who may wish to visit Union Park on Sunday. Trains will leave Minneapolis at 8:15 a. m., for commencing at 8 a. m., and St. Paul every four hours, commencing at 9 a. m., passing the park fifteen minutes later. The proprietors have added four splendid bowling alleys, additional refreshment booths, sufficient to accommodate and amuse 10,000 people. The usual grand concert will take place in the afternoon.

All members of the Father Mathew T. A. Society are requested to attend the meeting Sunday afternoon, at delegates to the State convention are to be elected. By order of the president. J. C. NOLAN, Secretary.

Bargains in Hosiery. Lindeke, Ladd & Co. are offering bargains in hosiery such as has never been offered in this market. Be in time to select from this extensive assortment.

Linea Goods. Special sale of linen goods at Lindeke, Ladd & Co.'s. Prices so low that all can obtain a full outfit for a very little money. Don't put it off until too late.

OUR RAILWAYS. Arrival and Distribution of Over Two Hundred Immigrants Yesterday—Night Trains for Duluth—Specials to-Morrow for Union Park—Minneapolis and White Bear—Surveys Through the North Wisconsin Pine Country—Local and Personal Gossip.

Major Geo. H. Smith, general superintendent of the St. Paul & Duluth road, has taken a cottage at White Bear for his family for the season.

The supervision of passenger and ticket business of the Milwaukee & St. Paul road, so far as it has been in charge of Mr. Dixon, on his leaving for his new place at Chicago, will revert to Judge Chandler, the company's general agent at St. Paul.

The St. Paul & Duluth company will begin its night passenger service by sending out a train from St. Paul at 7:40 p. m. to-day, and from Duluth at 11:15 p. m. to-day, except Saturdays, from Duluth, and Mondays from St. Paul. One or two sleeping cars will be part of each night train.

About 11 o'clock yesterday morning a freight train jumped the track on the levee opposite Sagers & Mathew's warehouse and bumped along the ties for about fifty feet, smashing a switch stand but doing no other harm, except in delaying switching while the car was being brought onto the track again.

The survey is now being made for a railway from Oconto or Depeze, Wis., to St. Croix Falls, the projected road being intended to open a great pine region for eastward shipments of lumber. The projectors of the line forget that the timber of this country furnishes the best market for lumber.

The city ticket office of the St. Paul & Duluth company is now at No. 155 East Third street (Fire & Marine building), where Mr. George H. Hazard will sell local, through, winter and daily tickets.

A new time schedule for the St. Paul & Duluth road, to be issued and take effect to-morrow, will provide for six passenger trains daily to and from White Bear, two to and from Duluth, and two to and from Taylors Falls and two to and from Stillwater.

The new drawing room sleeping car, mate to the "Dunlap," which went out on the Omaha company's St. Paul & Chicago train last evening, is named "Ostrander."

The Chicago, Milwaukee & St. Paul company employ 12,676 men.

IMMIGRANT ARRIVALS YESTERDAY. A special train over the River Division of the Milwaukee & St. Paul road, which arrived at 2 p. m. yesterday, brought about one hundred and fifty immigrants. About seventy five more arrived by the Omaha line's Chicago train. Fifteen of these were ticketed for the St. Paul & Duluth road, about twenty for the Northern Pacific, and thirty for points on the Fergus Falls and St. Vincent divisions of the St. Paul & Northern Pacific. Among the arrivals were about fifty English people, twenty of whom were going to settle in Stevens county, while the rest will remain in St. Paul. Most of the immigrants yesterday will go to the morning train for work to the brick and tile division and branches of the St. Paul & Manitoba road.

SPECIAL TRAINS TO-MORROW. The St. Paul & Manitoba company will run a passenger train to Lake Minnetonka to-morrow, leaving St. Paul at 8:20 a. m., and returning from the lake in the evening.

The St. Paul & Duluth company will run two trains to-morrow to and from White Bear as follows: Leave St. Paul, W. C. Co. at 10:15 a. m., and 7:40 p. m. Leave White Bear at 8:45 a. m., and 5:35 p. m. Running time of each train thirty-five minutes.

Extra trains will be run on the M. & St. P. Short Line to-morrow as follows: Leave St. Paul at 9 a. m. and 11:30 a. m. Leave Minneapolis at 8 and 10 a. m., 12 m., 2, 4, 6 and 7:30 p. m. All trains stop at Union Park. Trains via Fort Snelling run as per regular card.

White Bear tickets to-morrow will be 50c for the round trip.

The Austin Railroad. Articles of incorporation of the Austin railroad company, organized to build a line of railroad from a point on the line of the Southern Minnesota division of the Chicago, Milwaukee & St. Paul railroad, east of Ramsey to Austin, Mower county, Minn., was filed with the secretary of state yesterday. The incorporators are O. W. Shaw, Wm. H. S. H. Sherwin, E. C. Dorr, H. P. Ball, R. O. Hall, G. Schleuder, F. A. Jones, W. L. Hollister, C. A. Poole and I. L. Crane. The capital stock of the corporation is \$50,000.

Change of Trust. Official notice of the action by John S. Barnes, of New Jersey, one of the original parties in executing the deed of trust, made at the time the present management of the St. Paul, Minneapolis & Manitoba railway took possession of the line of road, franchises, etc., of the First division of the St. Paul & Pacific railroad company, was substituted by R. B. Anderson, vice president of the St. Paul, Minneapolis & Manitoba company, was filed with the secretary of state yesterday.

THE FIRST COURT HOUSE. Record of the Public Spirit of Early Times in Stillwater in Connection With the Building of the First Court House in What is Now the State of Minnesota. A gentleman of St. Paul who was looking a few days ago for other matter in the register of deeds office at Stillwater, discovered a paper as follows, recorded among deeds, mortgages, etc., in book A, St. Croix county records. It should be premised that at the date of this paper Minnesota, east of the Mississippi, was still a part of Wisconsin, and St. Croix county was big enough for a State. The record reads: "I, the undersigned, hereby agree to pay the amount set opposite our several names, to be invested in a court house and jail in the town of Stillwater, to be built according to a plan submitted by Jacob Fisher; provided the county of St. Croix pay the balance of the cost of said building after deducting \$1,500, which amount we propose to raise by this subscription and pay the same to the holder of this paper, as may be required for the progress of the building: JOHN McKEUSICK, \$400; Jacob Fisher, \$200; Churchhill & Nelson, \$200; Walter Walker, for Marine Lumber Co., \$100; J. H. H. Harris, \$50; J. H. H. Harris, \$50; John H. Brewster, \$50; John Morgan, \$50; Wm. Coville, \$25; Wm. Stanfield, (paid), \$5; J. H. Harris, \$25; J. H. Harris, \$25; Wm. Williams, \$25; C. Carl, \$25; A. Northrop, \$100; Wm. McCarthy, \$15; Wm. Williams, \$15; Wm. Williams, \$15. The names will all be recognized as familiar by old settlers, and most of them are well known at this day, over thirty-three years after. S. S. Wilkinson was then a boy attorney and it couldn't have been easy for him to give \$15. But the public spirit of the day was strong. The county was big and poor, except that it was rich in the holding at Stillwater a group of men just the right kind to successfully locate a city and a State.

W. B. Rowell & Co. sell Umbrellas cheapest.

Noyes Bros. & Cutler, druggists, ordered of S. Blackford, proprietor of Dr. Halliday's remedies, five market baskets full of Dr. Halliday's Blood Purifier, all in one day, last week. How is that for sales? Dr. Halliday's remedies are fast getting away with all other remedies in Minnesota, and don't you forget it. For sale by all Western druggists.

THE SUPREME COURT. Eight Decisions and Opinions Filed by Justices Gilliland and Berry Yesterday.

Supreme Court. The State of Minnesota ex rel. William H. Colter, relator, vs. Walter F. Burr, respondent.

Opinion—This is an application by order issued March 18, 1881, requiring respondent to show cause why a peremptory writ of mandamus should not issue commanding him to perform certain acts as judge of the municipal court of the city of St. Paul. We are met at this outset by the fact that the jurisdiction of this court in cases of mandamus, except where it is issued to a district court or judge thereof, is taken away by the act of March 7, 1881.

To determine this question we need not go back in the history of legislation on the subject beyond the general statutes of 1860, except to say that prior to that time while the court had jurisdiction to issue peremptory writs of mandamus, it given in such cases the right of trial by jury, not because of the provisions of the constitution, but that mode of trial in this court, proceeded by alternative writ. Harkins vs. Supervisors, 2 Minn., 343.

But the general statutes of 1866, section 12, chapter 80, made the original jurisdiction of the district courts in all cases of mandamus exclusive except in the writs of habeas corpus, certiorari, or a judge thereof in his official capacity.

The act of March 5th, 1869, (general laws p. 95) gave this court original concurrent jurisdiction with the district courts in all cases of mandamus, section 13, chapter 80, general statutes 1878.

Section 1, chapter 63, general statutes 1866, gave in terms this court power to issue writs of error, certiorari, mandamus, etc., to all courts inferior jurisdiction, to corporations and individuals in this power, so far as related to mandamus, was of course limited by the provisions of section 12, chapter 80, to writs to be directed to a district court, or a judge thereof; notwithstanding the general language of the act, which gave the court jurisdiction except that mentioned in section 12, chapter 80, until the act of 1869 conferred on all cases. After 1869 the jurisdiction of this court in all cases of mandamus where the writ was to be directed to a district court or a judge thereof, is taken away by the act of that year, and not on S. c. 1, Ch. 63.

In 1876, Gen. Laws, ch. 53, Sec. 1, ch. 63, was amended by inserting in the words "inferior jurisdiction" the words "and the court might issue, and adding provisions that the court shall be always open for the issuance, return and hearing of the writ mentioned and regulations as to the issuance and return of the writ, and that the court shall have jurisdiction of the writ in all cases where the writ was to be directed to a district court or a judge thereof, is taken away by the act of that year, and not on S. c. 1, Ch. 63.

It was not intended thereby to create or rest in this court original jurisdiction of cases of mandamus, but that the court already possessed such jurisdiction to the full extent, under and by virtue of section 13, ch. 80. The evident purpose of the act was to give the court jurisdiction of quo warrantu and to regulate to some extent the district court jurisdiction in cases of such writs, but not to take away the jurisdiction of the court was not affected, and was not intended to be affected by the amendment.

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The section as so amended is not only in language but in substance wholly and entirely different from the original section. Not a single provision of the old section is retained. The amendment was in effect an entire repeal of the original section, and the enactment of new provisions in the place of those repealed. It is not to be supposed that the original jurisdiction of this court had rested would probably be sufficient, notwithstanding the act of 1876, to take away the jurisdiction except as given by section 12, chapter 80.

But the amendment itself furnishes evidence aside from its repeal of section 13, of an intent to deprive this court of jurisdiction in future cases and of the understanding of the legislature, that it has that effect, for after giving the record to the district court, if there is either party upon issues of fact in cases of mandamus in the supreme court and district courts then the proviso, provided always that except, as aforesaid, nothing in this act contained shall be construed so as to affect the jurisdiction of the supreme court of jurisdiction to hear and finally determine the amount of all such suits or procedure now pending in said court.

This saving clause was entirely unnecessary, except on the theory that without it the jurisdiction even of pending cases, would be lost. Also, the amendment contains provisions for this court in pending cases, transmitting the record to the district court, if there is either party upon issues of fact in cases of mandamus in the supreme court and district courts then the proviso, provided always that except, as aforesaid, nothing in this act contained shall be construed so as to affect the jurisdiction of the supreme court of jurisdiction to hear and finally determine the amount of all such suits or procedure now pending in said court.

When the legislature gave the right of trial by jury in all cases, if requested a mode of trial which cannot be had in this court, why did it confine the provision for securing that mode of trial, in cases this court, to those already in pending cases? We are told that the future cases in this court? The answer is obvious: There were to be no future cases in this court under section 13, and there was consequently no necessity for such provision. We therefore hold that the amendment does not affect the original jurisdiction of this court in cases of mandamus, except in those pending at its passage and those mentioned in section 13.

Order to show cause discharged. GILFILLAN, C. J.

The board of county commissioners of the county of Redwood, respondents, vs. Amasa Tower, Fisher, G. Shaver and Dennis L. Hitchcock, appellants.

Syllabus—Rule in Co. Com'rs vs. Jones, 18 Minn., 199, and Co. Com'rs vs. Gilbert, 19 Ib., 214, that the responsibility of a county treasurer for public moneys in his hands is absolute, so that the fact that without his consent the money was stolen from him, does not relieve him. Followed and applied: A county treasurer's general bond does not cover moneys coming into his hands on account of sales of school lands.

The following tribute to a well known and meritorious preparation will be read with pleasure by all who are suffering from pulmonary complaints themselves, or have friends so afflicted: I hereby certify that my boy, ten years of age, was taken sick with typhoid fever, followed by congestion of the lungs, and died on the 15th of July, 1880. My wife, a eminent physician, of this place, stated that she thought the boy would run down with quick consumption. A Mr. Patterson told me that Coe's Cough Balm was curing similar cases, and I purchased a box. When I carried it home, my wife laughed at me; but I knew that Mr. Patterson meant just what he said, and I determined to try it. Two bottles effectually cured him, so that now he is as tough and healthy as anybody.

LYMAN DORMAN. HUNTINGTON, Conn., Aug. 20, 1880.

PADUCAH, Ky., May 10th, 1867. During a confinement of eleven months in the Liberty prison, I was attacked with dyspepsia and chronic constipation. For two years I have suffered with it. I tried doctors a great many times without relief. This spring I became so debilitated as to be unable to walk one square. After taking two boxes of Coe's Dyspepsia Cure, I ate of everything on the table, felt no distress afterward, and have an excellent appetite.

Files. Files are frequently preceded by a sense of weight in the back, loins and lower part of the abdomen, causing the patient to suppose he has some affection of the kidneys or neighboring organs. At times symptoms of indigestion are present, as flatulency, uneasiness of the stomach, etc. A moisturelike perspiration, producing a very disagreeable itching, particularly at night after getting warm in bed, is a very common attendant. Internal, external and itching piles, the most distressing application of Dr. Bosanko's Pile Remedy, which acts directly upon the parts affected, absorbing the Tumors, allaying the intense itching and effecting a permanent cure where all other remedies have failed. Do not delay in the use of the system produces permanent disability, but try it and be cured. Price 50 cents. Ask your druggist for it, and when you cannot obtain it of him, we will send it prepaid, on receipt of price. Address The Dr. Bosanko Medicine Co., Piqua, Ohio.

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