

SMITH WAS CRUEL

MRS. SMITH IS GRANTED DIVORCE BY JUDGE HARNEY.

WAS CHASED WITH A BOTTLE

Smith Drank for Eleven Years, Mrs. Smith Testified, and Choked Her and Robbed Her Trunk.

Mrs. Jennie Smith testified in Judge Harney's court this morning that her husband, Frank Smith, had driven her out of the family house with a bottle and a decree is forthcoming because of her story.

This incident occurred one Saturday night, and she said she was afraid to return and stayed away from her home until the following Tuesday. She suffered much abuse from Smith, she declared.

Is Fair to Look Upon. Mrs. Smith was a neatly dressed young woman and retains many of the favors of the comely South. She was represented in court by Mrs. Edna Knowles Haskell, the woman lawyer. Mrs. Smith was put through a course of questioning by Mrs. Haskell on the subject of Smith's cruelty.

Before the plaintiff, who is a brunette, had finished she was in tears and was blushing with mortification. The ordeal was manifestly very painful to her.

"Is Frank Smith your husband?" Mrs. Haskell asked.

"He is," said Mrs. Smith. "Where were you married?" "In Philadelphia, in 1899."

"Mrs. Smith, state to the court the nature of the cruelty your husband was guilty of," said the lawyer.

"He choked me and he broke open my trunk and stole my things," Mrs. Smith replied, while her face crimsoned.

"What were you doing then?" "We had a boarding house."

Mrs. Smith said the time was in December, 1900, and that Smith had no provocation for his cruelty.

He Was Very Cruel. "I'll ask you if, when your husband choked you, his cruelty was severe?" said Mrs. Haskell.

"It was," Mrs. Smith replied. "What other acts of cruelty was your husband guilty of?"

"He came home drunk and drove me from the house with a bottle and I had to stay away for days."

"How long a period did he drink?" "For 12 years," Mrs. Smith replied.

A woman friend testified that she had seen Mrs. Smith fleeing through the window before the bottle, and a man witness said that he had seen the marks of the bottle on the hall doors.

"That's enough," Judge Harney said. "The decree of divorce is granted as prayed for."

BOYCE IS IN TOWN

HEAD OF MINERS' UNION SWINGING AROUND THE CIRCLE.

STRUCK IT RICH IN IDAHO MINE Hercules Mine in the Coeur d'Alenes, in Which He Is Heavily Interested, Has Developed Into a Property of Value.

Edward Boyce, president of the Western Federation of Miners, came in this morning from Denver.

This is Mr. Boyce's first visit to Butte since he left to take a European trip some six or eight months ago.

Mr. Boyce is swinging around the circle, and will visit every mining camp in the West and in British Columbia in which the Western Federation has a local union.

Mine in Coeur d'Alenes. Before returning he will visit the Coeur d'Alene country, where his partners have struck it rich in the Hercules mine. Mr. Boyce has an interest in the property will net him at least \$200,000.

Mr. Boyce is busy today meeting old friends in the city, who are congratulating him on his wonderful good fortune.

Installation of Officers. Faithful Lodge No. 37, D. of H. A. O. U. W., Grand Chief of Honor, Mrs. Augusta Trask of Deer Lodge, assisted by Past Grand Chiefs of Honor Mrs. Emma Harnoise and Mrs. Jessie C. Gunn, installed the following officers Monday night at I. O. G. T. hall: P. C. of H., Mrs. May Short; C. of H., Mrs. Elizabeth Yeager; L. of H., Mrs. Lavina Rose; C. of C., Mrs. Nellie Casey; usher, Mrs. Mary Hikoeh; I. W., Mrs. Amelia Sailer; O. W., Mrs. Alice McNulty; Physician, Dr. Allen; Musician, Miss Della Sailer; trustee, Mrs. Cloey Hamilton. After the ceremonies a lunch was served by the chief of honor, Mrs. E. Yeager.

PURLOINED A STAMP. Helena Bell Boy Charged With Petty Larceny. (Special to Inter Mountain.) Helena, Jan. 11.—Fred Johnson, a colored bell boy employed at the Grand hotel, will have a hearing this evening on a charge of petty larceny preferred by E. D. Beatty, a postoffice inspector, who makes his headquarters at Great Falls.

Johnson is charged with stealing a rubber stamp from the mail address to W. M. Wheeler, a traveling man who has been stopping at the Grandon hotel. Johnson is alleged to have taken the stamp while carrying the mail from the post office to the hotel.

CARLISLE STARTS

NEW COMPANY IS SENDING SMOKE FROM THE BOILERS.

OVERDUE WAGES TO BE PAID

Wage Indebtedness of Old Company Has Been Assumed by the New—First Payment on Property Made.

The Carlisle Copper company, which succeeded the Butte-Anaconda Copper company in the development of the Carlisle mine, is about ready to begin work on this property at the point at which the old company stopped several weeks ago.

Fire was started under the boiler today and on Monday the pump will be set in motion. It will take about two days to get the water out of the shaft. After the shaft is clear of moisture the crosscut which the old company started north will be continued until the vein is struck.

While this work is in progress another crosscut will be driven in the opposite direction, as the company believes there is another vein south of the shaft.

Overdue Wages to Be Paid. The employees of the old corporation have not yet received their wages for services rendered, but the new company has arranged to assume the responsibility. The amount due them is about \$500.

Of those who have subscribed for stock in the new deal, four have paid for their shares and \$3000 more is due from a Helena man this evening.

The first payment of \$6000 due on the bond on the property has been paid and the balance due the owners is \$24,000.

The men who have assumed control of the claim are firm in the belief that the property will turn out all right.

LETTER TO BREEN

GAMBLER WHO CLAIMS TO HAVE BEEN ABUSED THE AUTHOR.

SAYS GAMBLERS DEFY LAW

Alleges Certain Gambling Game Is Protected for \$60 a Week, and That He is Too Poor to Pay.

County Attorney Breen is in receipt of an interesting letter from somebody, who, from the face of his letter, appears to be a disgruntled proprietor of a gambling game. The letter charges that "Walker's" gambling game is being run in defiance of the law, and that the proprietors of it pay \$60 a week for protection.

The letter, which is signed, "One Who Knows," was received this morning, and the pointers given to the county attorney in it will be investigated by Mr. Breen. The text of the letter is as follows:

Asks Some Pertinent Questions. "Pete Breen, County Attorney of Silver Bow County—Dear Sir: You are so very strict in regard to gambling, why don't you keep Walker's game closed? Your detective closes them one night, and they open the next."

"They say they won't close. A big fellow by the name of Sharkey is door-keeper. They also say they give up \$60 per week to run. They never have been closed more than one night at a time, and they say they won't close."

Says It Is Not a Square Deal. "This is not fair to all. I hope you will give this your own special attention. You just have a new special officer go into the saloon and demand the keys from a big fellow by the name of Sharkey and open the door; or you can have some one unknown to pretend to want to play, and get into the room and find out all."

"They defy you and all officers, claiming to have everything fixed. I will not quit. I have been mistreated, because quit. I have been mistreated because this is the truth."

MIGHTY WELL PLEASED.

Helena Baseball Fans Look Forward to Good Season. (Special to Inter Mountain.) Helena, Jan. 11.—(General satisfaction is expressed over the organization of the Pacific Northeast Baseball league which will include Helena and Butte in the league. Great Falls still wants to come in and while there is no immediate prospect of enlarging the league, still it is possible that one of the coast towns might drop in. In such a case Great Falls would doubtless secure a membership in the league. President Lucas stated in the Inter Mountain that he believed the next season would be satisfactory in every way.

Owing to climatic conditions the season will open next spring on the coast and close there as well. The Helena and Butte games will be played during the summer. The salary limit will be \$1200, and in order to secure the services of good men as umpires a salary of \$250 will be paid each man. It will be necessary to make a contract with three umpires, necessitating an outlay of \$750 per month for umpires.

President Lucas regards the money as a good investment as he believes it most important that there should not be a repetition of the wrangling that marred many of last season's games.

Southern Hotel.

Meals 25c each and rooms 25c, 50c and 75c extra. The best dinner in Montana for 25c. Dan Tewey, proprietor. Kum-C-Me—in the heart of the city, on all street lines from depots.

Suit has been brought in the district court by William J. Johnson against Charles and Frederick O'Donnell to have the title to some ground on the Manhattan mining claim, recently condemned for the extension of Idaho street, determined. In the condemnation proceedings \$1800 damages were awarded to the O'Donnells being named as such by the appraisers. Johnson claims the exclusive ownership of both land and prize money, and the suit is brought to establish the claim.

ORDER IS REFUSED

JUDGE HARNEY WOULD NOT RESTRAIN THE HEINZES.

SETS ORDER TO SHOW CAUSE

Will Hear Question of Whether Injunction Shall Issue on January 20—Earlier Date Unsuccessfully Asked For.

Judge Harney announced this morning that in the suit brought against Heinze and others by the Anaconda Mining company over the Nipper mine, he had signed an order to show cause directed against "the defendants, requiring them to appear, and defend the application of the plaintiff for a restraining order during the pendency of the suit, and had made the order returnable on Monday, January 20.

Refused to Restrain. "But the court will not sign the order restraining the defendants till the order to show cause can be heard, presented to me by the plaintiff," the court said. "The order will not be signed because it has not been shown that the plaintiff is suffering an irreparable injury."

Attorney C. F. Kelley, representing the Anaconda company, then arose and asked the court to set the hearing on the order to show cause for a date nearer at hand than the 20th of the month.

Refused Earlier Hearing. Mr. Kelley said that it had been shown that the defendants were mining and extracting ore and waste from the Nipper and that he thought the plaintiff was entitled to an earlier hearing.

Judge Harney replied that he thought the date named was as soon as he could take the matter up. He said that the plaintiff had shown that it knew what ore had been taken out.

"We'd like very much to have the order taken up sooner," Mr. Kelley persisted. The court answered that it had tried to make the time as early as it could, but could not see its way to do any better for the plaintiff.

"I will take the matter up at that date," he said, and the matter was concluded. In the meantime the defendants are left free to mine the Nipper and extract ore from it.

SAVED THE EGG CASE.

Express Driver Forgot to Tell Police Until Too Late.

One of the drivers for the Northern Pacific Express company drove up to the rear of Lacey Bros. store on West Park street this morning to deliver some express matter.

When he left his wagon two men appeared and hastily removed a box of eggs. The case was missed when the driver got back to the office and he immediately returned to look for it.

The two men were found in the alley and were just removing the eggs from a place of concealment.

The driver jumped in and recaptured the case, but let the men go. Then he had a second thought and went over to Broadway and Main to tell Officer Buckley what had happened. The officer is still thinking of the man who was game enough to rout the thieves but hadn't sufficient presence of mind to tell the police until the robbers had escaped.

ORE FROM THE PLYMOUTH.

It Looks Like Good Copper and Silver Material.

John Allen, lessee of the Plymouth claim in the northwestern part of the city, exhibited some fine-looking specimens of copper-silver ore in the city today. He said he had taken them from the mine, and there were more in the place from which they came.

The shaft on the Plymouth is on an incline and is about 375 feet deep. Near the surface the ore carried silver and gold, but it is now thought that it is turning into copper and silver.

SUTTON'S NEW THEATER

Two nights, opening Sunday January 12th. America's Foremost Comic Opera Comedian.

JEFFERSON DE ANGELIS In the enormously successful operatic novelty.

A ROYAL ROGUE

Magnificent stage settings; beautiful costume effects; rollicking, rattling fun; catchy, timely songs; exquisite, original music; dainty, captivating dances; charming stage pictures; chorus of pretty girls. Prices: \$1.50, \$1.00, 75c, 50c, 25c.

Special engagement, two night and Wednesday matinee Tuesday and Wednesday, January 14 and 15. F. C. Whitney and Edna Knowles' original New York production.

QUO VADIS QUO VADIS

22—Speaking Parts Reverently Acted—32 Grand choir trained voices. Carloads of rich scenery. On account of the immensity of production the performance will begin promptly at 2 and 8 o'clock.

SUTTON'S FAMILY THEATER

Three nights and Saturday matinee, commencing Thursday, January 9. DIAMOND BROS' BIG WHITE MINSTRELS

50—people—50. Band and orchestra, grand free street parade daily. Concert at noon. Prices: 25c, 50c, 75c.

Maguire's Opera House

John Maguire, Manager Three Nights, Commencing SUNDAY, JANUARY 12, 1902, an Idyl of the Arkansas Hills.

HUMAN HEARTS

A Companion Play to "Shore Acres." A Story of Intense Heart Interest. Special Scenery and Effects. A Splendid Company. PRICES—75c., 50c. and 25c.

THE ONLY ONE PAPER
That Covers the Entire Local Field is the.....

Inter Mountain

IF YOU put a want ad. in this paper, you reach all Butte for one cent a word; to cover Butte in the morning, you have to use two papers, costing you double what it costs to cover the field in the afternoon 3 3 3 3 3 3 3

TOKEN OF FRIENDSHIP COMES TO GEORGE CASEY

George H. Casey, the newly elected president of the Silver Bow club, misses a train or an engagement, it will not be the fault of his watch.

The popular clubman has just been honored by the receipt of a beautiful



GEORGE H. CASEY, Recipient of Valuable Token of Senator Clark's Esteem.

and costly timepiece, the gift of Senator W. A. Clark.

The watch, which is one of Tiffany's masterpieces, conceals in a plain gold case devoid of jewels or ornaments of any description, a delicacy of mechanism and a perfection of modern art that makes it extremely valuable.

BISHOP BREWER'S TRIP.

Distinguished Churchman to Visit Butte in March. (Special to Inter Mountain.) Helena, Jan. 11.—Bishop Lee R. Brewer of the Montana diocese of the Episcopal church will tomorrow start on his annual tour of visitation of the Episcopal churches of the state. He will visit every parish in Montana.

Bishop Brewer will be in Butte Tuesday evening, March 25, when he will visit St. John's church, and the day following he will visit St. Andrew's church. Bishop Brewer will be at Anaconda April 1.

Speaking of the progress of the church during the year Bishop Brewer says there has been a large acquisition of members since his last inspection and several new parishes have been established. Generally speaking the work has prospered in a material way.

BUSINESS CHANCES.

FOR SALE—6-ROOM FURNITURE: house for rent. Inquire Oeschel, 124 West Park.

HELP WANTED.

WANTED—PERSONS IN EACH COUNTY to represent old established house, solid financial standing; straight, bona fide weekly cash salary of \$18 paid by check each Wednesday, with all expenses, direct from headquarters. Money advanced for expenses. Enclose self-addressed stamped envelope. Manager, 329 Caxton Bldg., Chicago.

ENGINEERS LICENSE—MECHANICS, Engineers, Firemen, Electricians, etc.; 40-page pamphlet containing questions asked by Examining Board of Engineers; sent free. Geo. A. Zeller, publisher, room 273, 18 S. Fourth street, St. Louis, Mo.

LOST.

LOST—BUNCH OF KEYS, REAR OF Gamer's shoe store. Return to this office and receive reward.

FURNISHED ROOMS.

FOR RENT—STORE ROOM ON EAST Part street; fine location; low rent. Also store on Arizona street, including heat, cheap. Chas. L. Smith & Co., No. 33 West Granite.

FOR RENT—FURNISHED ROOMS for housekeeping, 203 North Crystal, corner Granite.

FOR RENT—2 FURNISHED ROOMS, 314, 214 North Jackson street.

FOR RENT—ELEGANT SUITE OF rooms arranged for light housekeeping; steam heat and electric light, 17 West Broadway.

FOR RENT—FURNISHED ROOMS for housekeeping; steam heat and electric lights, 17 West Broadway.

COLLECTIONS.

BUTTE ADJUSTMENT COMPANY collects bad bills. Tr. vt. 115 N. Main.

FOR RENT.

FOR RENT—4-ROOM HOUSE; CLOSIN in. Inquire Evans, this office.

FOR RENT—A 3-ROOM HOUSE, IN good order, on Railroad avenue near Blackfoot Lumber company, East Mercury street, and a 4-room house furnished, 718 South Montana street. See W. W. Chapman, at office, or home, No. 23 West Granite street, No. 718 South Montana street.

FOR RENT—2-ROOM HOUSE UNFURNISHED. Inquire 632 Colorado street.

PASTURE FOR RENT—FINE FEEDING field for horses, on reasonable terms. For particulars write Fred Hopp, Willis, Mont.

ASSAYER.

A. B. ROMBAUER, ASSAYER AND chemist. Successor to Carney & Hand, 168 North Wyoming street.

PALMIST.

MAZIE, PALMIST AND CARD READER. Readings 50c. 311 West Park.

MISCELLANEOUS.

FLOWERS—MONTANA GROWN CARNATIONS 50c dozen. State Nursery Co., 47 West Broadway.

W. A. SMITH, PIANO TUNER, recommended by some of New York's best factories, is in the city. Leave orders at Montana Book Co., 205 N. Main street.

CRYSTAL SPRINGS—MUSIC DAY and night. Stage leaves four times a day, 1 a. m., 2 p. m., 5 p. m., 8 p. m. Day time stage 25c round trip, 8 o'clock stage free. C. Langlois, proprietor.

JOHN N. OLSON, TEACHER OF VIOLIN and Mandolin. Leader of Olson's Orchestra. Butte.

MONEY TO LOAN.

MONEY TO LOAN—LARGE OR SMALL sums. Jackson & Armitage Company, 37 North Main street.

MONEY LOANED ON CHATTELS and time checks. Butte Chattel Mortgage company, 22 North Main.

MONEY TO LOAN, BY MUTUAL Loan & Savings association. Apply at No. 15 West Broadway.

LOANS—MONEY TO LOAN AT 8 PER cent; no delays. Hall Bros., 46 East Broadway, Butte.

Look at This!

A 28-room lodging house on West Broadway, must be sold at once, owner leaving town.

\$2,300

Clear from \$150 to \$200 monthly. G. W. ROBBIE, 3 West Broadway, upstairs.

W. H. WINTERS

Real estate, rentals, mortgage loans and general insurance agency, 23-24 Owsley Block. Phone 717-M.

FOR SALE. 300 modern brick and frame dwellings and tenements in desirable locations at reduced prices.

FOR RENT. 65 modern brick and frame dwellings and tenements in acceptable locations at reduced rentals.

MONEY TO LOAN. \$100,000 to loan on improved real estate security. Lowest rate of interest.

W. H. WINTERS

Beginning at the southwest corner, a granite stone in place, witness by bearing objects, and marked -6429 for Corner No. 1, from which the quarter section corner to Sections 21 and 22, Township 3 north, Range 7 west, bears south 65 degrees 38 minutes 10 seconds west, 7534.3 feet, and running thence north 26 degrees west, 589.5 feet; thence north 33 degrees 17 minutes east, 1399.5 feet; thence south 28 degrees east, 600 feet; thence south 63 degrees 43 minutes west, 1599.5 feet to the place of beginning, containing an area of 18.11 acres from which an area of 0.16 acres in conflict with Survey No. 6910A is excluded and not claimed by applicant; net area claimed 18.95 acres.

The location of this claim is recorded in Book "8," page 151 records of Silver Bow County, Montana.

There are no adjoining claims. Conflicting on the southwest is Survey No. 6910A, the Cinnamon Lode, Millard F. Martin et al., applicants.

GEORGE D. GREENE, Register.

M. L. BAKER, U. S. Claim Agent. (First publication November 14, 1901.)

MINING APPLICATION NO. 4482.

United States Land Office, Helena, Montana, November 20, 1901.

Notice is hereby given that Samuel D. Sumwalt, James K. Currie, Belle B. Irvine, Herbert K. Matthews and James S. Pauley, whose postoffice address is Butte, Montana, have this day filed an application for a patent for 162.4 linear feet, the same being for 30 feet in an easterly and 132.4 feet in a westerly direction from the place of discovery on the Paul lode mining claim, situated in Summit Valley mining district, Silver Bow county, Montana, the position, extent and extent of the said mining claim, designated by an official survey thereof as Survey No. 6486, Township No. 3 north, Range No. 7 west, a notice of which was posted on the claim on the 18th day of November, 1901, and being more particularly set forth and described in the official field notes and plat thereof on file in this office, as follows, to-wit:

Beginning at the northeast corner, a granite stone 8x10x20 inches, 16 deep, marked 1-6486, from which the northeast corner of Section No. 7, of Township 3 north, Range 7 west bears north 38 degrees .04 minutes east 2040 feet distant, and running thence south 17 degrees 30 minutes west 477 feet, to the southeast corner No. 2; thence north 44 degrees 45 minutes west 1482 feet to the northwest corner No. 3; thence north 17 degrees 30 minutes east 34.5 feet to the northwest corner No. 4; thence south 70 degrees 58 minutes east 1473 feet to Corner No. 1, the place of beginning, containing an area of 8.57 acres in this survey, of which 7.05 acres is in conflict with Surveys No. 1225 and 1517 and is not claimed, leaving an area of .52 acres claimed by the above named applicants, of which .04 acres are in conflict with Survey No. 1113.

The location of this mine is recorded in the office of the recorder of Silver Bow county, Montana, on page 353 in book T of index.

This survey is bounded on the north and west by Survey No. 1226, the Crocotta lode; on the east by Survey No. 1517, the Pinafore lode, and on the south by Surveys No. 348, 1113 and 1157, the Gem lode.

GEORGE D. GREENE, Register.

JOSEPH HARPER, United States Claim Agent. (First Publication November 21, 1901.) Department of the Interior, United States Land Office, Helena, Montana, December 30, 1901.

N. P. R. R. Co., vs. Mineral Classification of w 1/2 section 35, township 4 north, range 11 west.

During the month of April, 1901, Mineral Land Commissioner W. H. Williams, appointed under the act of February 6, 1895, as amended by the act of June 6, 1900, to examine and classify certain mineral lands in the states of Montana and Idaho, classified with other lands, the w 1/2 of section 35, township 4 north, range 11 west, as mineral.

On December 30, 1901, the N. P. R. R. Co. filed its duly verified protest against said classification in which it is alleged, that each and every part of said tracts are essentially non-mineral in character and more valuable for non-mineral purposes than for mining.

A hearing is therefore hereby ordered and all parties in interest are hereby notified to appear, respond and offer evidence touching said allegation before John R. Eardley, a United States commissioner, at his office at Anaconda, Montana, at 10 o'clock a. m., on February 6, 1902, and that final hearing be held before the Register and Receiver of the United States Land Office at Helena, Montana, at 10 o'clock a. m., on February 13, 1902.

GEORGE D. GREENE, Register.

NOTICE TO CONTRACTORS.

Sealed proposals will be received by the county clerk of Silver Bow county, State of Montana, at his office at Butte, for the interior finish and completion of all the carpenter and joiner work, lathing and plastering, painting, electric wiring, etc., required for the completion of the county hospital building for said county.

These proposals to be at the county clerk's office on or before 11 a. m. on the 14th day of January, A. D. 1902.

Plans and specifications can be seen at the office of M. D. Kern & Co., supervising architects of said building, No. 25 and 26 Owsley block, Butte.

A certified check for \$400.00 (four hundred dollars) on a Butte bank and made payable to W. D. Clark, chairman of board of county commissioners of Silver Bow county, must accompany each proposal.

The right to accept any bid, or to reject any and all bids, is reserved.

For further information, see specifications.

Attest: JOHN WESTON, County Clerk. W. D. CLARK, Chairman Board County Commissioners.