

Montana's Largest Grocery Feb. 20

Breakfast Foods 10 Packages for 15c

The H-O company have packed 10 packages of their principal products in one large package...

- (1) SUFFICIENT H-O (Hornby's Oatmeal) porridge for five persons. (2) BIS-KIT (the perfect preparation) for either a strawberry shortcake or 16 tea biscuits.

Store Closed Saturday Washington's Birthday Friday Will Be a Busy Day.

- FRESH FISH A fine lot of fresh fish for tomorrow's trade. SUGAR Finest granulated sugar, sack, \$5.85; 17 pounds, \$1.00.

LUTEY BROTHERS GOOD GROCERIES CHEAP 47 W. Park Phone 68

MONTANA UNDERTAKING COMPANY Funeral Directors Expert Embalmers THOS. LAVEILL, Prop. Thos. Sullivan, Mgr. Phone 85. 125 E. Park, Butte

WARNING TO CHINA AND RUSSIA (Continued from Page One.)

of China was submitted in advance to President Roosevelt and Secretary Hay and approved by them. When Lord Cranborne, in the British parliament last week, declared there was no doubt the British-Japanese agreement would command the final approval of the United States, he spoke by authority.

Germany Sent Similar Note. Secretary Hay's letter, of course, could not go to that extent, but the substance of it, as telegraphed, leaves no doubt that Russia has been notified of the fact in strong diplomatic language that the moral support of the United States is with Great Britain and Japan and that this country will necessarily resent any failure on the part of Russia to redeem the pledge it made to President McKinley that the open door policy should be applied to Manchuria.

DR. HUIE POCK 12 Years in Butte Generation doctor of China from grandfather down. Born and schooled in the profession. Treats all diseases making a specialty of chronic troubles. Consult me before you waste your life away. 277 South, Main Street

DRIVEN FROM HOME

JACOB HORE SO DECLARES IN SUIT FOR DIVORCE.

SAYS HIS WIFE IS CRUEL

Wants Her to Pay His Attorney's Fee and Other Costs and Asks for a Division of Property Worth Three Thousand.

A divorce suit was brought in the district court today, in which a man not only asks to be relieved of his wife, but wants her to pay his attorney's fees in the case, and the expenses of the suit. Also he alleges that she has been "cruel and inhuman" to him, and has driven him from home.

Hore says he has lived in Butte for 13 years. He alleges that he and Mrs. Hore were married in England in 1850. He proceeds to say that since August, 1901, he has been sick, and that since that time he has been supported by contributions by certain beneficial organizations of which he was a member.

Then he goes on to declare that Mrs. Hore has treated him in a cruel and inhuman manner since the marriage with her 30 years and more ago. On February 1, 1902, he alleges, Mrs. Hore drove him from their home and called him vile names and she has refused to live with him since or to allow him to return to the house.

The complaint says that Hore and his wife have during their married life, by their united efforts, acquired \$2,500, which is in money deposited in banks, and also furniture worth \$500. Hore also says that \$150 is a reasonable fee for his attorney, and declares that he has no means wherewith to defray the expenses of the suit.

He asks the court to make an order requiring Mrs. Hore to pay into court a reasonable sum to meet the expenses of his suit, and that she be enjoined from encumbering or disposing of their joint property. Besides that, he prays for a divorce and a division of all the joint property, which the wife has possession of.

COW CASE TO JURY

EVIDENCE AND ARGUMENTS COMPLETED AT LATE HOUR TODAY.

DEFENSE WAS VERY BRIEF

Defendants Deny That They Butchered and Sold the Red Cow—Say It Was Another Beef Entirely.

The grand larceny trial in which George McDonald and John Moffat are the defendants and the red cow of Ludger Michaud figures as the meat of contention, was concluded as to the evidence and arguments this afternoon. It went to the jury at a late hour and a verdict had not been reached at latest accounts.

The defense in the red cow case was just as different from the prosecution in its statements as day is from night. It differed as much as the cow with the crumpled horn differed from the cow that jumped over the moon.

The defense admitted by its witnesses that a cow was slaughtered on the 12th day after the Michaud bossy vanished, by Moffat and McDonald, the defendants, but denied that a cow was slaughtered by them on the 11th. Both McDonald and Moffat also denied that they had turned the Michaud animal into commercial beef and disposed of it to the butchers.

Case of Mistaken Identity. In his opening talk Attorney Kirk stated that it was a case of mistaken identity in cows. He conceded that there had been a chain of circumstances which justified the county attorney in believing that the defendants had made away with Mrs. Michaud's bovine, but insisted that there was a mistake, nevertheless.

He said the evidence would show that on November 11, when the red cow disappeared the defendants were engaged in prosecuting a replevin suit in North Walkerville and had driven a band of cows from that place to their corral. This band of cows was not slaughtered by them, because a man named Matthews, who claimed to own them, had reclaimed them and taken them back into his possession.

Defendants Make Denials. McDonald and Moffat both testified that they had bought the Wilton cow on the 12th and had sold its meat and hide the next day. Wilton is dead, but his evidence at the preceding trial in which he said he had sold the defendants a cow in the early November but was not sure the date was the 12th or not, was read to the jury.

"Did you kill the Michaud cow?" "No." McDonald admitted that he had sold the hide of the Wilton kine a day after slaughtering it, although he knew that it is against the law to sell the hide of a cow until ten days after it was slaughtered. He said, however, that knowing it was his own cow, he felt that he was doing nobody wrong by his action and was ready to show that it was his cow if he should be required to do so.

TO STOP THE TRAINS

HEALTH OFFICER ADOPTS STRINGENT MEASURES.

PASSENGERS TO BE EXAMINED

All Travelers to Butte Must Produce Health Certificates or Submit to Medical Inspection Before Entering City.

Health Commissioner Leggat today adopted stringent measures to prevent a case of smallpox breaking into the city. Men were sent out by the health officer this noon to meet all trains coming from Utah and require the passengers and crews to produce health certificates.

The unusual order was issued because of a notice received by the Butte health department from Hyrum, Utah, to the effect that one Chance Swinson had jumped quarantine there and was headed toward Butte.

Dr. Leggat says he will make a determined effort to catch Swinson before any of the Butte citizens are exposed. Commissioner, Is Right, Says Lamb.

The commissioner consulted with City Attorney Lamb this morning and was advised by that official that the health department had a right to board the incoming trains and subject the passengers to examinations, where health certificates were not produced.

A representative of the health office will board each train on the Oregon Short Line, freight or passenger, and subject the passengers or deadheads to a rigid examination.

Swinson is described as a youth of 19 years, short, heavy-set, sandy complexion and poorly dressed. He has a father, brother and sister living in Butte. The health officers are trying this afternoon to locate the Swinson home and set a guard over it also.

MANY PAPERS READ

MEETING OF THE SOCIETY DRAWING TO A CLOSE.

SOME THEORY AND PRACTICE

Officers to Be Elected This Afternoon and Meeting Place for Next Year Selected.

(Special to Inter Mountain.) Missoula, Feb. 20.—At yesterday's session of the Montana Horticultural society, a number of interesting papers were read—some by members of the faculty of the state institution, who treated on the theoretical side of the industry and others by men of years of experience in the raising of apples and garden fruits.

Considerable disappointment was manifested at the failure of Governor Toole to be present and deliver his address as arranged on the program, a telegram having arrived from the governor in the afternoon announcing that it would be impossible for him to attend.

The Apple of Montana. T. A. McClain of Carlton read a very interesting paper on "The Apples of Montana," discussing at length the number of profitable varieties which may be raised in this state. He was followed by J. A. Fossum of Big Fork, whose subject was "What Constitutes a Hardy Tree?"

H. C. B. Colvill of Missoula read a report on the tests of English varieties of apples at Foothill Farm, Missoula, which concluded the program for the forenoon.

In the afternoon Prof. R. A. Cooley of the government experiment station at Boxman, spoke of insect pests and their ravages, after which ex-Governor Smith was introduced and read a paper on "The Hopes and Prospects of the Horticulturist."

Irrigation was treated by W. M. Hinsdale, who has been prominent in the development of the Milk river country. O. J. Craig of the university and Prof. Shaw of the agricultural station made brief addresses, after which the meeting adjourned for the day.

At the session this afternoon the place for the next meeting will be chosen and officers elected for the ensuing year.

BUTTE BRIEFS.

Miss Annie Morony will leave for Deer Lodge tomorrow morning to spend a few days visiting friends.

Prize masquerade carnival, Columbia hall, Friday evening. Six valuable premiums given away. Excellent music.

Christina Akin, through her attorney, J. H. Duffy, commenced suit for divorce this morning. The couple was married in Blackfoot, Idaho, in 1900.

Mrs. James Furey, wife of the sheriff, has gone to Great Falls for a few days on a visit to the wife of Sheriff Benner of that place. She left last evening and will be gone till next Monday, and in the meantime the sheriff will be a bachelor.

BODY OF AN INFANT FOUND ON A RANCH.

(Special to Inter Mountain.) Virginia City, Feb. 20.—The dead body of an infant was found this morning on the Barber ranch, near Alder, the new Northern Pacific station. The baby was apparently about six months old and the condition of the remains would indicate that the child had been dead several days. The body was brought to Virginia City and an inquest is being held this afternoon.

PUT OFF THE TRAIN

ELWARD BOUGHT A TICKET FROM A SCALPER.

JOHN SHIELDS TOOK IT UP

The Purchaser Brought Suit Against the Company for \$10,000 Damages and the Case Is Now On Trial.

The trial of the suit brought by Martin Elward, a cook, against the Oregon Short Line Railroad company to recover judgment for \$10,000 damages was commenced in the federal court today.

Messrs. Parr & Langford are handling the interests of the plaintiff and John G. Willis of Dillon is representing the defendant.

The jury selected to determine the matter comprises P. H. Manchester, J. W. Passmore, B. E. Jacobs, T. J. Ellis, F. M. Grady, J. A. Elliott, Daniel Craig, S. W. Jackson, John Driscoll, W. W. Adams, S. H. Greenwood and R. May.

Several persons called into the jury box were excused, among them being Lee Mantle, who stated to the judge that he had an important case coming up for trial in the district court on the 28th and he desired to devote his time preparing for it.

The suit to which Mr. Mantle referred is one that involves the possession of the home he has occupied 24 years.

Testimony in the Case.

The legal representative of the defendant company was the first witness called.

Mr. Willis had part of the ticket over which the trouble originated and produced it at the request of the plaintiff's attorneys.

William A. Larkin, ticket agent for the Oregon Short Line in this city, said he was familiar with the location of all stations along the line. He was shown the portion of the ticket produced by Mr. Willis and after examining it said that under certain conditions it would entitle the holder to passage from Butte to Helena over the Great Northern road.

Mr. Willis was recalled and asked the whereabouts of the balance of the ticket. He said he did not know, but in all probability it was in the hands of the officials of the Union Pacific company at Omaha.

He had not received the request to produce it all in time to comply.

John Shields, the conductor who took up Elward's ticket and sidetracked him at Bingham, testified that he had taken up the whole ticket and returned it to the general office of the company at Salt Lake.

Elward Tells His Story.

Elward then testified in his own behalf. He said the ticket had been bought for him by Isaac C. Well, a ticket scalper in Denver, and he had paid Well \$25 for it; that he had first gone to the Union Pacific office and asked the price of a ticket to Butte. He was told that a first-class ticket would be \$30 and a second-class \$25. He said he had only \$25.50, so he then went to Well and asked him if he had anything for Butte. Well, he said, told him he had not, but could buy him a second-class ticket to Helena for \$25 and he could get a rebate of a dollar from a Butte scalper for the unused portion between Butte and Helena.

He had then given Well the \$25 and the latter had bought the ticket for him and signed it at his request. "I had my baggage checked," said Elward, "and started for Butte. I arrived at Ogden at 10 o'clock the following morning and left for the north that night. Between Ogden and Bingham the conductor asked me several questions in reference to the ticket; then took the ticket up and put me off at Bingham.

"I asked him for a receipt for the ticket and he gave it to me. I could not continue the journey because I had no money with which to do it. It was about 12 o'clock when I was put off and I spent the balance of the night with a lot of hoboes at a campfire near the town.

"Two days later I walked back to Ogden and telegraphed to a friend in Butte for money to carry me through. I got it."

"What effect did the exposure have upon you?" asked Mr. Parr. "I contracted a cold and fever and have never recovered from it."

"Did the conductor have any assistance at the time he put you off?" "Yes, sir; the brakeman."

On cross-examination Mr. Elward said he knew not what he had told Conductor Shields when the latter asked him the whereabouts of his baggage checks, but he thought he replied that he had sent them to his brother in Butte.

There was a little more testimony of an unimportant nature addressed at the morning session.

At the afternoon session of the Elward-Oregon Short Line trial Edward Evans testified that between the 15th and 20th of April, 1900, he had received a call from Elward for money and had sent him \$20. Elward, he said, was then at Ogden.

This closed the side of the plaintiff, and Mr. Willis then outlined to the jury what the defense expected to show. He said it would be shown that Elward did not act in good faith when he entered into the contract with the railroad company; that he had not sent his baggage checks to his brother, as claimed by him, but on the other hand had sent them to Jtkia, a ticket scalper in this city.

Conductor Shields Testifies.

Conductor Shields testified for the defense. He said he had been in the railroad business 20 years, and was running between Salt Lake and Pocatello; that while the train was stopped at Hot Springs he then compared the writing on the check with the signature on the ticket and found that they were not the same. Mr. Shields further said he had first met Elward in the smoking car of the train April 14, 1900; that he got Elward to write his name on a hat check and told Elward that unless he could identify himself he would have to pay his fare

Rugs and Art Squares

Fresh from famous looms, beauty spots for slightly-faded rooms, just the thing to save the purchase of a new carpet by covering up the defects and worn places in an old one. Special prices to help you tide over the quiet times without buying a new carpet.

Smyrna Rugs Bright colors, pretty patterns, good weaves, deep pile, 18x36 inches; worth \$1.25, for \$1.00

Smyrna Rugs Rainbow hues, soft to the tread, pleasing to the eyes, 21x45 inches; worth \$2.00, for \$1.35

Smyrna Rugs Delicate tints in floral wreaths, with pretty borders, 27x54 inches; worth \$3.50, for \$2.50

Smyrna Rugs Dainty lookers, dandy bargains; pretty as pretty can be; 30x60 inches; worth \$4.00, for \$2.95

Moquette Rugs The aristocracy of rugdom in exquisite patterns, very rich, 27x64 inches; worth \$3.75, for \$2.85

Moquette Rugs Patterns taken from old masters, color combinations unique, 36x72 inches; worth \$5.00, for \$3.95

Rugs Reversible Brussels, 9x10 feet 6 inches. Note the size; worth \$12, for \$9.90

Rugs Reversible rugs, 9x12 feet, large enough to cover a room; worth \$14.00, for \$10.00

Art Squares Or crumb cloths, all wool, fast colors, good weight, 7 1-2x9 feet; for \$5.75

Art Squares All wool, heavy, fast colors, very serviceable, 9x10 1-2 feet; worth \$11.00, for \$8.50

Brownfield-Canty Carpet Co.

48 to 54 W. Park and 43 to 45 West Galena St., Butte.

The Coe Commission Co.

Incorporated Capital and Surplus \$300,000.00

STOCKS BONDS PROVISIONS GRAIN

Bought and Sold for Cash or on Margin for Future Delivery

We own and operate the most extensive private wire system in the United States. We have built a wire from New York, Chicago and Minneapolis to Montana points, for the exclusive use of our customers, giving instantaneous quotations of all securities and commodities listed on the principal exchanges, and all important news from all over the world.

References, 56 National and State Banks

Anaconda Office, 116 1/2 East Park Street, Thomas N. Snyder, Local Manager. Helena Office, 7 and 8 Pittsburg Block, Wm. A. Pryor, Local Manager. Great Falls Office, 224 Central Avenue, F. E. Hewett, Local Manager. Livingston Office, 7 Postoffice Block, W. L. Alfred, Local Manager. Bozeman Office, 6 Gallatin Block, J. J. Stewart, Local Manager. Billings Office, 9 and 10 Gravelly Block, F. R. Bunnell, Local Manager.

Butte Office, Hirbour Building A. C. MARTIN, Local Mgr.

or leave the train at Bingham; that Elward replied he had paid his way once and would not do so again. "He told me," said the conductor, "that he had sent his baggage checks to his brother in Butte. He got off the train at Bingham and walked up the street towards the town."

Mr. Shields denied that Elward had told him he had another man sign the ticket for him in Denver. Joseph Jones said he was familiar with Bingham; that two years ago it had a population of between 5,000 and 6,000, and that the railroad station was kept open all night.

This closed the testimony for both sides.

The jury may get the case this evening.

THE MARKETS.

(Continued from Page One.) and it steadied. Rallies were small and the buying died away again. Liquidation was renewed with some urgency in spots and the general level was well below the forenoon average. The high-priced stocks were most acutely affected and their slump helped drag down lower grade stocks. Extreme losses reached 7 3-4 in North-western, 4 3-4 in Brooklyn Union Gas, 5-8 in Consolidated Gas and St. Paul, and from 2 to 3 quite generally in others. In Sugar, Baltimore & Ohio, Cleveland, Cincinnati, Chicago & St. Louis and Consolidated Gas there were recoveries of 1 to 1 1-2. Selling was renewed to some extent in

COPPER MINING QUOTATIONS

(Special to Inter Mountain.) Boston, Mass., Feb. 20.—The copper mining shares closed today as follows: Anaconda - \$ 69.00 Anacoda - 33.00 Parrot - 31.50 Calumet & Hecla - 625.00 Tamarack - 249.00 Osceola - 78.00 Utah Con - 24.00

Kansas City Livestock.

(By Associated Press.) Kansas City, Feb. 20.—Cattle—Receipts 2,900 head, including 700 Texans. Market strong, 10c higher. Native steers, \$4.00@6.50; Texas and Indian steers, \$4.25@5.50; Texas cows, \$3.00@4.50; native cows and heifers, \$3.75@5.25; stockers and feeders, \$3.00@5.00; bulls, \$3.00@4.50; calves, \$4.50@6.50. Sheep—Receipts 2,000 head. Market firm. Muttons, \$4.50@5.75; lambs, \$6.25@6.75; range wethers, \$4.75@5.50; ewes, \$4.75@5.50.

Omaha Livestock.

(By Associated Press.) South Omaha, Feb. 20.—Cattle—Receipts 3,200 head. Market active and stronger. Native steers, \$4.00@6.50; cows and heifers, \$3.50@5.00; Western steers, canners, \$1.50@2.75; stockers and feeders, \$2.75@4.60; calves, \$2.50@7.00; bulls, stags, etc., \$2.75@4.75. Sheep—Receipts 4,100 head. Market active and steady. Fed muttons, \$5.00@5.90; Westerns, \$4.50@5.00; ewes, \$4.00@4.70; common and stockers, \$3.00@4.75; lambs, \$5.00@6.50.