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REPORT OF REFEREE CARROLL

Suit of Heinze and Others Against the Parrot Silver and Copper Company--Finds \$15,502.77 Is Due the Receiver From the M. O. P. Company.

W. E. Carroll, who was appointed referee by order of Judge Clancy on May 26, 1902, in the case of M. A. Hickey, Edward Hickey, J. M. Stewart, F. A. Heinze and A. P. Heinze vs. the Parrot Silver and Copper company, otherwise known as the Nipper case, filed his report yesterday afternoon with Clerk Roberts of the district court. The finding consists of three large typewritten volumes aggregating 1,617 pages of matter, and is one of the most voluminous documents in the archives of the Silver Bow county vault.

An important part of the testimony was contributed by Thomas McLaughlin, who for a time was receiver of a portion of the Nipper claim. Other witnesses in the case were M. W. Bacon, George Baglin, R. A. Carnochan, J. G. Dawson, Paul Hudloff, W. A. Kidney, Ben Sampson and E. W. Thomas, for the receiver, and William Carckee, H. A. Galway, J. B. McGinn, L. G. Peloubet and W. E. Wilson, for the defendant. In this action Receiver McLaughlin was represented by Kirk & Clinton, while G. A. Shelton appeared for

the plaintiffs and C. F. Kelley represented the defendant company.

Referee Carroll reports in his findings that it appears to have been the course of business between Receiver McLaughlin and the Montana Ore Purchasing company that considerable quantities of ore were shipped to the smelter at intervals. This was weighed by the railroad company and each party accepted the railroad checks as correct. The various shipments were automatically sampled and specimens furnished to each party. In various instances it was found that there are discrepancies between the figures of Receiver Harris and those of the Montana Ore Purchasing company, and these are generally against the receiver and in favor of the Montana Ore Purchasing company.

Referee Carroll reports that he finds from the report for March, 1901, which was not filed until January 20, 1902, that there was due and unpaid from the receivership to the Montana Ore Purchasing company, as of date April 1, 1901, the sum of \$15,502.77. The cost of this investigation amounts to \$1,814, as set forth at the conclusion of the report.

DENNY HOGAN HAS A VERY BAD HABIT

BOTTLE THIEF CONFESSES HIS MISDEMEANORS AND GETS FIFTEEN DAYS IN THE BASTILE.

Denny Hogan admits that he likes to make a living without working for it. Denny's theory on how to live easy might work if there were no policemen in Butte, but unfortunately for him he never tries to confiscate the property of others that there isn't a guardian of the law on hand to nab him.

Denny's favorite occupation is to steal empty flasks and bottles about the saloons and sell them to the junk shops. Yesterday afternoon he walked into Stromberg & Mullen's place at the corner of Colorado and Mercury streets and proceeded to help himself to a box full of empty bottles.

He was seen trying to conceal his ill-gotten gains by D. Hanley and five minutes later he was mingling with the other prisoners at the city hall.

Before Judge Boyle this morning he confessed to the crime of "bottle-swiping" and was remanded to jail for fifteen days.

He Will Stay in Jail.
Billings, Nov. 29.—An attempt will be made to secure the release of L. M. Hayden on bail, who is now confined to the jail on the charge of murder.

AGED SHEEPHERDER GOES TO THE FARM

SHAW HAS WAITED IN VAIN FOR THE MONEY THAT WAS TAKEN FROM HIM IN A HOLDUP.

C. R. Shaw, the old shepherd who was knocked on the head and robbed of several hundred dollars, all he possessed, six weeks ago, was taken out to the county poor farm this morning and those who observed the old man's condition predict he is not long for this world.

The case is a pitiable one. Shaw is about 70 years old, and years of exposure to the weather of the plains have wrought havoc with his spare frame. For six long years he herded sheep on a big ranch down near Phoenix, A. T., and during that time he managed to put away \$500 out of his meager wages.

Two months ago he started out for the first time to see the world and having heard much of Butte he decided to come here and look around. He landed in town with \$450 in his jeans and during the afternoon of the day of his arrival drank freely. That night he met a man by the name of Al McWilliams in a dive saloon. McWilliams told Shaw he had some horses to sell cheap and offered to go show them to the old man; Shaw went with him into a dark alley, suspecting no treachery, and three minutes later he was knocked insensible by a club and robbed of his money—the earnings of six years.

A few days later McWilliams was arrested and last week he was tried before Judge McClernan and sent to the penitentiary for a term of 10 years. He refused to the last, however, to tell where he had hidden Shaw's money.

The old man waited and waited in the vain hopes that McWilliams would repent and give back his stolen money, but the convict was hardened.

Shaw has tried hard to find employment in Butte, but without success. Yesterday he dropped into a chair at police station and asked to be cared for. He has neither friends nor money and his days of usefulness are over. He has but a short time to live, and that will be spent in the Silver Bow county poorhouse.

SOME OF THEM HAD FEET WALKING ABOUT IN THEM

And Others of the Stolen Shoes Were Hidden in Lumber Piles—And Stevenson Is in Jail.

Barney McGillie has recovered most of the shoes which were stolen from Gordon's shoe store on East Park street some time ago. Several pairs of the shoes he found in an old lumber yard, where they had been hidden, and the others he found on the feet of some suspicious looking characters who said they had "bought them."

After a thorough investigation of the case Barney arrested Steve Stevenson and the latter now awaits trial in police court.

HURLED TO DEATH BY A TRAIN

SPECIAL TO THE INTER MOUNTAIN.
Bozeman, Nov. 29.—The Pacific express struck J. T. Huffine yesterday morning and killed him instantly. Huffine was one of the best known ranchers in Gallatin county. He was driving a team and the horses escaped unscathed.

The accident occurred at the West Allen crossing. His body was hurled over 100 feet by the force of the train.

Huffine was 38 years old and unmarried.

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Of the best quality
And honest weight
Lasts longer
and absolutely guaranteed
WOOD
Of the same grade and
Of honest measure.
Dry as a bone.

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47 E. Broadway, Phone 532

SECURE ANOTHER CONTRACTOR

Hennessy Being Unable to Haul the Ores, Smelter Officials Have Given the Contract to Another Man, and the Work Will Go Right On as Before.

As stated in yesterday's Inter Mountain, the trouble between the Teamsters' union and Contractor Theodore Hennessy will have no effect upon the smelters. The matter must and will be settled or fought out to a finish between Mr. Hennessy and the union. The company has nothing whatever to do with it, and all rumors to the contrary come from the too prolific varieties of calamity-diseased minds.

The status of the case at present is that Mr. Hennessy, being unable to fill his contract with the company, gives it up and today at 3 o'clock another contractor takes his place and the work of transferring the ore will be resumed the same as usual.

Only four horses are required to do the

work and it was but a matter of moments for the contractor to secure another contractor.

The company desired to do the fair thing by Mr. Hennessy and did not declare his contract void until it was absolutely necessary to do so. On the other hand, it is said that Mr. Hennessy seemed to be perfectly fair, and when he discovered that he could not do the work was perfectly willing that his contract should be declared void so that other horses could be procured.

In the meantime negotiations are being conducted for the settlement of the trouble, but with what success cannot be learned at this time.

FIRE CHIEF CROKER IS GUILTY

Will Be Dismissed From the New York Department Monday--He Is Said to Have Been Guilty of Conduct Unbecoming an Officer and a Gentleman.

BY ASSOCIATED PRESS.
New York, Nov. 29.—E. F. Croker, chief of the fire department, who was recently tried on a series of charges, was yesterday declared guilty by Commissioner Sturgis and was dismissed from the service, the dismissal to take place December 1.

Chief Croker was found guilty on the charge of failure to enforce the requirements of law for properly safeguarding the Park Avenue hotel, subversion of public property to his private use; of conduct prejudicial to good order and discipline in persecuting and unjustly discriminating against certain members of the force, and of conduct unbecoming an officer and a gentleman and prejudicial to good order and discipline.

On the charges of "incompetency as

chief of the department in the management of 'great fires,' and of 'sending false reports' he was acquitted.

Chief Croker declined to make any comment on the sentence, but it is known he will fight the matter to the end.

On being informed of Commissioner Sturgis' action, Mayor Low issued a statement sustaining the commissioner.

Chief Edward Croker is 39 years old and has been connected with the department for 18 years. He is a nephew of Richard Croker.

Deputy Fire Chief Charles D. Purroy, who will become active chief, is a brother of Henry D. Purroy, a former fire commissioner and president of the board from 1885 to 1889.

GEORGE McDONALD WILL TRY FOR ANOTHER TRIAL

Error Was Made in Statement in Regard to His Case—Awaiting Action by Supreme Court.

An error was made yesterday in the announcement among court items that George McDonald had pleaded guilty to an information charging him with appropriating horses belonging to George Van. It was stated that McDonald had been sentenced to one year in Deer Lodge. The fact of the sentence is true, but it was imposed after a trial by Judge McClernan's court several months ago, and since that time an appeal has been taken and a decision is daily expected from the supreme court.

If the higher court decides in McDonald's favor he will get a new trial. Thresher and Hamilton are attorneys for McDonald, and the appeal was argued several weeks ago and taken under advisement. He is confined in the county jail, there being no way to secure bail until the supreme court takes favorable action on the case.

He for the high fever, the suppuration of the ear and other dangerous symptoms associated with the disease.

It was to produce a serum to combat this parasite that Dr. Charlton directed his efforts. The serum was prepared under the direction of Dr. Hubbard of Detroit. Fifteen severe cases of scarlet fever were treated with the serum with extraordinary success. Many of these cases would have ended fatally under the usual treatment.

Responding to the effects of Dr. Charlton's discovery 13 of the cases made prompt recoveries almost entirely free from complications. One of the patients died five hours after being admitted to the hospital, and the remaining case succumbed to an attack of diphtheria.

EARTHQUAKE RECORDS.

English Professor Says 30,000 Seismic Disturbances Occur Annually.
[New York Sun.]
Prof. John Milne, the seismologist, read a long paper on world-shaking earthquakes before the Royal Geographical society recently. He gave the latest information which science can furnish about the phenomena which during the past year more than ever before have attracted popular interest.

It is now known that about 30,000 earthquakes occur annually. These are divided into two groups—continental, which usually disturb the whole globe, and local, which usually have only a radius of a few miles. The former are the result of sudden accelerations in the process of rock-folding. The latter are settlements and adjustments along lines of primary fractures. The relationship of the two groups is that of parents and children.

Important earthquakes seem to propagate a series of waves through the world in all directions. The first movement passed through the diameter of the earth in about 22 minutes. These movements are compressional in character. The second phase of the motion, which forms the principal part of the seismogram, is made up of larger waves. Their average period varies from 15 to 30 seconds, but periods of 60 seconds have been observed. Prof. Milne says he is inclined to the opinion that the movement is undulatory in character like an ocean swell, and that it would be easy to measure the difference in time between the arrival of the preliminary tremors and the large waves of motion.

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- Felt Street Hats**
At One-Third Off
Large and medium brims, in black, castor, pearl and navy; prices are cut to \$1.25, \$1.50 and \$2.00, and are about one-third less than usual.
- Trimmed Hats**
Only \$2.95 Each
Large and medium shapes that flare at side or droop over face; trimmed with velvet, chenille, wings, quills, etc.; a big variety of styles. Only \$2.95 each.
- Women's Cloth Coats**
At \$9.25 and \$10.75
Made of extra quality kersey in box and Monte Carlo styles; colors, castor, black and red; very effective and of immense value; sizes 32 to 38 inches, and misses' sizes 16 and 18. Prices \$9.25 and \$10.75 each.
- Flannels Waists**
Only \$2.50 Each
Women's all-wool French and brocade cloth flannel waists, several styles, plaited front and back, separate tight-fitting linings; colors black, red, gray and navy; sizes 34 to 44 inches. Only \$2.50 each.
- Flannelette Wrappers**
Only \$1.00 Each
Made with ruffles over shoulders, trimmed with narrow wash braid, eight-inch flounce around bottom, tight-fitting linings; colors red, black and blue; sizes 34 to 44 inches. Price only \$1.00 each.
- Agents in Butte for Butterick's Patterns**
See the Delineator for December. Now ready. Price only 15c copy.
- \$1.00 Fencing Girls for 45c**
For Friday and Saturday we make the following special offerings: The famous Fencing girls, size 7 by 12 inches; frame is 1 1/2 inches wide, finished in Flemish black, sword ornaments of hand laid composition silver finish; handles in red.
The subjects are "Rest," "Time," "A Winner," and "The Fencing Queen."
Choice of the four, worth \$1.00 each, for 45c.
- Three Pendant Pictures for 25c**
Three Pendant Pictures, full size, 8 inches wide by 24 inches long, attractive novelties. The subjects are Animals, Landscapes and Figures. Three for 25c in Hennessy's Basement today.

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always gets just what's coming to him is the villain in the modern melodrama.

HELENA FRIENDS OF THE LATE CHARLES E. CONRAD
Leave Capital City to Attend the Funeral in Kalispell—Toole Is Not Able to Be There.

SPECIAL TO THE INTER MOUNTAIN.
Helena, Nov. 29.—About 20 of the old-timers left the Capital City today for Kalispell to attend the funeral of Charles E. Conrad. Most of them were his intimate friends and acquaintances since he first arrived at the head of navigation on the muddy Missouri.

Governor Toole intended to go, but at the last moment was compelled to forego the duty on account of business affairs connected with his office.

It is understood here that there will also be a large crowd from Great Falls.

WILSON'S BEE HIVE
33 W PARK ST.
WEEK'S ENDING OF THE VOTING CONTEST, and all children with less than 500 votes will be taken from the list after this week:

Margaret Harrington	4,900
Cora Johnson	3,900
Myrtle Andrews	3,880
Hazel Taylor	3,630
Sidney Paynter	3,405
Loretta Lee	3,105
Katie Rooney	2,226
John Niam	1,938
Stella Horbett	1,761
Harold Lees	1,691
Katie Reilly	1,591
Winnie Landinsky	1,515
Nora Hansen	1,485
Violet Rhein	1,297
Dewey Owens	971
Minnie Rooney	916
Katie Sullivan	511
Ernest Woodbury	459
Ludie Muntzer	438
Katie Wertins	389
Arthur Lange	309
Dora Speigle	265
Eva Williams	250
John Scott	225
Willie Davis	206
Oliver Walsh	204
L. Dubola	114

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