

# Two Bottles Cured Her

## One of a Thousand Nurses Who Praise the Wonderful Work of PAINE'S CELERY COMPOUND.



Miss Teresa Cartel, the beautiful Sister who won so much credit by her untiring efforts in nursing the wounded after the Maine explosion, is one of more than a thousand nurses who have testified to the wonderful results of Paine's Celery Compound among their sick, debilitated and exhausted patients.

Sister Cartel herself was cured of one of the most serious affections of the liver by only two bottles of this marvelous restorative. Paine's Celery Compound has accomplished more in behalf of suffering humanity than any other discovery in the history of medical science. It has rescued from a sick bed thousands of despairing victims of disease. Men and women in all walks of life have been permanently cured by its use. Old and young, the feeble and the infirm, praise its curative powers. It is the one true nerve tonic. If taken in time, it never fails to restore to activity weakened kidneys and a sluggish liver. The body has been made foul and unhealthy with impure blood and bile that originate in a diseased liver. Cirrhosis, jaundice, fatty degeneration, cancer and dropsy often result from a diseased liver. The appetite is impaired, the blood is filled with poisonous principles, the skin becomes yellow, digestion is deranged, a

morbid condition arises, emaciation sets in, followed by a general feeling of debility. These are the main symptoms of a diseased liver. The liver, stomach and kidneys are the great nerve centers. Paine's Celery Compound never fails to restore them to healthy and vigorous action. It purifies the blood, tones up the system, eradicates all poisons, nourishes and invigorates muscle tissues and keeps the body healthy and free from foul impurities. Paine's Celery Compound gives immediate and permanent relief to all who suffer from a diseased liver. The best physicians openly endorse it, use it, recommend it and authorize the public use of their statements that Paine's Celery Compound, in case after case, cures rheumatism and kindred diseases, purifies the blood, regulates the stomach, liver, bowels and kidneys, and rejuvenates the fagged-out or diseased nervous system. Thousands of letters have been received by the proprietors of Paine's Celery Compound and by newspapers and medical journals from men and women in every walk of life. All telling one experience—the immediate relief and perfect cure effected by Paine's Celery Compound. What reason can any person have who is not in perfect health for not at least trying this greatest of all remedies a trial?

# FACTS AGAINST HIM

## A Summary of the Charges Against Judge Noyes.

### VIOLATED AND USURPED LAW

#### No Excuse for the Appointment of a Receiver for Mines—McKenzie's Part.

Although the case of Judge Arthur Noyes of Minneapolis territorial judge of the second district of Alaska has been before the public in one form or another for a long time there is no clear understanding of the charges against him. These may be found set forth in full in the findings of the United States circuit court of appeals for the ninth district in both the case against Noyes and the case against Alex McKenzie, both of which were published in the Congressional Record of Feb. 8 between pages 1292 and 1295. The findings are also supplemented with a summary of the case against Noyes prepared by his enemies and submitted to the attorney general. This summary is supported by excerpts from the evidence in the Noyes case. Although made by those opposed to the judge, a study of the findings shows that it adheres strictly to the facts. As the review of the Noyes case made by the judges of the ninth circuit would require two pages of The Journal for publication, it has been thought sufficient to publish this summary.

**On the Way to Nome.**  
In the spring of 1900 Judge Noyes was appointed judge, and in July proceeded to Alaska, the court over which he was to preside, being stationed at St. Michael, a short distance from Nome. On his way across the continent to the scene of his judicial labors he was accompanied by Alexander McKenzie, a man whom he had known for twenty years, having resided with him for a long period of time in the city of New York. On taking the steamer for Cape Nome, McKenzie and Judge Noyes were joined, among others, by Robert Chipps, a man who in the preceding year had located a mine at Cape Nome, which claim had been located prior to that time by others, Chipps being really a "Jumper."

Chipps had spent a considerable portion of the preceding winter in New York city and Washington, D. C., meeting McKenzie and others, including Judge Noyes, in Washington. He had been told then that Judge Noyes was a candidate for a judgeship, and that he was regarded by McKenzie as a good man. Chipps had, while in New York, made a deal with a claim he had known as Alexander McKenzie, who held it for the Alaska Gold Mining company, and he received in exchange for this deal a considerable sum of money and the promise of \$300,000 in stock of the company. On the steamship going to Nome Chipps discussed with Noyes his plan to locate a mine and the fact that he was about to commence litigation, and Judge Noyes told him that he supposed he would want a receiver appointed to take charge of the mine, which he would have "a shade of the best of it" in any lawsuit likely to be brought before Judge Noyes.

The party reached Nome on Saturday, July 21, and at 5 o'clock in the afternoon of Monday, July 22, there were made applications for receivers, representing claims to as many of the richest mines in that neighborhood. **The Scheme.** Careful inspection of the bills of complaint in the various cases in which receivers were appointed will show that the original intention of the complainants was to apply merely for injunctive relief, for after setting up the names of the parties, filing of notice of location and entry, filing of notice of location with the office of the recorder, ouster by the defendants, and work upon the premises by them, the bills of complaint, the real estate and particularly valuable for gold; that the defendants are insolvent and irresponsible, and the gold is being secreted, the bills of complaint, unless the defendants, etc., be restrained, etc., the claim will be wholly lost to the complainants and destroyed for mining purposes, following the foregoing by an excuse for not sooner presenting a bill of complaint and reciting the bringing of an action at law. They then say that in order to preserve the rights of the complainants, etc., it is necessary to have a receiver appointed, and that a receiver be appointed, etc.

It will be seen from the foregoing summary that the bills of complaint are made in the name of a receiver for a placer mining claim, and that the paragraph asking for such a receiver is an interpolation and not a part of the bill. That this is a fact further appears by the circumstances shown by the accompanying documents, that the Noyes from the bench declared that the idea of a receiver was his own suggestion. In the granting of injunctions in the various cases, which injunctions were appointed at the same time that receivers were appointed, Judge Noyes violated the civil government of Alaska, which provides (section 384, paragraph 37, session statutes, first session, 1900) that "before allowing an injunction, the court or judge shall require of the plaintiff an undertaking in the sum of \$25,000, to be decreed to the defendant, and such damages, not exceeding the amount of the undertaking, as may sustain the reason of the injunction if the same be wrongfully or without sufficient cause."

**A Violation.** Judge Noyes again clearly violated the well established principles of law in that the receiver appointed in each case was appointed ex-parte. No suggestions are made in the bills of complaint justifying or excusing the appointment of ex-parte receivers. No such emergency is stated as would excuse the appointment of a receiver without notice, nor is any difficulty alleged in the way of serving process on the defendants. The simple fact is that, without excuse or justification, Judge Noyes, in July 23, transferred to the possession of Alexander McKenzie, his old friend and associate, six of the richest mining claims in Alaska, worth together hundreds of thousands, if not millions, of dollars. The fact that at least two cases the record shows that the receiver went into possession on the very day of his appointment, the parties thereto in possession being on that day served with process, indicates that no reason existed why a rule to show cause might not well have issued before the making of an appointment.

The bond required of the receiver in each case bore no relation to the value of the property coming into his hands. **Chippus vs. Lindbergh.** Amount of gold theretofore extracted, \$200,000; being taken out daily, \$500; bond, \$5,000. **Rogers vs. Kiehlman.** Gold theretofore extracted, \$10,000; being taken out daily, \$500; bond, \$5,000. **Webster vs. Nakkela.** Gold theretofore extracted, \$50,000; being taken out daily, \$500; bond, \$5,000. **Melning vs. Tornasala.** Gold theretofore extracted, \$50,000; being taken out daily, \$500; bond, \$5,000. Although the suggestion in the bills of complaint that the mines were being unskillfully and wastefully worked was made, they asserted merely for the purpose of securing injunctive relief, nevertheless, if these paragraphs were so inserted as a guide to the court in the selection of a receiver, they would have failed of their purpose, for the court appointed Alexander McKenzie, a man who, so far as the records at any point disclose, was wholly without mining experience.

**Another Usurpation.** Judge Noyes was guilty of another act of high-handed usurpation in that in a large number of cases, without any prayer therefor in the bill of complaint, and without any petition or affidavit to justify the passing of an order, and in the very teeth of the provisions of the special code of Alaska limiting the appointment of a receiver to special actions of receivers "other than an action for the recovery of specific personal property," he directed the receiver to take possession of "lents, buildings, safes, scales, and all personal property, fixed and movable, gold, gold dust, and precious metals, money, and books of all kinds, and each of all per-

sonal property upon such claim, connected therewith, or in any way appertaining thereto in possession of or under the control of the defendants. By virtue of this order thousands of dollars of property clearly belonging to the parties upon the claim, including gold dust in many instances obtained by working other claims, was seized and held by the receiver, and even the very beds upon which the men slept were taken from them. Notwithstanding the manifest impropriety of the appointment of receivers under the circumstances heretofore set forth, mention to set aside the orders appointing them were all denied. When an appeal was sought from an arbitrary order, Judge Noyes refused to permit it, and so detention was to be prevented these causes from getting beyond his reach that in the order denying the appeal he said:

"Now, therefore, it is by the said judge ordered that the said proposed bill of exceptions is in each and every part thereof disallowed as a bill of exceptions heretofore, and the settlement thereof or of any proposed bill of exceptions herein is hereby refused; that said petition for an order allowing said appeal is hereby denied, and the said defendant is to accept or fix the amount of any bond for costs thereof, or to allow a supersedeas bond to be given, or to fix the amount thereof."

**Terms of the Writ.** Recognizing the gross wrongs committed by Judge Noyes, Judge W. Morrow of the United States court of appeals, on Aug. 27 directed an appeal to be granted and that a writ of supersedeas be issued. By this writ Alexander McKenzie and Judge Noyes, together with the respective plaintiffs, were commanded "that from every and all proceedings on the execution of any order or order in any way molesting the said defendants on the account aforesaid, or in any way interfering with their possession of said property, you entirely desist and refrain, as being superseded, and that you, the said Alexander McKenzie, do forthwith restore unto said defendants the possession of any and all property of which you took possession under and by virtue of said order, and you, the judge of said district court for the ninth district of Alaska, are hereby commanded to stay any and all proceedings which may have issued, as aforesaid, upon said order, and to stay any and all further proceedings in relation to the said order, and the appointment of a receiver thereunder in this case pending the appeal last aforesaid in this court."

This writ was served on Judge Noyes at 2 o'clock p. m., Sept. 14, and although he was immediately thereafter asked to direct the receiver to restore the property taken by him to the defendants, he in all cases refused to pass such order, and simply passed an order staying proceedings. Because of the default of McKenzie in obeying the supersedeas, he has in two cases been sentenced to jail for six months. His excuse for disobedience was that he had not been directed by Judge Noyes to comply with the supersedeas. If McKenzie were in default, what shall we say of the position of Judge Noyes?

**The Topkuk Case.** One of the richest mines in Alaska was known as the Topkuk mine, and at the time of the arrival of Judge Noyes was in the peaceful possession of the Black Chief Mining company. Immediately after his arrival suit was brought in ejectment by Jumpers, and a suit was also brought for the appointment of a receiver. In this case the usual course was departed from and the rule to show cause issued. Upon the return of the rule, notwithstanding the fact that the affidavits on the part of the defense, a receiver was appointed, and although in the case of substantially every other rich mine which had been the subject of litigation McKenzie had been appointed receiver, a man named Cameron, having also come from North Dakota, and a friend of McKenzie, was appointed receiver of the Topkuk mine, and McKenzie employed by him as superintendent of the mine. To understand the reason why Cameron rather than McKenzie was appointed, a brief digression must be permitted.

McKenzie had taken with him to Nome, in boxes bearing his name, a large quantity of machinery needed to begin the work of the Gold Mining company, and the cost of which at Nome, freight included, was something under \$20,000. He had used it unavailingly in connection with his mining operations, and the machinery practically valueless, desired to discover a purchaser. A day or two prior to the appointment of Cameron as receiver, McKenzie had been in the neighborhood and directed it to be sent there. At about the same time he held a meeting in Alaska of the directors of the Alaska Gold Mining company, at which a resolution was passed authorizing the sale of the machinery.

One of the directors present was McCormack, afterwards manager of the Topkuk mine. The machinery was sold to Cameron as receiver for the sum of \$23,000, and although the Topkuk mine was supplied with machinery practically valueless, such machinery was displaced and the discarded machinery belonging to McKenzie—i. e., in other words, to the Black Chief Mining company—was left in its place. Of course, a sale of this machinery by McKenzie to McKenzie, receiver, would have been too obvious. In the meantime, however, Cameron (Cameron being, as is evident by a consideration of the record, his alter ego) was permissible, and the fact that McCormack, his manager, was one of the directors of the Alaska Gold Mining company, was, of course, readily lost sight of.

**The Judge's Secretary.** Judge Noyes, by an order dated June 30, 1900, but entered of record long after that date, appointed A. K. Wheeler as his private secretary, and as such, he was paid for the months of July, August and September at the rate of \$250 per month. It is shown during the same period by Judge Noyes. During all this time Wheeler was a practitioner before Judge Noyes, and his name appears in the extracts heretofore attached, and in several cases, as is shown by the accounts of the clerk, received and paid out.

**Conclusion.** Summing up the foregoing, the spectacle is presented of the judge setting in violation of statute and common law, and in violation of all precedent, property belonging to private individuals and transferring it to the possession of an old friend. It is found that the chief friend of his was not with safety act as receiver, a complacent judge names another man to serve his temporary purposes. It is discovered that the judge permits his private secretary to practice before him and at the same time to be paid as a public official and as an attorney for litigants, himself approving his governmental accounts. In view of all the foregoing it is submitted that, either because of dishonesty or absolute and proven incompetency and reckless disregard of the rights of private individuals, Judge Noyes is unfit to act in any judicial capacity, and should be summarily removed. Condemned as he is by the record he has himself made, the authenticity of which can be proved by any one.

# A SILK EVENT

AT

## Donaldson's Glass Block.

Store Opens at 8:30. Store Closes at 5:30.

### WEDNESDAY WE OFFER PLAIN TAFFETAS

5,000 yards of Plain Taffetas, Corded Taffetas, Regence Brocades, Liberty Satins and Self-figured Louise, in an assortment of nearly 30 colorings, worth from 69c to \$1 yard. To clear our stock we will sell them Wednesday....

# 59c

Mail Orders Promptly Filled.

### WEDNESDAY WASH CORD SILKS

We have the largest assortment of imported Milanese Wash Cord Silks in the entire west. Every new coloring and pattern represented. Best grade.....

# 49c

Samples Sent Upon Request.

### BLACK HEMSTITCHED TAFFETAS

15 pieces, 900 yards, of new Black Hemstitched Taffetas, that were made to sell at one dollar a yard. Wednesday your selection at, yard.....

# 75c

Sale for One Day Only.

### CHENEY BROS. FOULARDS JUST ARRIVED

A new line of Cheney Bro's Foulards has just arrived; neat irregular dots; colors navy and white, black and white, white and black, light blue, pink, etc. For Wednesday.....

# 75c

Many Other Special Bargains.

### A THREE-QUARTER YARD BLACK TAFFETA

¾-yard wide Black Taffeta, a beautiful, lustrous, pure dye silk, that we fully recommend for quality and appearance, worth more than a dollar. Wednesday only.....

# 85c

### WEDNESDAY WE OFFER BLACK SILK GRENADINES

An immense assortment of Black Silk Grenadines, both in striped and figured designs, they are the \$1.25 qualities, special for Wednesday only.....

# 98c

### CARPET DEPT.—WEDNESDAY SPECIALS.

A good Wilton Velvet Carpet for, per yard..... **69c**  
 A good Brussels Carpet for, per yard..... **55c**  
 A good \$3.00 Axminster Rug, 27x63 in., for..... **\$1.69**  
 A good \$22.50 Brussels Rug, 10-6x12 ft., for..... **\$17.75**  
 New lot, 9x12, Brussels..... **\$15.00**  
 \$30, \$35, \$38.50 Wilton Velvet Rugs, 10-8x12, Wednesday..... **\$24.75**

Smaller ones same proportion.

Not to be questioned, it is believed that the citizens of Alaska should not be further prejudiced by the continuance in office of Judge Noyes for even an additional day. In the numerous statements of reliance has been placed upon the transcripts in the several cases which have gone to the United States circuit court of appeals; upon the record in the contempt cases against Alexander McKenzie; upon the opinion of the circuit court of appeals of the ninth circuit in the McKenzie contempt case; upon senate document No. 126, second session fifty-sixth congress.

STATUTE AFTER MANY YEARS.  
 New York, Feb. 25.—The long delayed statute of General William T. Sherman has at last reached this country. It is an equestrian figure, ordered eleven years ago by a committee of the Chamber of Commerce. St. Gaudins contracted to complete the statue by May 1, 1894. No location for the statue has been provided as yet by the city.

Avoid tan, smarting, rough, red skin applying Satin-Skin Cream and Powder before exposure to wind or cold. 25c.

### The Combined Oil Land Company.

ONLY A FEW SNARES MORE AT 50c.

Prices Advance March 5th to 60c and Will Be Withdrawn from the Market March 15th.

Dividends Will be Paid March 1st to All Stockholders of Record February 25th.

## YOU WANT TO MAKE MONEY.

### THE COMBINED OIL LAND COMPANY WILL MAKE MONEY FOR YOU.

The Combined Oil and Land Company is making money for others. It will make money for you. The Albert E. Hall Company sent out hundreds of dividend checks February 25th.

### THE COMBINED OIL LAND CO.

204-4 Oneida Building, Minneapolis, Minn., and will send out hundreds more March 1st. Is your name on the books? If not, place it there for the March 1st dividends. The Combined Oil Land Company will pay out more money in dividends during 1902 than any other three oil companies we know of. It is earning 30 percent now. Pays 15 percent dividends and creates an extra working balance with the remaining 15 percent. The Combined Oil Land Company owns 5,000 acres of the highest grade oil land in the United States. It does not owe a dollar. It has no bond or mortgage or other incumbrance whatever. It has a substantial working balance. The Combined Oil Land Company's wells are producing high grade oil. The Combined Oil Land Company's drills are dropping night and day, sinking new wells. The Combined Oil Land Company will sell you 100 or 1,000 shares of its stock on EASY MONTHLY PAYMENTS, and pay you dividends on the earning power of your money each month, at

# 50 Cents—Per Share—50 Cents

UNTIL MARCH 5th ONLY

The new well recently struck by the Santa Fe Railroad Company is flowing 2,500 barrels of oil daily. This is a high grade oil and sells at \$1.50 a barrel. This well is on property adjacent to that owned by the Combined Oil Land Company. Write for the little book entitled, "FORTUNES IN OIL." Sent free if you mention this paper.

### THE ALBERT E. HALL COMPANY,

FISCAL AGENTS, 702-4 ONEIDA BUILDING, MINNEAPOLIS, MINN.  
 Don't use a two-cent stamp; send a postal card.

### EDUCATIONAL EXHIBIT

Wyoming Promises the Best Ever Made by a Western State.

St. Louis, Feb. 25.—Dr. F. H. H. Roberts, of the University of Wyoming, who is in charge of the preparation of Wyoming's educational exhibits at the world's fair, says they will be the most complete educational display ever undertaken by a western state.

A twenty-two foot cut of a fir tree nearly eighteen feet in diameter will be sent to the St. Louis world's fair by the Tacoma (Wash.) Chamber of Commerce as part of Washington's exhibit. A fund of \$500 has been raised to pay the cost of removing it from the forest to St. Louis.

The contract for the Textiles building has been awarded to Dumnivant & Estel, of Omaha, for \$213,320, the work to be finished by Oct. 15, 1902, under a penalty of \$50 for each day of delay. The building is to be 600x225 feet and the area covered by the roof 246,000 square feet.

Do not suffer from sick headache a moment longer. It is not necessary. Carter's Little Liver Pills will cure you. Dose, one little pill. Small price. Small dose. Small pill.

### PALMA ELECTED

Final Scene in Cuba's First Presidential Election.

Havana, Feb. 25.—Dr. Tomas Estrada Palma and Senor Estevez were yesterday formally elected by the electoral college respectively first president and first vice president of the Cuban republic. Senators were also elected.

**Raising the Standard of Corn.**  
 The breeding of corn is to be undertaken on a new basis and on a commercial scale. Hilberto the sugar beet has been the only plant improved by man along chemical lines, instead of being selected by the common tests that appeal to the senses, such as color, taste, etc. Corn will be developed on the one hand, for the oil and protein element and on the other for the starch element. Thus two foods will be obtained from one. The same is true in the case of "Golden Grain Belt" beer, for every glass contains the strength of bread and meat in liquid form. Brewed from the purest barley malt and hops, it is nourishing and delicious. Telephone 430 Main and get a case to-day.

# Jap Rose Soap

one-sixth pure glycerin, is used by discriminating people.

Its delicate odor of natural flowers, the soothing effect of the glycerin, its uniform texture and transparency make it the choice of those who know for toilet and bath.

A delightful shampoo.

JAMES S. KIRK & COMPANY

### Do Not Suffer

Any longer from stomach, liver and bow complaints when Hostetter's Stomach Bitters will cure you. Get a bottle today and be convinced. It will bring health to every sufferer. Try it for dyspepsia, indigestion, constipation, nervousness or insomnia, and you will not be disappointed. The genuine must have our private stamp over the neck of the bottle.

### HOSTETTER'S STOMACH BITTERS.

Defective Page