

THE CITY IS DEFEATED

No Receiver's Certificates for Paving Pike Street.

THE COMPANY HAS NO FUNDS.

Receiver Hanford Rejects the Petition—Receiver for Steamer Chehalis—Brevort Damage Suit.

Judge Hanford yesterday denied the petition of the city that an order be issued requiring M. F. Backus, of the Chehalis Consolidated Street Railway Company, to issue receiver's certificates in payment for the paving of the part of Pike street occupied by the tracks. The judge stated in substance that there was no law authorizing such an improvement that would come prior to the rights of the bondholders who had a first mortgage on the property, and that any certificates issued by the receiver for any such improvement would be void after the bonds which are secured by a first mortgage. Judge Hanford said: "I refuse to grant the petition, for the reason that the receiver has no money, and there is no way in which he can raise the money. He cannot raise it without making the receiver's certificates a first lien on the property, and I hold that the court has no power to create a new debt for improvements and make it a first lien on the property without the consent of the bondholders who have taken security by a mortgage on the property."

THE FUNDS OF THE COUNTY.

Treasurer Maple Checked Up—Bids for County Printing.

The county commissioners and the auditor counted the cash in the hands of Treasurer Maple, and found that he had in currency and specie \$1,944.27, and checks received after banking hours Saturday to the amount of \$1,312.22, total \$3,256.49. The statements from the banks will probably be filed with the board tomorrow morning.

The bids for the county printing for the ensuing year were opened. The successful bidder was the only bidder, the bids being as follows:

Table with 3 columns: Bidder Name, Bid Amount, and Status. Includes Post-Intelligencer, Times, and others.

Purchasing Agent Nathan Beman prepared vouchers for disbursements in April, May and June, amounting to \$545.05, which were approved and ordered credited to the balance remaining in his hands and found to be \$17.88.

Five thousand dollars was ordered transferred from the general fund to the salary fund.

Petition of J. S. Hyde for refund of tax was granted.

The June pay rolls were approved and the salary warrants delivered to the employees by the auditor.

A contract was executed with Robert T. Koenigsmeyer to gravel a road near Ethumway for a distance of about 120 rods at 6 cents per cubic yard, and the contractor's bonds in the sum of \$250 were approved.

A. F. Hammer was appointed constable of Renton precinct, the one elected in November having failed to qualify.

The Atkinson-Carlson business was granted a license to sell cigarettes at Black Diamond, this being the first license granted under the new law.

Three petitions of the Kirkland Land Improvement Company and one of J. M. Seale, all for vacation of platted property in the vicinity of Kirkland, were laid over until Monday, July 15.

A remonstrance was filed against one of the petitions of the Kirkland Land Improvement Company.

CAUGHT BY ANOTHER CAR.

Conductor's Suit for Damages for Injuries Due to Collision.

Trial of Charles Brevort's suit against the Madison Street Cable railway company for \$2,500 damages suffered while acting as conductor, was commenced yesterday morning before a jury in Judge Hume's court and will be concluded today.

Brevort's injuries were sustained in a collision on January 8, 1894. He testified that on the morning of the accident he was helping to turn his regular car on the trestle in front of the power house, when a car in charge of Gripman Koester came, and he stopped, as is the rule, and caught his spine and ribs, he badly injuring his spine and ribs. He stated that the injuries were so severe that he was compelled to remain under the physician's care ever since. He stated that Koester was an inexperienced gripman.

The witness called by the plaintiff were Grant Sherris, Edwin Sheppard, George White, David Longstaff, J. Branson, all gripmen and conductors, and Superintendent Samuel Gibson. They testified as to the condition of the hill, construction of turntable and condition of the weather, which was said to be very stormy and the rails slippery. Superintendent Gibson said he was not present at the time of the accident, but that the track was very slippery, and it was difficult to hold the cars in check.

The hearing will be continued this morning.

RECEIVER FOR THE CHEHALIS!

Partners Can't Agree and Want to Divide the Property.

Edwin Ripley, M. N. Miles and W. Y. L. Rutherford, partners in the steamer Chehalis, which has been chartered and advertised about which much has been written, cannot agree, and have sought the aid of the superior court to order an accounting between them and for the sale of the boat.

The parties asking the accounting are Ripley and Miles, who state in their complaints that they are unable to agree with Rutherford as to the amount and adjustment of the partnership accounts and to a division of the property, which they claim cannot be made except by a sale of the boat, and ask that in the meantime a receiver be appointed. The claims against G. F. Zimmerman was appointed receiver by Judge Langley, with \$2,500 bonds.

The Royal Baking Powder allows all decomposition of the flour as caused by yeast, thereby saving a large percentage of its most nutritious elements, making the flour go one-fourth further.

BLAKE GETS A BARREN TITLE.

Declared a Barren Condemnation but Can't Occupy the Seat.

The final decree in the Ballard condemnation case was signed by Judge Langley yesterday. J. H. Blake was declared elected over B. C. Hume, the present incumbent, by a vote of 143 to 140. A short time after the vote was counted in court about two weeks ago, Blake discovered that he ought to have another vote, and a petition of the ballots yesterday by Judge Langley showed that he was right. An order, therefore, was entered increasing his vote from 143 to 147.

Although Blake is now entitled to the seat he probably will not occupy it for some time yet. Morris yesterday gave notice of appeal to the supreme court and a writ of certiorari.

Chamberlain's Colic, Cholera and Diarrhoea Remedy. This is the best medicine in the world for colic complaints. It acts quickly and can always be depended upon. When reduced with water it is pleasant to take. 25 and 50 cent bottles. For sale by all druggists.

stay of proceedings was ordered on his filing a \$500 bond.

Tribunations of Pickle Works. In the case of J. H. Joslin vs. Seattle Pickle and Vinegar Works plaintiff filed an amended complaint in the superior court yesterday asking that his claim on a promissory note for \$700 be decreed solvent, and that the receiver continue and be directed to distribute the assets. The claims of Brunsting & Nermann against the Pickle and Vinegar Works were again presented to Judge Langley yesterday and all day was occupied in hearing testimony. The case will be finished this morning.

Soderburg's Claim Rejected.

The county commissioner, acting under the advice of Prosecuting Attorney Hattie, yesterday rejected the claim of W. H. Soderburg for \$2,774.47 for money paid into the treasury by the sheriff as a percentage in certain foreclosures proceedings. The claim was filed April 8. It is suit against that the county to recover the money.

Delinquent Taxes of 1892 Paid.

Yesterday was the last day on which property owners could take advantage of the remission on delinquent taxes for 1892 by paying them, and about \$500 was paid to City Treasurer Atkinson on that account. Of this amount about \$1,700 came from the Sarah B. Yeaser estate.

Sullivan and Williams Sentenced.

Jerry E. Sullivan, convicted last week of grand larceny, was sentenced to the penitentiary yesterday for three years by Judge Hume. Charles Williams, convicted of attempted burglary, was given two years.

New Suits Filed.

The following new suits were filed in the superior court yesterday: Edwin Ripley and M. N. Miles vs. W. Y. L. Rutherford—Accounting. Promissory note vs. James Dyer et al. Samuel Vestal and William Whitfield vs. Edwin Stamp and Lucy A. Stamp—\$200.

Courts and Public Offices.

The United States district court adjourned yesterday, to open again on Tuesday, July 3.

A marriage license was issued yesterday for Elyse and Carrie Norris Hunt, both of Both.

The case of B. A. Anderson and Anna B. Anderson vs. the city was dismissed yesterday by Judge Osborn on the grounds that the plaintiff refused to plead further.

The supreme court has affirmed the decision of the lower court in the case of the Puget Sound Brick, Tile and Terra Cotta Company vs. School District No. 72, of King county.

In the case of the United States against the Alaska Packing Association, Rollin M. Porter was yesterday appointed as special examiner to proceed to New Whatcom and Blaine and take evidence.

David P. Leary, assignee of Thomas M. Alvord, petitioned the superior court yesterday for an order to borrow enough money to pay the taxes and to issue an assignee's certificate under terms deemed by the court to be wise.

Judgments were signed yesterday in the superior court in the following cases: Vestal & Whitfield vs. Edwin Stamp et al. \$1,087.50; Willard Ives vs. Alexander Simpson et al. \$2,500; D. J. Thomas vs. J. H. Woolery, \$24 for defendant.

Judge Hanford yesterday signed a decree awarding the Co-operative Stevedores and Rigging Association judgment against the British Ship Aristomene. The judgment also stands against Richard Chilcote and John Barneson, the ship's bondsmen.

A. Colsky and D. Colsky yesterday made a demand for a bill of particulars from A. Bernard. They require an itemized account of the goods and what amounts \$2,425 was loaned, and of the total amounts alleged to have been borrowed and the various items whereby an alleged balance of \$890 is obtained.

In her highly successful classes in cookery, Mrs. Hinkle's, the accomplished teacher, Mrs. Price's Cream Baking Powder exclusively.

CONTESTS ARE IN SIEVES.

Great Tangle of Title Land Claims to Be Straightened Out.

An analysis of the applications for purchase of Seattle tide lands which has been made by Webster Brown, the engineer, shows some interesting facts which foretell shadow some litigation. There is a tract in Elliott bay on which there is not at least one contest; in fact, the cases where there is only one conflicting application are rare. There are two applications covering with their applications every tract which the broadest interpretation of the law might entitle them. The claim by owners have determined the boundaries of their upland property in a direct line to deep water, and saying that all between those lines is in front of their property.

This policy has produced some peculiar results. One man who owns one upland lot in Moss' South Seattle addition has filed application to purchase a strip in front of his lot extending nearly 200 feet into deep water on the north, but his application conflicts with no less than 115 others. Four and five conflicts are quite common, and the number frequently runs up to nine and ten.

This is the tangle which the board of public works commissioners will have to untangle in some manner or other. The hearing of contests is not expected to begin before September 1, and all applicants receive notice from twenty to thirty days' notice of the date.

There is certainly no baking powder so well known and so perfect purity, as well as its superiority in leavening power, are matters of fact no longer disputed by honest dealers or makers of any well known brands. Its virtues are so well known to every housekeeper that the slanders of the dishonest makers of the cheaper goods fail to touch it.

Settlers Want to Come West. Register O'Toole and Receiver Terry, of the land office, received a letter yesterday from Henry M. Baker, of 1284 Lexington avenue, Chicago, saying that eighteen families were desirous of coming to settle on public lands.

They preferred to be near the Northern Pacific railroad and Mr. Baker said that as to the location of the lands, he would like all the families wanted to leave July 15, all the families wanted to leave July 15.

BREVETTES.

The Rosalie will leave Seattle at 5 p. m. July 3, and Victoria at 6 a. m. July 4.

The Ladies' Relief Society will meet today at 2 o'clock in the rooms of the Chamber of Commerce.

Theodore Hussucker, the man who was charged by C. H. Voll with aiding Walter Walters to steal the steamer Chehalis, was before Justice Caldwell yesterday, and before Judge Langley at 2 o'clock today.

Small house started yesterday morning in a small house occupied by a Chinese residence at 4th and Broadway, and the fire was extinguished by the arrival of the firemen was delayed by the ignorance of the person who gave the alarm, but only \$30 damage was done.

The preliminary examination of C. G. Rief on the charge of obtaining money under false pretenses, was held at 3 o'clock yesterday afternoon. Rief is the man who made life miserable for young man who made life miserable by running the front street and trying to obtain money. One case and trying to obtain goods or money on the claim that he had a running account.

Caming "Berrys!"

We SELL Preserving Kettles.

Z. C. MILES CO., Yesler Ave., bet. Front and Railroad Ave.

THE CASE CONTINUED.

Fire Commissioner Masel Has Another Respite.

RAILROAD FRANCHISES TODAY.

Fire Engine House Recommended for Renton Hill—Comptroller's Report on Street Improvements.

The trial of Fire Commissioner George T. Masel was again continued for a week by the city council, in order to give the supreme court an opportunity to settle the question of jurisdiction on appeal from the decision of the superior court.

When the session opened Voigt said that, as the corporation owned had been very busy for a week with legal matters, he thought the trial had better be continued until the question was put Sweeney arose to ask if the council would not be in contempt of court if the trial was postponed to the next week.

Clise said he did not believe in going on with the trial until the court settled the matter, and an amendment to continue the trial until the court settled the matter was adopted. The amendment was lost by a vote of 10 to 4.

Sweeney moved an amendment that the mayor be requested to withdraw his charges and suspend the trial of Masel, for a reason that up to the present time there has been found nothing to show he has been corrupt, and nothing has been shown why he should not make the motion to accept the arbitration award.

The amendment was lost, after Chapman had given Sweeney a few hot shots about there being no evidence of corruption in the case, and that he had been corrupted in the affair in addition to incompetency, and he proposed standing by the mayor.

It was finally decided to continue the trial a week, and the council was acting wrongly to continue the trial. Critchton spoke about the fire department being without a regular chief.

THE BOARD OF ALDERMEN.

Engine House for Renton Hill—The Fire House Garbage Dumping.

A report presented by the fire committee recommending that plans be drawn for an engine house on Renton hill like that on Yesler avenue, to cost not more than \$2,500, and that \$1,250 be expended in the purchase of a second hand engine, was adopted. It was held that would give an inhabitable house, and the finishing touches could be put on at any future time.

Miller, chairman of the committee on the board of public works, advised the aldermen that the city was under no legal obligation to accept the 1,000 feet of Baker fabric fire hose to replace that which failed to stand the test stipulated in the contract. The corporation had been instructed to bring in a resolution notifying Mitchell, Lewis & Walker that their contract with the city was canceled.

A communication from the board of public works recommending that 1,000 feet of "Guardian" brand 2 1/2-inch fire hose be purchased in place of the Baker fabric was tabled pending the action of Mitchell, Lewis & Walker on the rejected contract.

Miller, chairman of the committee on finance, objected strongly to the estimate for July allowing \$200 asked for by the police commissioners to fit up a sleeping room at police headquarters. He said that there were a number of other ways in which the money could be used to better advantage. His views prevailed, and the allowance was cut off.

A letter from Chief Officer Palmer, concerning garbage being dumped on the tide flats, the substance of which was printed in the Post-Intelligencer recently after a meeting of the board of health, was read. Mr. Palmer said that in his report, but Miller said a member of the board of public works said the scow went out only seven times last month, and he referred his statement that garbage was being dumped on the tide flats to the city. Clise said he believed it was time to license garbage collectors. The matter was referred for further investigation.

A concurrent resolution requesting the International Christian Endeavor Society to meet in the city in 1897 was passed by a unanimous vote.

The following ordinances were acted upon: Appropriating money due on garbage contract; passed.

Authorizing the insertion of the name of Antonio Cloise on auctioneer's license of 1895; passed.

Granting permission to Romano Quarantini to remove his store from the present license; passed.

Authorizing the appropriation of money to carry on city government for July; passed.

Appropriating \$600 to be used in the celebration of the Fourth of July; passed.

The following other business was transacted: Petition from property owners residing on East Taylor and Lewis streets, asking for water mains; referred.

Petition from business men on West Second street, asking for replanking; referred.

Petition for liquor license from Melster & Clark; referred for the impossible.

The report of the port warder for June was read and placed on file.

ALL WANT WASHINGTON LUMBER

Demand for Cargoes Too Great for the Mills to Supply.

Capt. E. Lewis of the ship Carrollton, now loading lumber at the Port Blakely mill for Valparaiso, who was in the city last night, said of the foreign lumber trade:

"There is no question that the demand for the fir and cedar lumber of the Sound country is constantly on the increase in all parts of South and Central America. Four ships for Chilean ports are now loading at Port Blakely, and the Swedish ship Oscar II. had to be turned over to the Tacoma Mill Company for her cargo for Delagoa bay, as the Port Blakely mill, through running double time, and even on Sundays, could not keep up with the orders that are constantly pouring in. The Oscar II. wanted lumber to load at the rate of 300,000 feet per day, and the millmen found that it was impossible to supply the demand had at the same time load the vessels now taking on a cargo, so the big ship was yesterday towed over to the Tacoma Mill Company's wharf to load."

"The Carrollton was built in San Francisco twenty-five years ago, and has been sailing the seas ever since. She is a staunch vessel, and I feel more at home on her than anywhere else in the world, for I have sailed her twenty-one years, and she has taken me many times the distance around the globe."

Statistics of County Farm.

Superintendent Whiting, of the county farm, filed his monthly report with the county auditor yesterday, as follows: Number inmates June 1, 22; admitted during month, 52; number of deaths, 1; number discharged, 17; number inmates July 1, 12.

TO END THE MUDDLE.

Council Favors Vacation of Old Tide Land Streets.

TEN DAYS TO ENTER PROTESTS.

Chamber of Commerce Secures Passage of Joint Resolution in Favor of the Settlement.

An important step was taken by the council last evening toward arriving at a settlement of the conflict arising out of the non-conformity of the streets and alleys adopted by the tide land appraisers with those formerly established by the city. A committee of the Chamber of Commerce appeared before the joint session and asked that the city vacate all streets and alleys on the tide flats. The members of the council expressed themselves as being desirous of having the trouble settled as soon as possible, and gave the committee to understand that resolutions with that object in view would be considered later in the evening. Mr. Clise actually read the proposed resolutions, which were favorably received by the committee, save that twenty days was given in which to file protests against the proposed settling. In both houses the number of days was changed to ten, counting from the first publication in the official newspaper.

After the joint session had disposed of the Maseel matter, President Dautouff stated that there was a committee present from the Chamber of Commerce who had something to say to the tide flats. This committee consisted of Andrew P. Burleigh, C. J. Smith, A. B. Stewart and Andrew Knox.

Mr. Knox presented the resolution, which had been adopted unanimously by his committee, as follows: "The city council of the city of Seattle is requested to vacate all streets and alleys existing prior to 1885, in the area between the patent line of the United States government and the outer harbor line in front of the city of Seattle, and to adopt a new system of streets, alleys and boulevards as laid out by the board of tide land appraisers for King county, as the same appear on the plan of Seattle, the lands filed in the office of the auditor of King county on March 14, 1885."

Mr. Knox, of the committee, stated that at a meeting of the chamber yesterday afternoon the members were in favor of the vacation of streets, and thought it better to act in accordance with a law recently passed by the legislature.

Andrew P. Burleigh stated the position as it appeared to him. The plan was made a public record on March 14 by an act of the legislature, signed by the governor on March 23. He thought that the non-vacation of the streets was a detriment to the city, and said the city council should act in the matter as soon as possible.

Clise said he desired to have the matter closed as soon as possible, but there were some obstacles in the way. In view of his desire to have a settlement, he had prepared a set of resolutions, which he would recommend to the aldermen. He then read the resolutions, which called for the filing of protests with the city clerk within twenty days by all persons who objected to the vacation of streets.

When the aldermen reassembled, Mr. Clise introduced the following resolution, which was unanimously adopted: "Whereas, There is great uncertainty at the present time as to the condition of the streets on the tide lands fronting on the city of Seattle, there being a conflict between the streets adopted by the tide land appraisers and those adopted by the tide land commissioners; and

"Whereas, This renders such confusion in the streets on the tide flats that intending purchasers are unable to satisfactorily locate the streets adjacent to their property, and causes great confusion and hardship to those who have purchased lots in the city of Seattle, there being a conflict between the streets adopted by the tide land appraisers and those adopted by the tide land commissioners; and

"Resolved, By the board of aldermen, the house of delegates concurring, that the city clerk of the city of Seattle be instructed to at once give notice in the official newspaper of the city, calling upon all persons who have any objections to the vacation of any street, road, alley, or acre of land, to file their protests with the city clerk within ten days from the date of the first publication and that at the expiration of such time all such objections be submitted to the council for their action, such notice to be published for ten consecutive days."

The same resolution was brought up in the house and passed. It was vigorously opposed by Voigt, who stated that it would deceive the public. Chapman endorsed the remarks of Voigt, and said the Chamber of Commerce and appraisers want the council to endorse what they were delinquent in, throwing the city into endless litigation through the changing of streets.

Hume and James spoke in favor of the resolution, because it would bring all classes together and the matter would receive thorough investigation.

A Yesler Decree Modified. A resolution was received yesterday from the superior court modifying the decree in the case of Henry L. Yesler et al. vs. Lucinda D. Hochstetter. The lower court is directed to enter a new decree distributing to Yesler, as community property, the lands of the donation claim, the Wilson farm, the real estate described in the Booth power of attorney and the remainder of the property in controversy.

The Wounded Hunter Dies. Charles Lindquist, aged 37 years, who accidentally shot himself in the leg at the Port Blakely mill yesterday, died at Providence hospital. Blood poisoning set in and, although the leg was amputated, the man's life could not be saved. Even the medical officers who held the shot and powder in the shell was lodged in his leg.

Restores Gray Hair to Natural Color

WILL TELL THEM.

New Book On Alaska

By Miner W. Bruce, with fine map, 24c, showing route to GOLD FIELDS. NOW READY. Paper cover, 75c; cloth, \$1.25.

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Notices to Redeem FROM TAX SALE.

B. B. DEARBORN, Printer, COLLINS BUILDING.

Lost Manhood

restored vigor quickly. Vigor quickly restored. Vigor quickly restored. Vigor quickly restored.

REAL ESTATE BARGAINS.

The MacDougal & Southwick Co.

Offer Special Values

In Men's Clothing

Fine Suits at

-\$10

\$12

\$15

to \$20

Furnishings.

A large line of Laundered Negligee Shirts, in stripes, checks and solid colors, at 75c. \$1.25, \$1.50.

Balbriggan Underwear at \$1, \$1.50, \$1.70, \$2 a suit.

Light Wool Underwear for summer, \$1, \$2.50, \$3.50 a suit.

Our Neckwear stock is replete with novelties in Lawn Bows, Scarfs and Ties at 25c.

Imported Silk and Washable De Joinville at 50c.

Sun Colored Silk Ties, in Ties and Four-in-Hands, all the rage, for 50c.

Hats.

Children's Straw Hats at 15c, 18c, 25c, 50c.

Boys' 25c, 50c.

Men's 25c, 50c, 75c, \$1, \$1.25, \$1.50, \$2, \$2.50, \$3, \$3.50, \$5, \$6, \$7, \$8, \$10, \$12, \$15, \$20, \$25, \$30, \$35, \$40, \$45, \$50, \$55, \$60, \$70, \$80, \$90, \$100.

Boys' and Girls' Yachting Caps, 25c, 50c, 75c, \$1, \$1.25, \$1.50, \$2, \$2.50, \$3, \$3.50, \$4, \$4.50, \$5, \$6, \$7, \$8, \$9, \$10, \$11, \$12, \$13, \$14, \$15, \$16, \$17, \$18, \$19, \$20, \$21, \$22, \$23, \$24, \$25, \$26, \$27, \$28, \$29, \$30, \$31, \$32, \$33, \$34, \$35, \$36, \$37, \$38, \$39, \$40, \$41, \$42, \$43, \$44, \$45, \$46, \$47, \$48, \$49, \$50.

Black and Brown Fedoras, \$1.50, \$1.75, \$2.00, \$2.25, \$2.50, \$2.75, \$3.00, \$3.25, \$3.50, \$3.75, \$4.00, \$4.25, \$4.50, \$4.75, \$5.00, \$5.25, \$5.50, \$5.75, \$6.00, \$6.25, \$6.50, \$6.75, \$7.00, \$7.25, \$7.50, \$7.75, \$8.00, \$8.25, \$8.50, \$8.75, \$9.00, \$9.25, \$9.50, \$9.75, \$10.00.

Electricity Cures Rheumatism.

To the Public: I wish to say a word in acknowledgment of the great benefit I have derived from the treatment given by Dr. Darrin. For three years I have been severely afflicted with rheumatism, and am happy to say that through Dr. Darrin's electric and medical treatment I am restored to health. Refer to me at 42 1/2 Thirty-second street, Tacoma, Wash.

MRS. ROBERT RUSS.

Dr. Darrin can be consulted free at 94 1/2 Pacific avenue, Tacoma, Wash., where he is permanently located. Office hours for all, 10 to 5, and 7 to 8 daily. Sundays, 10 to 12. All curable chronic, acute and private diseases of whatever nature, in men or women, successfully treated. In most cases only one visit required at the doctor's office. Question blanks and circulars sent free. The poor treated free, except medicines, from 10 to 15 daily. No names published only by permission of the patients.

N. B.—Dr. Darrin will visit Snohomish, Wash., June 26 to July 2, at Hotel Penobscot.

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It Will Pay You to Do It.

Touches the Spot.

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Made from Pure Cream. Delivered everywhere.