LAVIGNE BESTS TOM TRACEY.

TWENTY ROUNDS OF CLEVER AND INTERESTING BOXING.

The Kid Was the Aggressor, and Only Fast Work Kept the Australian From Punishment—Lavigne Is Awarded the Decision.

SAN FRANCISCO, Nov. 25.—George Lavigne gained the decision over Tom Tracey tonight at the end of a twenty-round fight at 142 pounds or under. The fighting was clever and interesting throughout, but lacked the excitement which usually accompanies a contest between two such exponents of pugilism. Lavigne did decidedly the main work, being aggressive in every respect, forcing Tracey about the ring and compelling him to use all his cleverness and shiftiness of foot to avoid the little champion's rushes.

Tracey did not seem to be at all chagrined over the adverse decision, and took it all good naturedly.

The crowd was as large as any that has assembled in Woodward's pavilion since the Walcott-Green fight, probably 6,000 persons being present.

Time was called at 9:24 o'clock. The men fiddled for some time, Lavigne forcing Tracey about the ring. Lavigne led first and reached the neck with his left. He tried several hard left chops for the face, all of which were blocked, Tracey countering with a couple of good body punches and a left jab which left its mark on Lavigne's eye.

In the second Lavigne kept after his man, but the Australian kept out of reach. Lavigne led for the body, Tracey drew back and came in hard on the stomach with his left, which was the best blow landed so far.

In the third Tracey sent in a couple of jabs on the face, which only served to make Lavigne laugh and come back with a rush. No effective work was done.

In the fourth Tracey's wonderful quickness of foot kept him beyond range of most of Lavigne's left chops and swings, while Lavigne's face showed red marks from Tom's left jabs, which his superior reach enabled him to land.

In the fifth Tracey jabbed a left hander on the face, but George countered with a right on the head. Lavigne swung a hard left on the body which made Tracey wince. Tracey seemed a little tired from his continuous avoidance of Lavigne's rushes.

The sixth and seventh rounds were repetitions of those preceding. Lavigne rushing and leading frequently with left for body and head, nearly all of which Tracey avoided or succeeded in breaking their force.

The eighth and ninth rounds were slightly in Lavigne's favor, his persistent chopping and swinging leaving the skin on Tracey's body and neck a ruddy hue. Tracey contented himself with countering with left on George's face and neck.

Tracey stood his ground better in the tenth and paid the kid back in kind. This was the best fighting up to this stage, being an even thing.

The eleventh was Lavigne's round. He sent in a terrific left on the stomach which caused Tracey's ever present smile to disappear. Lavigne had the advantage at this point of the fight.

The twelfth and thirteenth were Lavigne's by a shade, though no real effective work was done. It looked at this point as if it would go the limit and Lavigne would get the decision, on account of aggressive and more effective work.

The fourteenth and fifteenth rounds were Lavigne's, although Tracey made several determined stands, stalling off George's rushes, but always getting a little the worst of the mix. Tracey tried several times to reach Lavigne's jaw with right, but failed to connect.

Lavigne held his lead with a little more added, during the sixteenth, seventeenth and eighteenth, using his right on Tracey's body with perceptible distress to the latter. Tracey seemed the weaker of the two and resorted to purely defensive tactics.

In the nineteenth round Tracey started in to settle matters and kept Lavigne guessing for a time. He jabbed George's mouth hard several times, to which Lavigne responded with left swings for body.

The men fought carefully in the twentieth and last round, neither taking chances. Referee McDonald promptly gave the decision to Lavigne, which was satisfactory to the crowd.

INDOOR ATHLETIC MEET.

Invitation Sent Out by the S. A. C. for November 30.

Invitations were sent out yesterday for the first annual scratch indoor club, field and track meeting of the S. A. C. It will be held in the club gymnasium Wednesday evening, November 30. Admittance will be by card only.

Races at San Francisco.

SAN FRANCISCO, Nov. 25.—The weather at Ingleside was fine and the track slow. Results:

Five furlongs—Allyar won, Reina de Cuba second, Midlove third. Time, 1:01¾.

Mile—Potentate won, Bliss Rucker second, McFarlane third. Time, 1:44¾.

Mile and an eighth—Red Glenn won, Benamela second, Bernardillo third. Time, 1:55.

Six furlongs—Outaway won, Mainstay second, Juanita third. Time, 1:15½.

Five furlongs—Miss Rowena won, Mary Black second, Hugh Penny third. Time, 1:00¾.

Seven furlongs—Stepabout won, Toriblo second, Imperious third. Time, 1:29½.

Racing in Blue Grass State.

LEXINGTON, Ky., Nov. 25.—Weather, clear; track, heavy. Results:

Six furlongs—Bon Jour won, Allibelle second, Aspia third. Time, 1:20¾.

Five and a half furlongs—Rose Ash won, Asman second, Mayne M. M. third. Time, 1:14.

Five furlongs—The Bondman won, Minnie Alpine second, Jim P. third. Time, 1:07¾.

Mile and a sixteenth—Arcturus won, Hampden second, Passum third. Time, 1:54¾.

Six furlongs—Primate won, Miss Josephine second, Prince of Orange third. Time, 1:21¼.

Results at Bennings.

WASHINGTON, Nov. 25.—Bennings results:

Six furlongs—Tinkler won, Fetiche second, Saratoga third. Time, 1:16 4-5.

Five furlongs—Miss Order won, Sir Christopher second, Lady Exile third. Time, 1:03¾.

Six furlongs—Judge Wardell won, Trillo second, Walkensha third. Time, 1:17.

Six and a half furlongs—Roysterer won, East Black second, Strangest third. Time, 1:24.

Mile and a sixteenth—Kinnikinnick won, Charentus second, Marslan third. Time, 1:51.

Races in the South.

NEW ORLEANS, Nov. 25.—Though the weather was drizzling the track was good today. Results:

Seven furlongs—Aunt Maggie won, Truelight second, Applejack third. Time, 1:30.

Five furlongs—Georgie won, Rosalia second, Pell Mell II. third. Time, 1:03½.

Six and a half furlongs—Miss Lizzie won, Waterress second, Locust Blossom third. Time, 1:23.

Mile—Bishop Reed won, Evelyn second, Tranby third. Time, 1:44¾.

Mile and twenty yards—Peg Parks won, Muscatine second, Libation third. Time, 1:46½.

BERING SEA QUESTION UP AGAIN.

The Anglo-American Commission Finishes Taking Testimony.

WASHINGTON, Nov. 25.—The Bering sea question was again taken up by the Anglo-American commission today, and much progress was made with the hearing of the experts that this branch of the subject will be out of the way today.

While the commission adjourned at 5 p. m. the Bering sea question had closed, so far as hearings were concerned, and the subject went over until Monday, when conferences will begin on the basis of the testimony taken.

Small Death Rate of Soldiers.

WASHINGTON, Nov. 25.—According to a cablegram from Gen. Wood the deaths among the troops at Santiago since the last report were two, both privates. Two deaths occurred among the men in Porto Rico November 24.

BRICE BEHIND THE ROAD.

American Engineers Making Surveys for the Chinese Road.

NEWPORT, R. I., Nov. 25.—Ex-Senator Brice, who is at his summer residence here, says:

"The American syndicate referred to in a Peking dispatch as negotiating with the Hongkong and Shanghai bank and Jardine, Matheson & Co. bankers, for the construction of the Hankow & Canton railroad, is is known as the Brice syndicate."

He says a large force of Americans has already arrived in Shanghai, and its engineers are making surveys and collecting all the material necessary for constructing the road. Work will start as soon as the preliminaries are arranged.

BALDWIN HOTEL FIRE.

Four Dead Bodies Recovered and Two Persons Still Missing.

SAN FRANCISCO, Nov. 25.—Nothing new developed today in connection with the Baldwin hotel fire. The ruins are being searched as rapidly as their dangerous condition will permit. No bodies have been recovered since yesterday, but the stench arising from the debris is almost conclusive proof that at least one more body will be unearthed shortly. The revised list of dead and missing is as follows:

Dead: Jonathan L. White, Lewis Meyers, Tate Pryor, J. M. Leithead.

Missing: J. J. Carter, Charles McCartney.

DEATHS.

Columbus Waterhouse.

SAN FRANCISCO, Nov. 25.—A telephone message was received here today from the Big Dipper mine, in Placer county, stating that Columbus Waterhouse, of the hardware firm of Waterhouse & Lester, of this city, had died there today, supposedly from heart failure. Mr. Waterhouse arrived in this state in the early fifties, coming from New York by way of Panama. He engaged in mining in Eldorado and later settled in Sacramento, where he engaged in the carriage and hardware business. He entered San Francisco in 1861, and began a branch of the Sacramento house. Mr. Lester died in 1869, but the surviving partner continued the business under the old name. Branches were established in San Jose, Cal., and Portland, Or.

Gen. Andrew T. McReynolds.

MUSKEGON, Mich., Nov. 25.—Gen. Andrew T. McReynolds, who was the first and only person commissioned by President Lincoln direct to raise a regiment during the rebellion, died today, aged 91. Deceased served in the Mexican war and was promoted to major for gallantry. He served as United States district attorney and rendered distinguished service in the civil war. McReynolds claimed to be the oldest Knight Templar in the United States.

Samuel Coveny.

VICTORIA, B. C., Nov. 25.—Samuel Coveny, formerly quartermaster on the old Parthia, dropped dead this morning of apoplexy. Coveny had gone to visit a friend in a cottage and must have dropped dead immediately after entering the room about three o'clock this morning, for his dead body was found on the floor when the occupant of the room woke up.

Will Use the Grand Trunk's Line.

CHICAGO, Nov. 25.—The local financial news bureau says: The passenger rate difficulties between the Canadian Pacific and Grand Trunk having been settled, negotiations are now in progress for the use by the former of the Grand Trunk's north bay line for Ontario business to and from the Northwest. Previous to the recent rate war the Canadian Pacific had use of the North bay line, but this arrangement was terminated when the rate difficulties arose.

Train Robbers Indicted.

FERGUS FALLS, Minn., Nov. 25.—The grand jury today returned indictments against the six men arrested at Moorhead for holding up the Great Northern train at Carlisle, two weeks ago. They are also indicted for burglarizing Warfield's bank at Battle Lake, three weeks ago.

DEATH OF D. H. HAWLEY.

An Old Settler Falls Victim to Paralysis at Latona.

Daniel H. Hawley, of Latona, who has been in King county almost long enough to be a pioneer, died on Wednesday of paralysis. He leaves a wife and a son, who now live in San Francisco.

Mr. Hawley came to Seattle in 1879 and leased a small ranch on Lake Washington. Later on he purchased a ranch at Juanita, where he lived about ten years. He became a bailiff in the criminal court when Judge R. S. Jones was on the superior court bench, and at that time he purchased his place at Latona, where he has since resided.

Mr. Hawley was 72 years of age at the time of his death. He was born in New York state and went to Sturgis, Mich., where some twenty-five years ago he became sheriff of St. Joseph county.

Mr. Hawley had been a Mason of high standing for many years, having been a Knight Templar since 1880, and has numerous friends among very prominent men in Seattle. Judge Orange Jacobs and he have been friends since boyhood. The funeral will be held from the residence in Latona under the auspices of St. John's Lodge, No. 9. It will take place with all Masonic rites.

The Christmas Number of Frank Leslie's Popular Monthly.

The Christmas number of the new tencent Frank Leslie's Popular Monthly has success written all over it. The picture cover, by W. Granville Smith, is one of the most brilliant productions of that artist, who has made a special reputation in this line of work. The literary feature of Frank Leslie's Popular Monthly is W. D. Howells' farce, "The Smoking-Car," illustrated by Grunwald. "The Praise of Golf," by W. G. Van Tassel Sutphen, is an article of quaint and whimsical charm—just what would be expected from the author of "The Golfiade." "The Romance and Tragedy of Schonbrunn," the historic home of the late Empress Elizabeth of Austria, are recounted by John Paul Bocock, with the accompaniment of some portraits and interior views never before published. There are complete short tales and poems of seasonable nature, by Prof. Edwin P. Reed, Julia C. R. Dorr, Etta W. Pierce, Helen Chase, Isabel Darling, Theodosia Pickering and others. R. K. Munkittrick contributes to the Marginalia department one of his unique comicalities, entitled "A Lesson in Song Carpentry."

Hotel Butler Arrivals.

Mrs. Collins, San Francisco; C. Reid, City; B. Goodwin, City; Austin Lathrop, Cooks Inlet; L. Marks, Victoria, B. C.; J. Arnold, Victoria, B. C.; P. A. Wood, Victoria, B. C.; W. S. Offur, Walla Walla; H. B. Hawley, Alaska; J. Dalton, Alaska; J. C. Davies, Victoria, B. C.; R. F. Moody, Portland; Julius Pincus, Portland; F. P. Wilson, Minneapolis; A. G. Long, Portland; F. C. Ames, Chicago; Mrs. Burrell, Everett; Miss Kanavaugh, Tacoma; J. P. Merrill, New York; F. L. M. Smith, Colorado; F. P. Cave, London; M. L. Holbrook and wife, Chehalis; L. M. Herman, Chicago, A. E. Grafton, Tacoma; F. D. Hennessy, Chicago; R. Bryden, Wellington, B. C.; J. Fowler, Victoria, B. C.; C. F. Kuhn and wife, steamship Olympia; Rowland Hughes, Bothell; A. Alexander, Philadelphia; J. R. McVay, San Francisco; P. W. Grund, Chicago; A. W. Martin, Tacoma.

BREVITIES.

Mr. and Mrs. W. H. Reeves received a letter yesterday from their son, who is at Manila, saying that he had been very sick with malarial fever.

Mayor Humes has appointed C. A. Hentzi police officer without pay, to serve at the Salvation Army hall No. 2, on Third avenue, near Pike street.

The employes of the Seattle Cereal Company were all kindly remembered Thanksgiving day by the management. Each married man was given a turkey and the single men were given a fine dinner.

"THE modern railway train has every convenience. We sleep and dine, recline on the richest upholstery in the best equipment that can be built so as to ride easily. We are drawn by engines that never break down, over solid roadbeds and through scenery varied as a continent presents. Such is the Northern Pacific.

CASTORIA.

Bears the Signature of Chas. H. Fletcher. The Kind You Have Always Bought

"Av you want to shmoke in this house, Mr. O'Hoolihan, you will shmoke Sale of No'th Carilini."

Seal of North Carolina

is fragrant—is easy to light—never needs re-lighting, packs in pipe properly, and does not "tamp" down too hard. Always draws clear and smokes freely. These are facts!

The Original Plug Cut—
Always the same—
Mild and Cool.

See Our Adv. Tomorrow

FOR PARTICULARS OF OUR
....GREAT....

REMOVAL SALE

M. SELLER & CO.,

627-629 FIRST AVENUE.

THE PASSING THRONG.

Ralph E. Moody, of Portland, a member of the approaching Oregon legislature, is at the Butler. Mr. Moody is a son of Z. F. Moody, of Salem, once governor of Oregon, and a brother of Malcolm A. Moody, the newly elected congressman from that state. Mr. Moody was elected to the legislature last June as a Simon Republican.

J. J. Devereux, general agent of the Atchison, Topeka & Santa Fe railroad, at Portland, was in the city yesterday. Mr. Devereux is the first agent of that road to establish an office in the Northwest and he covers Sound territory as well as Oregon.

Morgan Morgans, superintendent, and his son, Walter R. Morgans, cashier, of the Black Diamond coal mines, are at the Diller. They have just returned from a several weeks' stay in San Francisco.

Charles F. Clapp, the newly elected state senator from Jefferson county, his daughter, Miss Vina Clapp, and W. G. Strong, of Port Townsend, are at the Hotel Seattle.

F. C. Davidge, of Victoria, of the Davidge Steamship line, which formerly operated steamships between Portland and the Orient, is at the Butler.

Dr. C. F. Kuhn and wife are at the Butler. Dr. Kuhn is the physician of the Atlantic liner Olympia, and he and his wife are making a tour of the West.

C. O. Bates, Charles E. Claypool and J. H. Easterday, of Tacoma, were visitors in the city yesterday on legal business.

R. P. Brown, deputy collector of customs, located at Sumas, is at the Hotel Stevens.

M. C. Holbrook and wife, of Chehalis, are at the Butler.

Personal.

Dr. A. M. Critz, formerly of Ballard, is practicing medicine at Juneau.

E. W. McGinnis, general freight and passenger agent of the Frank Waterhouse Company, Limited, will spend a couple of weeks in St. Paul on business for the company.

Nature must have been preoccupied when she put long hair on hunting dogs and filled the woods with burrs.

LUMBAGO

This is only one form of Rheumatism, sometimes known as "crick in the back," as it is always confined to the lumbar center, just below the small of the back. It is due to the same causes as Rheumatism, and is cured in the same way, and quite as successfully, by the use of Dr. Sanden's Electric Belt. Every sensible physician, of any "school," is quite aware that electricity, properly applied, is a sovereign remedy in all diseases of this class. Many of them, however, are unwilling to admit this efficacy. The testimony of those whom it has cured, however, is a convincing argument.

"Your No. 6 Belt has benefited me very much, and have gained considerably in strength and flesh."—T. M. Hamilton, Salem, Or., Oct. 30, 1898.

Read What Dr. Sanden's Belt Cures.

Rheumatism, Kidney Troubles, Lame Back, Sciatica, Indigestion and all manner of Stomach Troubles, Lumbago, General Debility, loss of vital force, and especially the various forms of vital weakness in men and women. It makes men what Nature intended them. It restores all the old vim and ambition. Wonderful results are assured in ten days.

Dr. Sanden's Book, "Three Classes of Men."

This book is worth $1,000 to any weak man. It will save years of miserable decline by pointing out a cheap, sure means of regaining the strength that has been wasted. It is free to any man who will ask for it. Consultation free.

SANDEN ELECTRIC COMPANY,
Corner Third and Washington Streets, Portland, Oregon.

CITY NOTICES.

THE CITY OF SEATTLE—DEPARTMENT of Finance, Treasurer's Office—City Treasurer's Notice.

Notice is hereby given that the assessment roll of Local Improvement District No. 174, in the City of Seattle, created by Ordinance No. 5000 Entitled an Ordinance providing for the improvement of the central twenty-four (24) feet of First Avenue South in the City of Seattle, from the center of King Street to the center of Connecticut Street, by repairing, renewing and constructing proper foundations for a bridge roadway, and by planking and replanking the same, and providing for the payment therefor by the mode of immediate payment, and establishing a fund for such payment by an assessment upon all lots and parcels of land benefited by such improvement, under the provisions of Ordinance No. 2085, approved April 29th, 1892, as amended by Ordinance No. 3350, approved May 8th, 1894, and Ordinance No. 4492, approved May 5th, 1897, and the City Charter as now in force, has been certified to me for collection, and that unless payment of the assessment thereon contained is made within 30 days from the date of the first publication of this notice such assessment shall become delinquent and shall bear interest at the rate of 10 per cent. per annum until paid, and if not paid before such assessment shall have become delinquent a penalty of 5 per cent. shall be added, and the sums delinquent shall be entered on the annual tax roll for the current year against each lot and parcel so delinquent and with the interest collected as other taxes, separate account being kept thereof, and if not paid within the time fixed for the payment of city taxes, shall be collected, together with such additional charges and penalties as are authorized to be charged and collected on other delinquent taxes, each lot or parcel so delinquent shall be sold for the amount of such assessment, with interests and costs, at the time and in the manner and by the same authority as lands and lots are sold for city taxes.

A. H. FOOTE,
City Treasurer of the City of Seattle.
Date of first publication, Seattle, Wash., Nov. 22nd, 1898.

THE CITY OF SEATTLE—DEPARTMENT of Finance, Treasurer's Office—City Treasurer's Notice.

Notice is hereby given that the assessment roll of Local Improvement District No. 172 in the City of Seattle, created by Ordinance No. 4959 Entitled an Ordinance providing for the improvement of James Street in the City of Seattle, between First and Second Avenues, by paving the same with brick and curbing the same with granite, said pavement being placed upon proper concrete foundations, and providing for the payment therefor by the mode of immediate payment, and establishing a fund for such payment by an assessment upon all lots and parcels of land benefited by such improvement under the provisions of Ordinance No. 2085, approved April 29th, 1892, as amended by Ordinance No. 3350, approved May 8th, 1894, and Ordinance No. 4492, approved May 5th, 1897, and the City Charter as now in force has been certified to me for collection, and that unless payment of the assessment thereon contained is made within 30 days from the date of the first publication of this notice such assessment shall become delinquent and shall bear interest at the rate of 10 per cent. per annum until paid, and if not paid before such assessment shall have become delinquent a penalty of 5 per cent. shall be added, and the sums delinquent shall be entered on the annual tax roll for the current year against each lot and parcel so delinquent and with the interest collected as other taxes, separate account being kept thereof, and if not paid within the time fixed for the payment of city taxes, shall be collected, together with such additional charges and penalties as are authorized to be charged and collected on other delinquent taxes, each lot or parcel so delinquent shall be sold for the amount of such assessment, with interests and costs, at the time and in the manner and by the same authority as lands and lots are sold for city taxes.

A. H. FOOTE,
City Treasurer of the City of Seattle.
Date of first publication, Seattle, Wash., Nov. 22nd, 1898.

THE CITY OF SEATTLE—Department of Finance, Treasurer's Office. City Treasurer's notice.

Notice is hereby given that the assessment roll of Local Improvement District No. 176, in the City of Seattle, created by Ordinance No. 5,094, entitled an Ordinance providing for the improvement of Taylor avenue, in the City of Seattle, from Thomas street to Republican street, by the construction of an ironstone pipe sewer of proper dimensions through said portion of said avenue, with all necessary wyes, openings, manholes, lampholes, ventilators, flushing tanks and catch basins, and providing for the payment therefor by the mode of immediate payment, and establishing a fund for such payment by an assessment upon all lots and parcels of land benefited by such improvement, under the provisions of Ordinance No. 2,085, approved April 29th, 1892, as amended by Ordinance No. 3,350, approved May 8th, 1894, and Ordinance No. 4,492, approved May 5th, 1897, and the City Charter as now in force, has been certified to me for collection, and that unless payment of the assessment thereon contained is made within 30 days from the date of the first publication of this notice such assessment shall become delinquent and shall bear interest at the rate of 10 per cent. per annum until paid, and if not paid before such assessment shall have become delinquent a penalty of 5 per cent. shall be added, and the sums delinquent shall be entered on the annual tax roll for the current year against each lot and parcel so delinquent and with the interest collected as other taxes, separate account being kept thereof, and if not paid within the time fixed for the payment of city taxes, shall be collected, together with such additional charges and penalties as are authorized to be charged and collected on other delinquent taxes, each lot or parcel so delinquent shall be sold for the amount of such assessment, with interests and costs, at the time and in the manner and by the same authority as lands and lots are sold for city taxes.

A. H. FOOTE,
City Treasurer of the City of Seattle.
Date of first publication, Seattle, Wash., Nov. 22, 1898.

NOTICE OF ASSESSMENT ROLL.—Notice of assessment roll of Local Improvement District No. 179, for the improvement of Fourteenth Avenue, in the City of Seattle, under Ordinance No. 5,037, and hearing thereon.

Notice is hereby given that the assessment roll of Local Improvement District No. 179, for the improvement of Fourteenth Avenue, from East Pine Street to a point 120 feet south of East Denny Way, under Ordinance No. 5,037, has been reported by the Board of Public Works to the City Council of the City of Seattle, and is now on file in the office of the City Comptroller and ex-officio City Clerk, and the same is now open for public inspection at said office and will remain open for inspection until Monday, the 2d day of January, 1899, at 5:00 o'clock p. m., and all persons interested are hereby required to appear before the city council at a session thereof to be held in the council chamber in the city hall on said 2d day of January, 1899, at 7:30 o'clock p. m. and make objections thereto. At said time so fixed the city council will consider any and all objections made and will make such corrections in said roll as it deems just, and will then by ordinance approve such roll and levy and assess the amounts thereof against each parcel and lot of land shown in said roll and declare the same a first lien thereon. Said matter may be adjourned to a later date if so ordered by the City Council.

WILL H. PARRY,
City Comptroller and Ex-Officio City Clerk of the City of Seattle.
Date of first publication, November 25, 1898.

ALDER STREET REASSESSMENT—City Treasurer's Notice.

Notice is hereby given that the assessment roll, approved and confirmed by Ordinance No. 5,123, for the reassessment of Alder Street from Seventh Street to Broadway, in the city of Seattle, which improvement was made under authority of ordinance No. 1,365, and the reassessment ordered by ordinance No. 5,052, has been certified to me for collection. Assessments are now due and payable, and I hereby give notice that unless payment thereon is made, together with the lawfully accrued interest, within thirty days from the first publication of this notice, such assessment will become delinquent and continue to bear interest at the rate of ten per cent. per annum, and if not paid before such assessments shall have become delinquent a penalty of five per cent. will be added. If said assessments are not paid within the time fixed for the payment of city taxes, they will become liable to the addition of such penalties and interest as are prescribed by law; and the lots or parcels of land upon which said assessments, together

CITY NOTICES.

with accrued interest, penalties and charges, remain delinquent, are liable to be sold at the time and in the manner and by the same authority as lands and lots are sold for city taxes.

A. H. FOOTE,
City Treasurer of the City of Seattle.
Date of first publication, Nov. 26, 1898.

CITY TREASURER'S NOTICE.—The following warrants will be paid upon presentation at the City Treasurer's Office. Interest on said warrants will cease at the expiration of fifteen days from the date of the first publication of this notice:

South Fourteenth street, ordinance No. 1273, warrant No. 557, principal and part payment interest $50.

Silver street, ordinance No. 2768, warrant No. 2988, balance due.

Alley block 8, Maynard's addition, ordinance No. 3165, warrant No. 3201, balance due.

Ninth avenue et al., ordinance No. 4360, warrants Nos. 208, 209, 210, 211.

Jefferson street, ordinance No. 4563, warrant No. 438.

East Jefferson street et al., ordinance No. 4760, warrant No. 663.

Yesler way, ordinance No. 4737, warrant No. 706.

Twenty-third avenue south, ordinance No. 4837, warrant No. 729.

Jackson street, ordinance No. 4835, warrants Nos. 744, 745.

Pike street, ordinance No. 4618, warrant No. 353, balance due.

A. H. FOOTE,
City Treasurer of the City of Seattle.
Date of first publication November 21, 1898.

CIVIL SERVICE EXAMINATIONS—Notice is hereby given in accordance with the provisions of section 7 of article XVI of the city charter, that examinations will be held at the city hall for all persons who will have filed applications with the Seattle Civil Service Commission for positions in the classified civil service of the city of Seattle as follows:

Police service—Patrolman and driver.

Fire service—Pipeman, truckman, engineer (marine and fire), pilot and stoker.

Civil engineering service—Draughtsman, computer, transitman, head chainman, rear chainman and axeman.

Clerical service—Clerk copyist.

Mechanical engineering service—Engineer, fireman and wood passer.

Inspection service—Sanitary inspector.

Labor service—All positions in the labor service requiring skilled or unskilled labor.

Examinations will begin on December 5, 1898, and applications will be received for the same not later than November 29, 1898.

Applicants will be examined in the branches specified in the rules and regulations of the Commission, and in the requirements of the positions for which they apply. Applicants for fire service will be expected to be familiar with the Fire Manual.

Each applicant will receive postal notice of the exact time of his examination.

By order of the Civil Service Commission of the city of Seattle.

ARTHUR H. GROUT,
Secretary.

ORDINANCE NO. 5128—An ordinance ratifying the award of the contract for the construction of certain additions to the existing water works of the City of Seattle to Gahan & Byrne, authorizing and instructing the Board of Public Works to enter into said contract with said Gahan & Byrne, amending the contract proposed by the Board of Public Works in relation thereto, prescribing the form of warrants to be issued in payment therefor, and repealing all ordinances or parts of ordinances in conflict herewith.

Be it ordained by the City of Seattle as follows:

Section 1. That pages sixty-five (65) and sixty-six (66) of the contract heretofore proposed by the Board of Public Works for the construction of certain additions to the existing water works of the City of Seattle, commonly known as the Cedar River Water System, under Ordinance No. 3390, be amended so as to read as follows:

"All payments shall be made by warrants upon the 'Cedar River Water Supply Fund of Seattle,' as created and established by Ordinance No. 3390 of the City of Seattle as amended by this Ordinance, in conformity with the charter of the said City of Seattle, and the laws of the state of Washington and not otherwise, and said parties of the second part agree to look solely to said fund for the payment of all labor, skill and materials furnished under this contract. Said warrants shall bear interest at the rate of five per cent. per annum from the date of their issuance, and such interests shall be paid and said warrants shall be redeemed from said fund at the times and in the manner expressly set forth in detail in said ordinance No. 3390 as amended by this ordinance.

Warrants shall be issued as follows: On or before the twentieth day of each month during the progress of the work included in this contract, warrants shall be issued for seventy (70) per cent. of the contract price of the estimated amount of said work returned by the City Engineer as having been done during the preceding calendar month, and the balance of said contract price, being thirty (30) per cent. thereof, shall be retained to secure the payment of laborers who shall have performed work thereon, and material men who shall have furnished materials therefor, and any valid claims for fees or royalties for any patented invention, article or arrangement connected with the work, and as security for the replacement or completion of any defective or uncompleted work which may be found, and to secure the repayment of any interest moneys advanced prior to date of final completion; and all such laborers, material men and owners of such patent rights shall for thirty days after the work has been completed have a lien upon said thirty (30) per cent. so reserved, for labor done, materials furnished, or fees or royalties accruing from the use of patent rights, which lien shall be senior to all other liens, whether by judgment, attachment or contract; and the work included in this contract shall not be deemed completed until the Board of Public Works shall have filed with the City Comptroller a statement, signed by a majority of them, declaring the same has been completed. But neither said statement, nor any acceptance of said work by said Board shall prevent said city from thereafter making any claim for uncompleted or defective work when the same is discovered.

In case no lien is claimed against said thirty (30) per cent. so reserved during said thirty days, and no uncompleted or defective work shall have been discovered and reported by the City Engineer during said time, and provided the City Treasurer shall have filed with the City Comptroller a statement that all interest moneys advanced prior to the acceptance of the work shall have been paid to the City of Seattle, then warrants for ninety (90) per cent. of said thirty (30) per cent. reserve shall be issued at the expiration of said period and delivered to the contractor; but in case notice of any such lien is given the City during said period, by or on behalf of any person claiming such lien, or in case the City Engineer shall report any claim of the City by reason of uncompleted or defective work, or in case the City Treasurer reports that said moneys advanced in payment of interest have not been repaid, then the amount of all liens so claimed shall be reserved by said city until final determination of such lien claims, and the cost or amount of perfecting or replacing such uncompleted or defective work or making such repayment of interest, shall be retained until such uncompleted or defective work shall have been perfected or replaced to the satisfaction of the Board of Public Works, unless otherwise ordered by the City Council, and until such repayment of interest has been made. No warrants shall be issued in any event for the said portion of said thirty (30) per cent. so reserved until said parties of the second part shall have filed with the City Comptroller a certificate signed by the City Engineer stating that said period of thirty days has elapsed and that no uncompleted or defective work has been discovered for which the city makes claim.

In case no uncompleted or defective work shall have been discovered during a further period of one hundred and fifty (150) days, then warrants for the remaining ten (10) per cent. of said thirty (30) per cent. reserve shall be issued and delivered to the contractor; but in case the City Engineer shall during said further period report any claim of the city by reason of uncompleted or defective work, then the cost of perfecting or replacing same shall be retained until the same has been perfected or replaced to the satisfaction of the Board of Public Works, unless otherwise ordered by the City Council. No warrants shall be issued in any event for the said remaining portion of said thirty (30) per cent. so reserved, until said parties of the second part shall have filed with the City Comptroller a certificate signed by the City Engineer stating that said further period of one hundred and fifty days has

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elapsed and that no uncompleted or defective work has been discovered for which the City makes claim; nor until the contractor shall have purchased all the warrants issued to cover the cost of right-of-way, engineering, superintendence and inspection to an amount not exceeding the fixed estimate therefor, to-wit: The sum of sixty-four thousand ($64,000) dollars, shall have paid the par value thereof in coin, into the city treasury.

It is hereby expressly provided and agreed that all warrants issued in payment of the thirty (30) per cent. reserved as aforesaid shall be dated as of the date at which the original certificate of completion and acceptance of the work included in this contract was filed with the City Comptroller and shall bear interest from said date.

It is further expressly provided and agreed that the costs of rights-of-way, engineering, superintendence and inspection including under said title all payments required for real estate, rights, easements and privileges necessary for the prosecution of the work of construction and the perpetual control by said city of the additions to the water works herein specified, whether obtained by purchase, agreement or condemnation proceedings, and also for engineering and other expenses necessarily incurred in connection with said additions and all moneys advanced by said city with interest as herein provided, shall be considered and included as part of this contract.

It is hereby expressly provided and agreed that all warrants issued in payment of the sums due under this contract shall be drawn upon the fund created and known as the "Cedar River Water Supply Fund of Seattle" in such amounts and at such times as may be required for the payment of real estate, rights, easements, privileges and construction necessary for the completion of the said additions to the city water works system as provided in this contract. Said warrants shall be issued and delivered to the contractors only upon properly approved estimates and claims. Said warrants shall be issued and signed by the proper officials of the City of Seattle, and shall be of the following form, to-wit:

"No. ..... Seattle, Washington, ..., 189..

The Treasurer of the City of Seattle will pay to ..... or order ..... 00 Dollars, with interest thereon at the rate of five (5) per cent. per annum from date until paid. Interest and principal payable at the Fiscal Agency of the State of Washington in the City of New York, N. Y. Interest payable semi-annually, on the first day of January and July of each year. This warrant is issued under authority of Ordinance No. 3390 and ..... of said city and is payable out of the "Cedar River Water Supply Fund of Seattle" created by said Ordinances.

..... Mayor.

(Seal.) Attest: ..... City Comptroller.

Said warrants shall bear interest at the rate of five (5 per cent.) per centum per annum from the several dates of issuance until paid; the interest thereof shall be paid semi-annually on the first days of January and July of each year; interest and principal payable in New York City, at the Fiscal Agency of the State of Washington therein. Said warrants to be, as nearly as possible, of denominations of one thousand ($1,000) dollars, and numbered consecutively in the order of their issue from one (1) up, and shall be called for payment by the City Treasurer strictly in the order of their numbering. All moneys in said "Cedar River Water Supply Fund of Seattle" shall be applied first to the payment of the interest due upon said warrants, and the remainder when there is one thousand ($1,000) dollars or more in the treasury which shall not be needed for the payment of the interest next falling due, shall be applied to the payment of the principal thereof.

It is hereby expressly provided and agreed, and said Gahan & Byrne do hereby contract and agree to pay into the city treasury prior to the payment of any of said thirty (30) per cent. reserve herein before provided, a sum or sums of money equaling and aggregating the full amount of all interest paid, due or accrued at the date of the final acceptance of the work together with interest at the rate of five (5) per cent. per annum upon all sums actually paid by said city, as interest upon said warrants, upon all warrants issued on said "Cedar River Wter Supply Fund of Seattle" during the progress of the work and prior to the date of the final acceptance thereof.

During the progress of constructing said additions to said waterworks, the City Treasurer shall set aside into said "Cedar River Water Supply Fund of Seattle" the revenues derived from the water works such proportion of said revenue as may be sufficient to pay all interest which may accrue or become due and payable after prior to the date of the completion and acceptance of said additions. After such completion and acceptance there shall be set aside such proportion of said revenue as is expressed in Ordinance No. 3390.

There shall be included as part of each monthly estimate, under the title "Right-of-way, Engineering, Superintendence and Inspection" an amount equal to the cost of said rights-of-way and classes of work required to be paid and incurred by the City of Seattle during the preceding calendar month.

Provided, that in the first monthly estimate all money that shall theretofore have been expended by the City of Seattle on account of rights-of-way, engineering or any other expenses connected with the said work prior to the commencement of work under this contract shall be included. Warrants shall be issued to said amount of like character of those issued in payment for construction, and the parties of the second part hereby agree to purchase said warrants monthly at par, and to pay the amount of same in coin into the City Treasury; provided, however, that the whole amount of warrants to be issued and purchased as aforesaid shall not exceed the sum of sixty-four thousand ($64,000) dollars which is hereby agreed upon as a fixed estimate for rights-of-way, engineering, superintendence and inspection, and the contractor shall have no claim to any portion of the warrants for said fixed sum except to purchase and receive the same herein agreed and provided.

In witness whereof, the said parties of the first part has caused these presents to be signed by the Chairman of the Board of Public Works, and attested by the Secretary of said Board, and that said parties of the second part have hereunto set their hand.. and seal.. the day and year first above written."

THE CITY OF SEATTLE.

Attest:

.....
Secretary Board of Public Works.
By .....
Chairman Board of Public Works.
..... (Seal.)
..... (Seal.)
..... (Seal.)

Section 2. That the award of the Board of Public Works of the contract for the construction of said additions to the existing water works to Gahan & Byrne, be and the same is hereby ratified, and that the Board of Public Works be and they hereby are authorized and instructed to enter into a contract with said Gahan & Byrne for the construction of certain additions to the existing water works of the City of Seattle, commonly known as the Cedar River Water System, in accordance with the terms and specifications of the bid submitted by said Gahan & Byrne to the Board of Public Works of the City of Seattle on the 15th day of November, 1898, as explained by their written statement filed with the Board of Public Works November 21st, 1898, aggregating one million, two hundred thirty-eight thousand six hundred twenty-two and 20-100 (238,622.20) dollars; and also in accordance with the proposals, specifications, general clauses and contract for the construction of certain additions to the existing water works of the City of Seattle as proposed and submitted by the Board of Public Works as amended by Section one (1) of this ordinance, and in accordance with the provisions of Ordinance No. 3390 not in conflict herewith.

Section 3. All ordinances and parts of ordinances in conflict herewith are hereby repealed.

Section 4. This Ordinance shall take effect and be in force from and after its passage and approval, if approved by the Mayor; otherwise it shall take effect at the time it shall become a law under the provisions of the City Charter.

Passed the City Council this 22n