



**IF NOT SATISFACTORY**  
Money will be Refunded. Try one and you will use no other.

For sanitary reasons shave yourself, and avoid the danger of skin diseases. It is a pleasure if done correctly. But you cannot do it without a "Curley" safety razor. Money refunded if not satisfactory. "Curley's" razor is not a scraper. It is like an ordinary razor, with the advantage that any one can shave safely. Not one person in 10,000 shaves correctly. See directions. We respectfully ask you to try our razor. Ten days time will be given. Any one who thinks he cannot shave himself is mistaken, he does a thousand more difficult things. Follow instructions and we guarantee success.

**W. H. GOEBEL**  
THE HARDWAREMAN.

**H. S. KAUNE & CO.,**  
DEALER IN  
Staple - and - Fancy - Groceries  
Fresh Oysters, Fish, Poultry of all Kinds  
Received Twice a Week.

The Sign of the  
**RED LIGHT**

WEST SIDE OF PLAZA.  
CALLS ATTENTION TO  
"OUR PLACE."

Here business is conducted on Business Principles. Here can be Obtained Strictly First Class Goods in the form of Liquid Refreshments and Cigars.

**W. R. PRICE, Proprietor.**

DELIVERY MADE DAILY.

**Natural Ice**

FAMILY TRADE A SPECIALTY.

Leave Orders at Ireland's or Fischer's Drug Store or by Telephone.

**Grant Rivenburg,**  
TELEPHONE 43.

Diamond, Opal, Turquois  
Settings a Specialty.

Watch Repairing  
Strictly First-Class.

**S. SPITZ,**

—MANUFACTURER OF—

**MEXICAN . FILIGREE . JEWELRY**

—AND DEALER IN—

DIAMONDS, WATCHES, SILVERWARE,  
CUT GLASS, DECORATED CHINA.

Examine Eyes free of Charge for Prescription Lenses.

Fire Proof and  
Steam Heat.

Electric Lights, Elevator,  
Everything First-Class.

**CLAIRE HOTEL,**  
SANTA FE, N. M.

The Arcade Saloon - and Only Convenient Sample  
Rooms in the City Under Same Management.

**P. S. TWELLS, Prop.**

**No. 4 Bakery.**

**H. B. CARTWRIGHT & BRO**

—DEALER IN—

Groceries, Hay, Grain and  
Crockery.

Sliced Ham	per can	25c
Deviled Ham	per can	05c
Corned Beef	per can	15c
Roast Beef	per can	15c
Tomatoes	per can	10c
Old Potatoes	per cwt.	\$1.00
Chase & Sanborn's Seal Brand Coffee	3lb can	80c
Levering's Coffee	2 pkgs.	25c

**TELEPHONE 4**

**COAL & TRANSFER,**  
LUMBER AND FEED.

All kinds of Rough and Finished Lumber; Texas Flooring at the lowest Market Price; Windows and Doors. Also carry on a general Transfer Business and deal in Hay and Grain.

**CHAS. W. DUDROW, Prop**

**TERRITORIAL SUPREME COURT.**

Five Opinions Handed Down—Important Decision Regarding Mineral Lands Within Grants Claimed in New Mexico.

Supreme court met this morning at 10 o'clock, with Chief Justice Mills and Associate Justices McFie, Parker, Crumpacker and Leland present.

The opinions handed down on yesterday were in cases Nos. 721, 731, 716, 748, and 776, as follows:

No. 721, The Denver & Rio Grande R. Co., plaintiffs in error, vs. The United States, defendant in error, error to the 1st Judicial District court, and No. 731, The United States, plaintiff in error, vs. The Denver & Rio Grande R. Co., defendant in error, error to the 1st Judicial District court, the court handed down a decision reversing the judgment of the lower court, and remanded the case to the court below with instructions to grant a new trial. The opinion, which was handed down by Chief Justice Mills and concurred in by the associate justices, reads partly: "The above entitled causes were considered and heard as one in this court. They grow out of a suit in trover brought in the 1st judicial district of this territory by the United States against the Denver & Rio Grande Railroad company to recover \$5,000 alleged damages for the conversion of certain timber and railroad ties taken from the public lands by the defendant. Both sides sued out writs of injunction on the one side that no order should be made until the case should have been given, and upon the other that it was too small. No evidence was taken in the trial before the lower court as the case was submitted entirely upon a stipulation and the filings thereon. In the lower court it was adjudged that the United States do have and recover the sum of \$174 from the defendant railroad company together with the costs of the suit. Wolcott & Valle and E. L. Bartlett for defendant and A. A. Jones for the United States. In case No. 716, Henry Lockhart, plaintiff in error, vs. J. Q. Wills et al., defendants in error, error to the district court of Bernalillo county, an opinion was handed down by Associate Justice Parker, which was concurred in by Chief Justice Mills and Associate Justices McFie and Crumpacker, Associate Justice Leland not sitting in the case, affirming the judgment of the lower court, the same being in favor of J. Q. Wills et al. This suit was brought in the lower court to eject the defendants from the possession of certain mining property, and the Supreme court in rendering its decision prepared the following syllabus:

"Lands embraced within the boundaries of a Mexican or Spanish grant in New Mexico in 1893, as claimed and which was sub judice in the court of private land claims, were open to exploration and purchase under the mining laws of the United States.

"As against a subsequent locator, a location, not perfected according to the territorial laws, within the time provided, becomes forfeited and void, and the ground embraced therein becomes open to location. Plaintiff, to maintain ejectment against a subsequent locator, must show a valid location.

"When the facts produced by plaintiff show a forfeiture of his location has taken place, it is the duty of the court to instruct the jury to find for the defendant.

"When the facts show that a forfeiture of plaintiff's location has taken place, for failure to perform the statutory requirements for a valid location, it is immaterial to show such failure was a result of a conspiracy to defraud plaintiff on the part of plaintiff's co-locator with other persons who locate after forfeiture.

"The assignment of a wrong reason for an act by the trial court is not a reversible error if the act done was in law right.

"When the plaintiff's case is inherently and fatally defective and is incurable, the defendant is entitled to have the judgment affirmed, notwithstanding errors of the trial court.

"When the plaintiff allows his location to become forfeited by failing to perfect same, as required by law, he cannot set up as an excuse for such failure that prior to the expiration of the time allowed by law to perfect his location, others took adverse possession of his claim, of which he was not aware until after forfeiture.

"In order for adverse possession and ouster to furnish an excuse for not perfecting the location of a mining claim, the party offering such excuse must have in some way been prevented thereby from perfecting his location." Warren, Ferguson & Gillett for the plaintiff, Childers & Dobson for the defendant. Notice of appeal or writ of error to the United States Supreme court has been given.

"The decision in this case is of unusual importance, not only to the parties litigant, but to the public in general, for the reason that it settles for the first time the question as to whether the mineral within the boundaries of a claimed Mexican or Spanish grant, such grant being at the time sub judice in the court of private land claims of the United States, was open to exploration for mining purposes, and the decision holds the act of congress of March 3, 1891, expressly repealed section 8 of the act of July 22, 1854, which established the reservation of lands embraced within the boundaries of a claimed grant, upon the report of the surveyor general, and therefore, as the law now stands, there is no statutory reservation of any of the lands embraced within the boundaries of a claimed grant in New Mexico.

In case No. 748, Southern California Fruit Exchange, plaintiff in error, vs. Martin P. Stamm, defendant in error, error to the district court of Bernalillo county, an opinion was handed down by Associate Justice McFie, which was concurred in by the rest of the court, affirming the judgment of the lower

court, the same being in favor of Martin P. Stamm. On the 17th day of April, 1896, Martin P. Stamm filed in the office of the clerk of the district court of Bernalillo county a declaration in a suit to recover the sum of \$300 damages on account of the failure on the part of the Southern California Fruit Exchange to deliver to him a carload of oranges alleged to have been purchased by him. R. D. W. Bryan and Warren, Ferguson & Gillett for the plaintiff, A. B. McMillen for the defendant.

In case No. 770, Romulo Garcia, plaintiff in error, vs. Jesus Candelario, defendant in error, error to Bernalillo county, a decision was handed down by Chief Justice Mills, which was concurred in by Associate Justices Parker, McFie and Leland, Associate Justice Crumpacker not sitting in the case, affirming the judgment of the lower court, said judgment being in favor of the defendant, Candelario. This case was an action brought by the plaintiff to recover wages alleged to be due, and the record of the case shows that in the year 1888, the plaintiff married the daughter of the defendant and lived for some time with him at the house of the father-in-law in Old Albuquerque, and thereafter they resided sometimes in the house of the defendant and some times at his house in Albuquerque. A short time before this suit was brought the plaintiff and his wife separated, and the plaintiff filed a claim for work and labor done at the rate of \$30 per month for seven years and four months. Offsets were filed and the lower court in the trial rendered judgment in favor of the plaintiff, and the Supreme court, in preparing the decision handed down, required the following syllabus:

"A defendant who has pleaded set-off, in moving the court to instruct the jury for himself at the conclusion of the plaintiff's case, abandons his plea and is not put to his proof.

"Persons living in loco parentis are mutually estopped from claiming wages or services performed on the one hand, or for board and necessities furnished on the other, unless an express contract for compensation is proved.

In case No. 777, 778 and 779, consolidated, Josephine Deserant, administratrix, plaintiff in error, vs. The Cerrillos Coal R. Co., defendant in error, was argued and submitted by Mr. Field and Mr. W. Clancy for the plaintiff, R. E. Twitchell for the defendant.

In case No. 659, Eugene A. Levy, plaintiff in error, vs. Jose A. Ortega, defendant in error, error to the district court of Socorro county, an opinion was handed down by Associate Justice Crumpacker, which was concurred in by the rest of the bench, remanding the case to the lower court with directions to set aside the judgment and dismiss the cause. This case grew out of the appropriation of water from the public aqueduct of Sabinal, without permission of the mayordomo, for which the plaintiff, Levy, was fined \$10 and costs in a justice of the peace court. The case was appealed to the district court of Socorro county, where the judgment of the justice was affirmed. The case was carried to the Territorial Supreme court and the opinion rendered says: "We find that section 39 of the Compiled Laws of 1884 was repealed by implication at the time these proceedings were instituted, by chapter 1, of the laws of 1895, and no proceeding could be maintained under it. The judgment being void, the same is reversed and the cause remanded to the district court of Socorro county, with directions to set aside the judgment and dismiss the cause." Francis Buchanan for the plaintiff, A. A. Freeman and Ellego Raca for the defendant.

**Better Than the Klondike**  
Are the meals that are put up for 25 cents at the Bon Ton restaurant. Give them a trial.

Cincinnati and return, \$13.15, Santa Fe Route.

**Fischer & Co. are sole agents for the genuine Eastman Kodaks and supplies. Buy the best.**

**Fine Havanas.**  
Finest line of Havana cigars at Schenrich's.

**DISTRICT CLERK'S REPORT.**

Number of Cases Pending on the Civil and Criminal Dockets in the Territorial and United States District Courts.

The report furnished by District Clerk Bergere to Governor Otero to be used in the latter's report to the secretary of the interior, makes the following showing:

In the Territorial District court for the 1st judicial district, composed of the counties of Santa Fe, San Juan, Taos and El Paso, there were 124 cases, of which there were in force 148 civil cases; from July 1, 1897, to June 30, 1898, 188 cases were filed, making a total of 336 cases on the civil docket. During the year ending June 30, 1898, there were disposed of by trial and dismissal, 124 cases, leaving 212 cases pending July 1, 1898.

The criminal cases in force on July 1, 1897, numbered 75; during the year ending June 30, 1898, 88 cases were filed, making a total of 163 cases on the docket for the year. There were disposed of by trial and dismissal, 92 cases, leaving 71 cases pending on July 1, 1898.

In the United States District court for the four counties in the district, there were nine cases in force on July 1, 1897, and nine remained on the docket for disposal on July 1, 1898. The criminal docket contained 12 cases on July 1, 1898; during the year ending June 30, 1898, ten cases were filed, making a total of 22 cases on the docket for the year ending June 30, 1898. During the year 20 cases were disposed of by trial and dismissal, leaving two criminal cases pending on July 1, 1898.

**Fresh vaccine points and tubes just received at Fischer's.**

**Court Notes.**  
In the United States district court for the 1st judicial district, an order has been issued for a new trial in the two cases against the Denver & Rio Grande railroad for appropriating timber and railroad ties from the public lands to its own use. This case was remanded to the lower court by the territorial Supreme court for a new trial, and the order issued is in compliance with the decision of the superior court.

Jonas Brake City, has written to Clerk Bergere asking information concerning his wife, Lizzie Brake, whom he thinks is in New Mexico for the purpose of securing a divorce. Brake has a suit for separation pending in the Missouri courts, which will be heard in October, and desires to head off any attempt of the wife to secure a divorce outside of that state.

**Notice.**  
Dr. B. M. Williams, dentist, of Las Vegas, has moved his dental office at the Guilford residence for a few weeks and is prepared to do all kinds of dental work.

**PERSONAL MENTION.**

Howard Burr represents the national capital at the Claire.

Hon. E. V. Chavez, who is practicing law at Albuquerque, is at the Palace.

Miss Ophelia Henriquez, of Las Vegas, who has been here visiting relatives, leaves this evening for home.

Professor Clarence F. Hagarty, of the Agricultural college, left for Las Cruces yesterday.

Mrs. L. Bradford Prince is confined to her residence suffering from a sprained ankle.

Catharine A. M. Turner, of Denver, a Catholic mission teacher, is a guest at the Exchange.

N. Salmon, the San Francisco street goods man, is confined to his bed with chills and fever.

John Zinsmaecker and James Pratt, two miners from Leadville, are in the city stopping at the Bon-Ton.

M. V. B. Benson, the veteran fire insurance adjuster, of Denver, is among the late arrivals at the Palace.

A. S. Bonney, millinery salesman, of St. Joseph, Mo., has bonnets and bright ribbons galore in his sample cases at the Palace.

Hon. A. A. Freeman came up from Eddy to attend to cases before the Supreme court. He has rooms at the sanitarium.

Ex-Governor L. Bradford Prince and son, Willie, are at the Prince orchard, near Espanola, looking after fruit shipments.

John Steward, formerly assistant foreman in the New Mexican's job rooms, is now employed as an artist in the job rooms of the Albuquerque Democrat.

H. L. Mabey, a commission merchant at Las Vegas, pleasantly spent the day looking over the orchards of Santa Fe, making his headquarters at the Palace.

James Osburne, a mining man from Del Norte, Colo., registered at the Exchange last evening and will probably go over to the Golden Cochiti district tomorrow.

Hon. T. C. Fuller, one of the able and learned associate justices of the United States court of private land claims, prefers the uniformly comfortable climate of Santa Fe to that of Raleigh, N. C., and consequently has engaged rooms at the Palace hotel for an indefinite period.

Hon. R. E. Morrison and wife will arrive here tomorrow evening on a visit to Judge and Mrs. A. L. Morrison. Mr. Morrison is the well known and competent U. S. attorney for Arizona with the east, where he but a couple of weeks ago was married to the lady coming with him.

Hon. Olin E. Smith, who made a very good record as a member of the thirty second legislative assembly, is in the capital on legal business and can be found at the Palace.

Prof. Aloys Prosser will shortly leave for Santa Fe, to stand examination for deputy U. S. mineral surveyor before Surveyor General Vance.—Hillsboro Advocate.

Hon. W. B. Childers, U. S. attorney, left yesterday for Albuquerque, going thence to California where he will meet his family, returning with the members thereof to the Duke City.

Hon. Albert W. Thompson, who is the efficient receiver of public moneys at the U. S. land office at Clayton, is here a guest at the Palace.

Hon. W. E. Martin, editor of the bright little El Republicano at Socorro, is in the city and has his name on the Palace register.

David Weisman, of Albuquerque, is visiting his family who are at the sanitarium.

Sinclair V. Beatty who has been at Jemez springs the past two weeks returned yesterday.

S. G. Cartwright and F. H. Hudson will return home tonight from Jemez springs.

Omaha and return, \$40.20, Santa Fe Route.

**SILVER CITY REDUCTION COMPANY, Silver City, Grant County, N. M.**

This plant has been purchased and will be operated in the future by the estate of the late Senator George Hearst, of California, under the general management of D. B. Gillette, Jr.

It is the intention of the present management to largely increase the capacity of the plant and equip it with every modern appliance for the successful and cheap treatment of ores and concentrates. Consignments and correspondence solicited. Advances will be made on ores.

**Las Vegas Steam Laundry.**

Leave orders at Slaughter's barber shop. Basket leaves Tuesday and returns on Friday. We pay all express charges.  
**G. F. AMBROSE, AGENT.**

**JACOB WELTMER**  
Books and Stationery

PERIODICALS  
SCHOOL BOOKS,  
SCHOOL SUPPLIES.  
Stationery Sundries, Etc.

Books not in stock ordered at eastern prices, and subscriptions received for all periodicals.

**The Exchange Hotel,**  
Best Located Hotel in City.  
**J. T. FORSHA, Prop**

**\$1.50 PER DAY. \$2**

Special rates by the week or month for table board, with or without room.  
S. E. Corner of Plaza.

**MINOR CITY TOPICS.**

Rafael Romero brought a load of cabbage from Pojoaque and registered at the Bon-Ton.

U. S. weather bureau forecast for New Mexico: Threatening weather and showers tonight and Thursday.

The Bon-Ton restaurant has received an addition in the shape of a new cash register which is a little beauty.

Don't forget the grand Dewey concert tomorrow night at the A. M. E. church, August 25. See program in tomorrow's paper.

Antonio Ortega, of the 4th ward, is acting as policeman in place of Apolinario Martinez, who was shot Saturday night.

Mayor Clancy, of Albuquerque, had the sidewalk repaired along Elks property in this city. The Sena sidewalk is being patched in a more or less crude manner.

Apolonio Martinez, the city policeman shot in Saturday night's row, is reported as resting easily today, and not being badly wounded. He will be back on the force in a couple of weeks.

The prospect now seems to be that the litigation troubles of the Cerrillos smelting company will soon be disposed of, and that the fine plant at the Little Pittsburg will speedily be blown in for a long run.

The energetic rustlers under the firm name of Geiger & Son, city scavengers, with a complete outfit for doing that work who have been reaping a harvest in Santa Fe for the past three weeks, pulled up stakes and started for Albuquerque yesterday.

Mayor Hudson informs the NEW MEXICAN that he knows nothing whatever about the proposed removal of the headquarters of the city council from Firemen's hall to the basement of the Catron building. His impression is that the talk of change will not be made.

The boom over in the Golden Cochiti mining district, temporarily postponed by the late war, is certain to bloom and bear quantities of yellow fruit during the coming autumn and winter. The merchants of Santa Fe will make a serious mistake if they fail to cultivate the trade of this most promising district.

The Woman's Board of Trade takes great pleasure in acknowledging the receipt of \$27.00, half the net proceeds of the cake walk. This organization also wishes to most heartily thank Mrs. Gaines-Smith, the promoter, and all those who so kindly took an active part, thereby giving Santa Fe one of the most laughable entertainments possible.

Corporal Harman Wynkoop, of the New Mexico "Rough Riders," who was wounded at San Juan hill and removed to the general hospital at Fort Monreoe, has now been transferred in company with 75 other wounded soldiers to Washington barracks, on the Potomac, at Washington City. He reports his condition as improving and expects to soon receive his discharge from that point. As to the condition of Sergeant Tim Breen, the outlook is not so bright. He has lost all use of his crippled arm and it is feared that it will sooner or later be amputated.

Since the injurious litigation over the Washington mine, located in the Golden Cochiti, has been finally disposed of by the Territorial Supreme court, President Childers and his associates in the Washington Mining Company will doubtless soon largely increase the force of miners employed on the big bonanza named. The Washington mine can easily be made to yield a cool million of net profits during the next three years. So respectfully take off your hat and bow very politely the next time you meet Mr. Childers or Colonel Dobson or any of the other fortunate owners of Washington stock.

Considerable interest is being taken in the coming contest between the two Santa Fe crack teams, that will take place at the college grounds next Friday afternoon. The game is to decide which club is entitled to the name of Santa Fe Baseball Club. A large attendance is expected as the admission is free.

The open sewer nuisance on Water street will soon be abated and thereafter Mayor Hudson and his associates on the city council will jauntily wear a well-merited crown of glory, with bouquets attached, as a mild testimonial from Merchant Betsy and other property owners on the street aforesaid.

Yesterday the thermometer at the local weather bureau registered as follows: Maximum temperature, 80 degrees at 1:15 p. m.; minimum, 58 degrees at 5:45 a. m. The mean temperature for the 24 hours was 69 degrees.

There are about 1,000 dogs in town but not more than 30 dog licenses have been taken out. The proud spirit of the average dog owner will not brook oppression in the shape of a tax.

Mayor Hudson will deserve the thanks of the citizens and will get them, if he will keep on the good work of cleaning the city. The health of the city demands clean streets, sidewalks, alleys and yards.

Too many tramps in the city. A few arrests and hard labor on the city

**WATCH WORK A SPECIALTY**

**J. R. Hudson,**  
THE PIONEER

**MEXICAN FILIGREE JEWELER**

—AND DEALER IN—  
Watches, Clocks, Optical Goods and Notions

**SEWING MACHINE SUPPLIES.**  
SANTA FE NEW MEXICO

**THE NEW MEXICO**

**MILITARY INSTITUTE**

Roswell, New Mexico.

**THE MILITARY SCHOOL OF NEW MEXICO ESTABLISHED AND SUPPORTED BY THE TERRITORY.**

Session Begins September, '98, Ends June, '99.  
Five Teachers (Men), and Matron. Accommodations for 300 Students. New Buildings, all furnishings and equipments modern and complete; steam-heated, gas-lighted; baths, water-works, all conveniences.

Tuition, board, and laundry, \$250 per session. Tuition alone \$60 per session.

Session is three terms, thirteen weeks each. Roswell is a noted health resort, 3,700 feet above sea level; well-watered; excellent point.

**REGENTS:**  
John W. Poe, Roswell,  
Nathan Jaffe, Roswell,  
J. O. Cameron, Eddy.

**R. S. Hamilton, Roswell,  
J. C. Lea, Roswell,  
J. G. Meadors, Superintendent.**

For particulars address:  
**JAS. G. MEADORS,**

Superintendent.

streets would clear the atmosphere that line.

James Conklin, son of ex-Sheriff M. Conklin, is employed as collector in the First National bank.

Contractor Windsor has a large force of men employed on the new Indian school building and is making gratifying progress.

Steve Lacassaigne is painting, plastering and repairing some of the buildings at the U. S. Indian school.

In a game of rouge et noir, played not a hundred miles from Santa Fe, the neat little sum of \$1,485 was dropped the other night and not a tear was shed by winners and losers.

A horsewhip and two lawyers, one living in Albuquerque and the other in Santa Fe, figured in a short "scrap" in the plaza, just before noon today. Friends interrupted and prevented any shedding of gore.

**At the Hotels.**  
At the Bon Ton: John Zinsmaecker, James Pratt, Leadville; Juan C. Romero, Rafael Romero, Pojoaque; George W. Murray, Cerrillos; C. C. Littlehale, Albuquerque; Omt Murofrki, Juan Murofrki, Madrid.

At the Palace: M. V. B. Benson; Denver; T. C. Fuller, Raleigh, N. C.; W. E. Martin, Socorro; Albert W. Thompson, Olin E. Smith, Clayton; A. S. Bonney, St. Joseph; E. V. Chavez, Albuquerque; H. L. Mabey, Las Vegas.

At the Claire: Howard Burr, Washington; F. Duval, Chicago.  
At the Exchange: Mrs. A. M. Turner, Denver; James Osburne, Del Norte, Colo.; H. L. Smith, Hubbrook.

**Land Office Business.**  
For the week ending Tuesday, August 23, the following business was transacted in the United States land office in Santa Fe:

**HOMESTEAD ENTRIES.**  
Aug. 19—Andres G. Felix, 150 acres, Mora Co.  
Aug. 20—Jose Esquilanta Trujillo, 150 acres, Mora Co.  
Aug. 22—Ascencion Chaves, 100 acres, San Miguel Co.  
Aug. 23—Cayetano Chaves, 100 acres, Santa Fe Co.  
Aug. 24—Dallas Henry Burnett, 100 acres, Mora Co.  
Aug. 25—Eugenio Arceleta, 100 acres, San Miguel Co.  
Aug. 26—Eufanio Martinez, 100 acres, San Miguel Co.  
Aug. 27—Venente Martinez, 10