TESTIMONY ALL IN.

Arguments in the Will Case Will Begin This Morning.

JAMES REILLY WAS ON THE STAND

Yesterday Afternoon and Testified as to Conversations With the Executors Regarding the Contest of the Will—Several Witnesses Didn't Have Much Show to Testify Yesterday—When the Case Will Reach the Jury.

The last question has been propounded and the last answer given in the famous Reilly will case being tried before Judge John A. Campbell in the circuit court. The last witness examined was James V. Reilly, one of Michael Reilly's sons, and a contestant of the will. Both sides rested their cases at 3:15 o'clock yesterday afternoon, and this morning the counsel will hand in to Judge Campbell their instructions, after which the arguments will begin, which will probably last until Thursday evening, when the case will go to the jury. How long this body of "twelve men and true" will wrestle with the merits of the case is problematical.

Almost the entire morning session of court was consumed in wrangling by counsel on legal points. The bone of controversy was witness Fritz Luikert, who had been recalled to the witness stand by counsel for the defendants. The question was put to Luikert as to whether after Mr. Reilly's death he had not gone to the Reilly store and demanded an advance of $25 per month in his salary, saying that he had an agreement to that effect with Michael Reilly. An objection was at once made by Mr. Russell, and then the form of the question was changed, when Mr. Russell again interposed with another similar objection. Mr. Hutchinson stated that the purpose of the questions was to show that Luikert had a great influence over the old gentleman. The question was argued at length and the court sustained the objection.

The witness was asked if he had not told Charles F. Bachman that he had great influence over Mr. Reilly, and that he had influenced him to give up the powder business when his sons were unable to make him do this. Luikert had answered that he had not done this. He denied that he had said that he had influenced Mr. Reilly to buy the Kimberly property in Manchester. Witness denied that he ever attempted to make fun of Mr. Reilly. He was asked if he had not kept William Mooney, a driver, waiting weile he read the papers. This was objected to by Mr. Russell, but the witness exclaimed, "that's what I call a lie." He denied that he tried to make Mr. Reilly believe that delays were caused by drivers. Asked if he hadn't refused a driver named Schlosser the use of the telephone to the store, and said, "the boys at the store can go to h—l," he denied. Neither had he said that "Jim can go to the devil." He denied that he had told Charles Bachman within a few weeks that he would remember the Reilly boys at this trial for what they had done to him.

Charles F. Bachmann was next called to the witness stand. He was asked as to a conversation with Fritz Luikert in February, 1892, but counsel for the will interposed with an objection. Mr. Hutchinson then changed the form of the question. Witness answered that Luikert had told him about a powder house incident and that the "boys" had asked him to use his influence in getting Mr. Reilly to quit the powder business. Luikert had then said to Mr. Reilly that the powder house might blow up and ruin him by damage suits, and then Mr. Reilly had seemed willing to quit that branch of the business. The witness said that in this conversation Luikert was showing what an influence he had over Mr. Reilly. As to the Kimberly property incident Luikert had told witness how he came to buy it. Mr. Reilly had determined to bid no higher when Luikert told him it was very valuable property and he had then made a higher bid, and got the property. Witness was asked what Luikert had said to him three or four weeks ago about his testimony in this case. He answered, after an objection had been overruled, that Luikert told him he would do his duty and that the Reilly boys had done nothing for him.

The bookkeeper, W. A. Schulz, was called and asked as to what Luikert had said to him about an advance after Mr. Reilly's death. Objection was made by Mr. Russell. After some discussion the objection was sustained and the witness was dismissed without having answered a question.

William Mooney, a driver, was called and asked as to be being delayed at the pork house by Luikert. An objection to this question was at once raised and sustained. This witness also didn't get to answer a question.

Driver Carl Baier was next called and asked as to Mr. Reilly's habit about getting out of his buggy at the pork house. Objection was raised, and the wrangle continued until after noon, when court adjourned for the dinner recess.

AFTERNOON SESSION.

At the beginning of the afternoon session the witness stand was occupied by Carl Baier. The first question as to whether Mr. Reilly got out of the buggy at certain times was objected to and sustained. While driving a team at the pork house from 1886 to 1889 the witness was asked as to the habit of Mr. Reilly in getting out of the buggy.

"I never saw him getting out of the buggy."

To Mr. Russell the witness said he was at the pork house getting loads of meat and powder to haul to the store.

William Mooney was next called. To Mr. Hutchinson he said he was in 1888-89 a driver for the Reilly establishment. During the first three or four months he was generally out at the pork house once a day, and he never saw Mr. Reilly out of his buggy at the pork house.

Philip Bachman next testified. He quit the employment of the Reilly house in May, 1892. He drove Mr. Reilly out to the pork house eight or ten times. He could not get out of the buggy without assistance. On one occasion he helped him out at Luikert's request. Mr. Reilly would nearly always call "Fritz" out; it was what witness called a "grunt." Witness would have to call "Fritz."

To Mr. Russell witness repeated Mr. Reilly only got out of the buggy on one occasion. Witness fixed the time when Mr. Reilly got out in 1889 or 1890.

Mr. Hubbard introduced as evidence in the case the petition in the county clerk's office for appeal.

He next offered the power of attorney made by the executors to James V. Reilly. This he read to the jury.

James V. Reilly was next sworn. He was asked about two letters stated by Mr. O'Neill to have been written to George H. Parks by witness. (Mr. Russell objected. Mr. Hubbard wanted to prove James was attending to the Chicago real estate; not Michael Reilly. Agreement reached. It is understood the letters were mailed by James V. Reilly to Parks.)

Witness was married February 6, 1888. As to a conversation with Mr. Foose witness recollected that Foose had told him Father Sullivan had sent for him (Foose) morethan once and that he had told Will Foose that his sympathies were with the family, and he was reluctant to go, but owing to the fact that the Cathedral authorities gave Will Foose a large amount of insurance, he concluded to go. He told witness he gave Father Sullivan a good deal of taffy, and he would make "the worst old witness you ever saw." He went on and said he was not a very good Catholic; he then asked witness for $5 to make up a shortage.

As to a conversation in February, 1892, with Bishop Kain and Father Sullivan, Mr. Russell objected. Mr. Hubbard said the answer was to explain how it was James Reilly said to Father Sullivan that the payments had been made regularly, and also that James said to Father Sullivan and Bishop Kain that the children would contest, and wanted the twelve months allowed them by the law. After a consultation Mr. Russell said:

"Go ahead!"

Witness said those present were Messrs. Russell and Hubbard, George V. Reilly, Mrs. T. M. Reilly and himself in addition to Bishop Kain and Father Sullivan. The conversation began by Mrs. Reilly asking for a representative, and Colonel O'Brien was telephoned for. The meeting was like a Quaker meeting for awhile; finally witness addressed the bishop and said he supposed he knew he was not in love with the will. The bishop answered laughingly. Witness then said: "We are all penniless." Witness might get along, but Mrs. Jamison must have money at once, as the old gentleman had asked her to pay all the household bills, and he would make arrangements for settling. She got the bills and then the old man refused to pay. The meeting was adjourned from below to the bishop's room. Witness wanted the bishop to tell how Mrs. Jamison could get the money without prejudice to the right to contest. There was no dissent at the time, and there were various suggestions, Mr. Russell saying the money could be borrowed on joint notes "the same as any other investments." From that time on there was no understanding to not contest. The executors were notified of the contest November 9, 1892.

To Mr. Russell the witness said the arrangement was carried out. As to any other arrangement for other money, witness said there was an arrangement that $150 per month be paid the devisees of the will. There was also some suggestion as to the earnings of the estate.

To Mr. Russell witness said there were frequent times when he saw Bishop Kain and spoke regarding the will, and executed deeds, saying he was doing these matters without prejudice to his rights.

To Mr. Russell, he could remember no particular occasion when he spoke on these matters. He was willing to "swear he spoke on some occasions." He did not remember the particular business transacted at these interviews. As to occasions after November 9, 1892, witness said there were several occasions when witness spoke regarding the contest.

To Mr. Hubbard witness said the business with the bishop at the meetings was as executor.

An objection was raised to a question by Mr. Russell.

"We offer to show by the witness that there was an agreement between counsel that the advance of sums was not to prejudice their right to contest," said Mr. Hubbard.

After considerable by-play the witness was dismissed, and Mr. Hubbard said:

"We rest."

After a pause Mr. Russell also said:

"We rest, your honor."

By agreement the session was at 3:15 p. m. adjourned until 9:30 o'clock this morning. The judge said he would like to have counsel hand in to him their instructions as soon as possible.

Pure, Wholesome Humor.

Frank Lincoln, the world renowned humorist, will appear at the Opera House on Friday evening in the Young Men's Christian Association course of entertainments. Mr. Lincoln has returned after a four years' professional tour of the world. The following is from a Siamese paper of November 15, 1890:

"Mr. Lincoln was invited to appear before his majesty the king of Siam in the large banquet hall of the royal palace. There he performed before the king and the queen, and all the king's wives and children, who were on one side of a large screen, and on the other were the courtiers. His majesty translated to his family as Mr. Lincoln sang and acted, and at the close signified his pleasure and rewarded Mr. Lincoln with many costly presents."

Seats will be reserved at C. A. House's Wednesday morning.

$100 Reward, $100.

The reader of this paper will be pleased to learn that there is at least one dreaded disease that science has been able to cure in all its stages, and that is catarrh. Hall's Catarrh Cure is the only positive cure known to the medical fraternity. Catarrh being a constitutional disease, requires a constitutional treatment. Hall's Catarrh Cure is taken internally, acting directly on the blood and mucous surfaces of the system, thereby destroying the foundation of the disease, and giving the patient strength by building up the constitution and assisting nature in doing its work. The proprietors have so much faith in its curative powers, that they offer One Hundred Dollars for any case that it fails to cure. Send for list of testimonials.

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The best remedy for all diseases of the Throat and Lungs. Prompt to act,
Sure to Cure

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Physicians Are Expecting a Great Epidemic.

WHAT DR. EDSON SAYS.

Be On Your Guard If You Value Your Health and Happiness—Where To Find the Ounce of Prevention.

Dr. Cyrus Edson, one of the greatest physicians in America, states positively that we may expect another grip epidemic before the spring months begin. His reason for thinking so is that we have had about the sort of weather for grip, including changes of temperature, muggy atmosphere, heat and cold. There are also other sure signs. People everywhere are complaining of coughs, colds and chills. They are sneezing continually, feel weak and run-down. Sickness is certainly increasing, and every day a long list of fatal cases of pneumonia is reported. Such alarming facts must receive attention from every person who values life and health. It is only by exercising the greatest care that these dangers can be avoided.

But you ask, what is the secret of avoiding them? There is but one secret, and that is by keeping the kidneys and liver in good working order. When these great organs do not act properly, grip and other deadly diseases can easily take a firm hold upon us. When they do act properly, grip can be kept at bay.

It is now admitted by the best physicians, professors and advanced thinkers the world over that nothing has ever been discovered that can accomplish this purpose of keeping the kidneys and liver in perfect condition except the great remedy known as Warner's Safe Cure. This great preparation has been tested thoroughly for the past twenty years, and has never failed to prevent the coming of the grip, pneumonia and the terrible dangers which follow in their wake. Thousands of names could be given of those who have found this to be true, and it has become so wonderfully popular entirely upon its merits.

But while this great cure will invariably prevent an attack of the grip if taken in time, it has an equally great record owing to the great cures it has performed. From one end of the land to the other this subtle disease, with its terrible after effects, has been entirely overcome by this great remedy. See what a few have to say:

Mr. J. A. Callis, Dickinson, Md., says: "I was taken in Chicago with the grip. I took many remedies, but got no better. At last I tried Warner's Safe Cure, taking a teaspoonful every thirty minutes, when suddenly the phlegm broke loose and I raised quantities of it, and am happy to say I have been restored to complete health."

Mr. T. Murphy, Flushing, N. Y., says: "I had a severe attack of grip which left me very weak and totally unfit for work. Doctors could not help me, and it is due to the use of Warner's Safe Cure that I am a well man to-day."

The list could be prolonged indefinitely, but enough has been said to show that no man and no woman need suffer from grip in any one of its terrible forms if only the first symptoms are noted and the right remedy is used.

BELLAIRE.

All Sorts of Local News and Gossip from the Glass City.

Henry Grella's saloon was entered by thieves early yesterday morning and about $15 cash, some cigars and liquor stolen. The cash had been hid away in a cigar box. In a drawer behind the bar was a fine gold watch and chain and other valuables that the thieves knew nothing of. These were not disturbed. They seemed to know just where the things they went after had been put.

Thomas Dickens, who was so severely assaulted by a would-be robber Saturday night, rested comfortably yesterday and it is not thought there will be any serious results.

The candidates for the various offices to be filled this spring are coming to the front lively since the call for the Republican primaries has been made.

A row between Ezra McHenry and Shannon Dunfee will be investigated by the mayor to-day. Several other minor rows passed off without attracting much attention.

John Ott, a tailor, died Sunday of typhoid-pneumonia and his remains were sent to Louisville, Ky., for interment. He leaves a wife and six children.

The miners all along the line of the B. & O. are not working yet, but from expressions they will soon settle the differences so that they can resume labor.

John C. Braiden, formerly of this city, but now of La Jara, Colorado, was married in Denver recently to Miss Jennie C. Nelson, of San Francisco.

The meeting of the board of trade this evening is an important one, as it is to decide upon making it a more permanent organization.

John F. Salmon, a postoffice inspector from Cincinnati, was in the city Sunday evening looking up some matters here.

J. E. Blackburn was announced yesterday as a candidate for city treasurer on the Republican ticket.

The school board will hold its regular monthly meeting this evening.

Hackett's Minstrels lost $50 by their trip to St. Clairsville.

Robert Downing played to a good house here last night.

MAN wants but little here below,
But wants that little good.
Nine out of ten men when asking for a drink, will simply ask for "something good," and out of the nine there are not two who know when a drink of good whiskey, brandy, gin or rum is sold them. Few hotels or venders of liquors can assure their customers that the liquors set before them are absolutely pure and old. One tastes almost as good as the other; but if you want to be sure that you are buying only a pure liquor, we advise you to look at the bottle and see if the name of Max Klein is blown in the bottle, and his signature on the label, and if you see it there, you can bet your best dollar that you are getting a "straight" article. His Silver Age, Duquesne and Bear Creek Ryes recommended by physicians and men of all professions. For sale by Wheeling Drug Company.

"DURING the epidemic of la grippe Chamberlain's Cough Remedy took the lead here and was much better liked than other cough medicine." H. M. BANGS, druggist, Chatsworth, Ill. The grip is much the same as a very severe cold and requires precisely the same treatment. This remedy is prompt and effectual and will prevent any tendency of the disease toward pneumonia.

Children Cry for Pitcher's Castoria.

MARTIN'S FERRY.

Haps and Mishaps in the Thriving City Across the River.

The sale of delinquent taxes will take place to-day at 1 o'clock at St. Clairsville. In Martin's Ferry most of the taxes have been paid, especially those that have stood the full year. Considering the times the people have paid up well, and many are thankful they have property on which to pay taxes. Persons who themselves were unable to pay had their taxes paid by friends, who are legally entitled to 7 per cent interest. On all taxes sold to-day purchasers will be allowed to charge 15 per cent and 7 per cent for the use of the money, making 22 per cent, and will get a tax lien in the bargain, this to come before all mortgages. Those who make a business of buying delinquent taxes every year will probably find plenty for sale at St. Clairsville to-day. The majority of the taxes advertised have been paid, but there are a good many throughout the county that have not.

The residence of Mr. J. T. Thomas, on Walnut street, was entered on Sunday evening while the family was at church. They carried off a lady's gold watch, diamond ring, cameo ring and ring and a small sum of money. The watch and three rings are worth about $200. The burglars evidently worked leisurly, and used a lamp which had been left burning. They hunted nearly all of the silverware and carried this to the kitchen, but did not take it. In one of the beds the burglars searched was some money received on Saturday evening, but it was missed.

The puddlers at the Ætna-Standard mills who have been working two turns a day and struck because the company wanted them to work three at the patent furnaces, held a meeting last evening and decided to return to work and work the three turns, three sets of men to be employed at each furnace. Work will be resumed at the furnaces to-day.

Many Martin's Ferry men carry revolvers who formerly did not, and some have their hands on them while walking at night in lonely parts of the city. This is done because the unlighted streets encourage robbery.

The Union glass works has been enlarged, and is doing better than ever. The works is four times as large as it was, and is getting out a salable line of goods.

Provisions are coming in at a fairly lively rate for the poor, but more are needed. The committee was busy yesterday from 2 to 5 p. m.

Jacob Matthews, an employe at the West Virginia glass works, was presented with twins yesterday just after the works resumed.

John Morgan, of the Third ward, who is a puddler in the Ætna-Standard mills, will move his family back to Wales, his native country.

Mrs. Ruth Reed, who died at Toronto on Saturday, was an aunt of Mrs. William Connelly, and was about seventy years old.

Yesterday the Alert hose company received a set of drop harness. They are a great improvement over the old ones.

The Dead Broke club, of which James Bayless is treasurer, sent 100 loaves of bread to the relief committee.

Spence, Baggs & Co.'s stove works is working three days a week, Tuesdays, Wednesdays and Thursdays.

Meetings will be continued in the Presbyterian and United Presbyterian churches this week.

R. C. Campbell, of Sistersville, is visiting Charles Moore, of the water works.

B. F. Purcell is visiting his mother and brothers on Walnut street.

The meetings in the churches last night were largely attended.

MOUNDSVILLE.

A Miscellaneous Melange of Minor Matters from Marshall's Metropolis.

The old Hicks oil well is still producing about four or five barrels a day. The company owning it has so far done nothing to go down deeper. Mr. Morgan, the general manager of the company, is expected to arrive any day.

Rev. Thomas Cotton, agent for the American Bible Society, preached in the M. E. church Sunday morning and was at the Presbyterian church in the evening.

W. W. Smith yesterday sold a lot in the Moundsville Mining and Manufacturing Company addition to J. H. Griffith. Consideration $150.

J. C. Bardall left yesterday on a very extensive business trip. He will go to California and Florida before returning.

Capt. J. R. Mullett, of Pittsburgh, will deliver a lecture in the M. E. church next Thursday evening.

The miners at the Moundsville Coal Company's shaft accepted the reduction and did not go out.

The survey was made yesterday for the electric railway into the city.

The funeral of Isaac Duncan took place yesterday afternoon.

TO PRESERVE a youthful appearance as long as possible, it is indispensable that the hair should retain its natural color and fullness. There is no preparation so effective as Ayer's Hair Vigor. It prevents baldness, and keeps the scalp clean, cool, and healthy.

IF YOUR BACK ACHES,
Or you are all worn out, really good for nothing, it is general debility. Try
BROWN'S IRON BITTERS.
It will cure you, cleanse your liver, and give a good appetite.

The Trouble Over.

A prominent man in town exclaimed the other day: "My wife has been wearing out her life from the effects of dyspepsia, liver complaint and indigestion. Her case baffled the skill of our best physicians. After using three packages of Bacon's Celery cure, she is almost entirely well." Keep your blood in a healthy condition by the use of this great vegetable compound. Call on Logan Drug Co., sole agent, and get a trial package free. Large size 50c. 4

Signs of Health.
You don't have to look twice to detect them—bright eyes, bright color, bright smiles, bright in every action.
Disease is overcome only when weak tissue is replaced by the healthy kind. Scott's Emulsion of cod liver oil effects cure by building up sound flesh. It is agreeable to taste and easy of assimilation.
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Prepared by Scott & Bowne, N. Y. All druggists.

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W. L. DOUGLAS $3 SHOE FOR GENTLEMEN.
$5, $4 and $3.50 Dress Shoe.
$3.50 Police Shoe, 3 Soles.
$2.50, $2 for Workingmen.
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LADIES AND MISSES, $3, $2.50 $2, $1.75
CAUTION.—If any dealer offers you W. L. Douglas shoes at a reduced price, or says he has them without the name stamped on the bottom, put him down as a fraud.
TAKE NO SUBSTITUTE
THIS IS THE BEST $3 SHOE IN THE WORLD.
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This marvelous tonic for the nervous system, stimulates and restores dormant energy and power; CURES LEUCHORROEA, Barrenness, Prolapsus, Nervous Debility, Wakefulness and bearing down pains. It has a direct influence on the uterus and mammary glands, and will positively ENLARGE and HARDEN undeveloped BUSTS. Results guaranteed. Circular free. Package containing internal and local treatment, $1.00. 6 for $5.00. Address PHAL MEDICINE CO., Cleveland, O.
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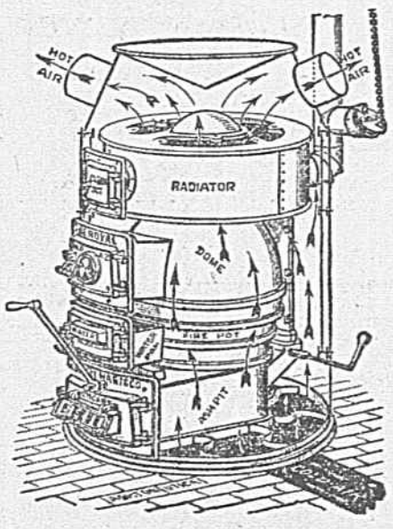

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