

The Billings Gazette.

SEMI-WEEKLY.

VOL. XV.

BILLINGS, YELLOWSTONE COUNTY, MONTANA, TUESDAY, OCTOBER 31, 1899

NO. 55

PAUL McCORMICK,
PRESIDENT.

W. H. McCORMICK,
TREAS. AND MGR.

McCormick Mercantile Co.

NEW YORK APPLES

All Kinds
The Finest Grown
Call and See Them.

GENERAL MILES COMING BACK.

The Billings Club Members Will Receive Him Tomorrow Night.

Gen. Nelson A. Miles and the gentlemen of his party are not making a very prolonged stay in Wyoming as the guests of Col. W. Cody, possibly on account of the lateness of the season and the fact that the ladies of the party are here awaiting them, so as to continue their journey westward.

The ladies came down from Red Lodge Friday night in their special car. Yesterday they went to Crow Agency, spending the day at the Custer battlefield. Sunday the ladies were the guests of Mrs. H. S. Boals at a dinner party given at the Grand hotel.

Tomorrow night General Miles and the other gentlemen will arrive in Billings and the entire party will be tendered a reception at the Billings club. The club reception, to have been held Friday night, has been annulled and in its place will be given this one, participated in by the club members, their lady friends and out-of-town gentlemen friends. The evening will be spent at cards and other social amusements, refreshments also to be served. General Miles and party will take the Thursday morning Northern Pacific west-bound passenger for the coast points and will then go down into California and home by the Southern route.

Miss Miles, who holds a high position in Washington society, is party to a pretty romance that has just come out with the announcement of her coming marriage to Lieutenant-Colonel Samuel Reber of St. Louis, Mo. Colonel Reber, through his mother, is a cousin of his fiancée. Mrs. Reber was a Miss Reese of Ohio, and is a first cousin to the Shermans, and consequently closely related to Mrs. Miles, who was a Sherman before her marriage. Colonel Reber has known Miss Miles for many years and has been a frequent visitor at Washington. They are both devoted to horseback riding. Colonel Reber is a pure blonde, very tall and about thirty-five years old. He has been in the service since 1884, and is at present stationed at Governor's Island. Miss Miles is divinely tall as well as divinely fair, with a well rounded figure. She is about twenty-two. Colonel Reber has no fortune, and Miss Miles will inherit but a small one.

NOBODY'S POSTOFFICE YET.

Department Orders Yegen Bros. to Suspend Building Operations.

The matter looking to the change in the location of the Billings postoffice has taken a sudden turn and it begins to appear as though Yegen Bros. were to lose their contract. Saturday morning Postmaster Babcock received a telegram from the postoffice department at Washington, with instruction to notify Yegen Bros. to suspend operations on the building which they were erecting for the postoffice, as contracted for with the government. The notification came as a great surprise to Yegen Bros. for they were under the impression that the matter was settled when the department notified them that their bid was accepted and wished to know when the building could be made ready for occupancy.

A week ago last Saturday a petition, remonstrating against the removal of the postoffice to the south side, was circulated among the residents of the north side and after being widely signed was sent off to the department, and the telegram received was probably a result of that remonstrance. Just what will be the next move of the department is hard to say, but more than likely a new inspector will be sent here to look over the ground and will call for new bids, just as was done three years ago.

Chris Yegen was seen by The Gazette reporter yesterday and asked what his firm intended doing. He said that they had complied with every requirement of the postoffice department in bidding; that they had contracted to put in the fixtures, furniture, etc., just as prescribed by the department; their bid had been accepted and they had been told to go ahead with the work on the building, which they had done, as well as to contract for and order the various material to be used in its construction. They intend to go ahead with the work and will have the building ready for occupancy by Dec. 15, as agreed, and will then look to the government to take possession.

FREE EXHIBITION OF FIREWORKS Will Take Place in the Heavens Two Weeks from Tonight.

Astronomers tell us that every thirty-three years, or on about November 14, the earth passes through a mass of flying meteors, by some stated to be the remains of a great planet shattered to atoms in the ages past, but which continue to revolve in the orbit about the sun, says the Bitter Root Times. In 1888 and 1886 this phenomenon was most wonderful and awe-inspiring. It seemed as though the whole starry heavens were moving toward constellation Leo, leaving behind them waves of light tinted with every hue of the rainbow. This phenomenon will, it is said, be repeated on the night of November 14th this year and the display will continue for several hours.

THEY PAY THE SCHOOL TAX

But One Man Has Refused to Do So—The N. P. Writes About It.

So far but one taxpayer of Yellowstone county has refused to pay the special levy made for school purposes, and that was by a resident of Billings. The heaviest taxpayers of this city are walking into the county treasurer's office and liquidating, paying the special 3-mill levy for school purposes, together with their other assessments. To each one the treasurer gives a receipt making a notation that the special 3-mill tax is paid under protest, the supreme court having declared that the law permitting the special elections is unconstitutional. This is done so that taxpayer can recover the amount from the school district if he so wishes. It is not thought that any will avail themselves of this means of escaping the payment of a just tax, even if the supreme court says it is unconstitutional. The following letter has been received from the tax office of the Northern Pacific railroad. In contradistinction to the action taken by the Great Northern which wrought all this mischief to our educational interests, the Northern Pacific exhibits a willingness to co-operate in anything for the people's benefit. When a corporation like the Northern Pacific sets the example, no Yellowstone county taxpayer could lag behind in the payment of his school tax.

Office Tax Department, N. P. R. R., St. Paul, Minn., Oct. 19, 1899.—W. L. Ramsey, Esq., County Treasurer Yellowstone county, Billings, Montana. Dear Sir:—Under a recent decision of the supreme court of Montana in the action of Hilburn, treasurer of Flathead county, vs. the Great Northern Railway company, the statute providing for special school tax levies is held to be inoperative and void. There is no wish or intention on the part of this company to evade the payment of any just burden of taxation which the other tax payers bear. This office is, however, in receipt of a communication from the treasurer of one of the counties in Montana requesting us to deduct from the tax statement already rendered, all special school tax levies, on account of this decision. Will you please advise me what action is proposed in your county in regard to this matter and whether or not the collection of the special school tax will be abandoned. If so, please give me corrected tax statement with the special school levies deducted, for which purpose I enclose you a blank form. Yours truly,

G. S. FERNAND, Tax Commissioner.

The county treasurer has written the Northern Pacific tax commissioner that the tax is being collected in this county and so far all but one tax payer had shown a perfect willingness to pay the tax, and some allowance should be made in this person's case as it was nothing more than expected.

ASHWORTH WILL CASE.

The Portion That is Being Tried in the District Court in Helena.

A portion of the legal fraternity of Billings was present in Helena last week at the hearing held in the district court of Lewis and Clarke county concerning the petition of P. B. Moss of this city to be appointed administrator of the estate of Richard Ashworth, deceased. The Herald of Saturday speaks of the case as follows:

The hearing before Judge McIntire of the petition of P. B. Moss, the Billings banker, to be appointed administrator of the estate of Richard Ashworth, the Big Horn county, Wyo., cattleman, who died last year leaving an estate valued at about \$100,000 to be divided by a will, which his father, living in Manchester, Eng., and others seek to prevent being proved, was concluded yesterday afternoon, and the court took the matter under advisement. The evidence was all submitted by M. S. Gunn and H. G. McIntire, counsel for Moss. Alex. Fraser, whose son is one of the chief legatees of the estate according to the will, and who is resisting the appointment of Moss as executor, preferring to have the will probated in Yellowstone county, where a petition to that effect has been filed, did not offer any testimony yesterday. The counsel for the Frasers, N. W. McConnell and O. F. Goddard, relied upon the claim that the will should be probated in Yellowstone county, and that it could not be attacked in this county. Lawyer Gunn, who was on the stand yesterday, testified that he secured the will, together with a note made by P. B. Moss for \$10,000 belonging to the estate, and a few Indian curios, which he brought to Helena. He said he afterward learned that the will was void, and was employed by the dead man's father to represent him. Mr. Moss, also representing Mr. Ashworth Sr., applied for letters of administration, and his petition is being opposed by Alex. Fraser, one of the executors and father of the principal legatees.

One of the principal witnesses yesterday was Attorney Lane of Billings who drew up the will, leaving the blank spaces as Ashworth requested. The will was certified to in that shape. If Ashworth afterwards filled in the names, he contended the document was not legal. The court will probably decide the case early next week.

PROFESSIONAL CARDS.

JAS. R. GOSS,
LAWYER.
Office First National Bank Building.

H. E. ARMSTRONG M. D.,
PHYSICIAN and SURGEON.
Belknap Block, Billings, Montana.

ANDREW CLARK, M. D.,
HARRIET FOXTON-CLARK, M. D., C. M.
PHYSICIANS and SURGEONS.

Rooms 6 and 7, First National Bank Building. Night calls answered at office.

DR. E. P. TOWNSEND,
PHYSICIAN and SURGEON.

Office and Residence on Twenty-Ninth Street North, two doors north of Cottage Inn. Office strictly private. All calls will receive prompt attention. Telephone 118.

O. F. GODDARD,
ATTORNEY-AT-LAW.
Office over First National Bank.

FRED H. HATHORN,
ATTORNEY-AT-LAW.
Office—Room 4, First National Bank Building, Billings, Montana.

JOHNSTON & JOHNSTON,
LAWYERS.
Room 18, Belknap Block.

P. J. DONOHUE,
ARCHITECT.
Butte and Billings, Montana.

A. FRASER
Notary Public,
Justice of the Peace, U. S. Commissioner,
General Commission Merchant.
Room 2, First National Bank Building, Billings.

CARWILE & HOUTON,
REAL ESTATE, LIVE STOCK,
INSURANCE.
Office in Wardwell Block. Telephone 111. Correspondence Solicited.
BILLINGS, MONTANA.

4593

YELLOWSTONE NATIONAL

BANK

OF BILLINGS

CAPITAL, - \$50,000
SURPLUS, - \$20,000

A. L. BARCOCK, President.
DAVID FRATT, Vice-Pres.
G. A. GRIGGS, Cashier.
E. H. HOLLISTER, Ass't Cash.

DIRECTORS:
A. L. BARCOCK, DAVID FRATT,
G. A. GRIGGS, ED. CARDWELL,
PETER LARSON.

Regular Banking in all its Branches.
Safe Deposit Boxes Rented.
Special Attention Given to Collections.

Dealers in Foreign and Domestic Exchange

JOHN D. LOSEKAMP

THE CLOTHIER
FAMOUS OUTFITTER

MEN'S AND BOYS' Clothing,
Blankets and Bedding,
Bed Sheets,
Wagon Covers,
Hats and Caps.

The Largest Stock of Boots and Shoes, comprising Ladies' Fine Shoes and Slippers, Children's Shoes, all sizes, Men's Boots and Shoes, all grades. Sole Agent in Billings for the Star brand rubber overshoes, every pair guaranteed perfect.

Mail Orders Promptly Attended to.

JOHN D. LOSEKAMP.

FIRST NATIONAL

BANK

BILLINGS, MONTANA

Paid Up Capital, - \$150,000
Surplus and Profits, - 10,000

P. B. Moss, President.
H. W. ROWLEY, Vice-Pres.
S. F. MORSE, Cashier.
S. G. REYNOLDS, Asst. Cash.

DIRECTORS:
Chas. T. Babcock,
Jos. Zimmerman,
H. W. Rowley,
G. W. Woodson,
P. B. Moss.

Transact a general banking business. Collections promptly made and remitted for.

The California

Restaurant

L. Quock & Co.
PROPS.

Regular Meals, 25c.—the best in the city.
Short Orders of all kinds.
Lodging 25c. and 50c.

California Building, next to M. Hannhan's Saloon, South Side.

YEGEN—YEGEN—YEGEN—YEGEN—YEGEN

YEGEN BROS.

Expansion Mercantile Establishment.

Have you decided what your fall gown is going to be made of? If you want something

Stylish and Up-to-Date

See our new stock of

Foreign & Domestic DRESS GOODS

In all the late effects. No such chance has ever come to you before to see so great an assortment. Below are

FIVE BIG ITEMS FOR ALL THIS WEEK:

12 choice Dress Patterns in all wool covert, new colorings, worth \$8.00; sale price.....	\$ 5.00
40-inch Tartan Plaid Flannels, strictly all wool, regular 60c goods; cut price.....	40c
Fancy all-wool Checks in fall combinations, 38 inches wide, worth 75c; this sale.....	47 1-2c
42-inch Serge, in black and navy, actual value 75c; cut price.....	50c
20 pieces Fancy Dress Lining, 36 inches wide, worth 15c; for this sale.....	8 1-3c

YEGEN BROS

QUALIFIES FOR OFFICE
Mr. Linton Files Bond and Takes the Oath as County Commissioner.

Thos. S. Linton on Friday filed in the district court his official bond in the sum of \$5,000 and took the oath of office as county commissioner, to which position he was appointed two weeks ago by Judge Lord to succeed O. N. Newman, resigned. Mr. Linton's bond contains the names of C. M. Bair and S. R. Miller as sureties. The first meeting of the board of county commissioners in which Mr. Linton will take part will be held on Monday, Dec. 4, 1899, when the board will reorganize with the election of a chairman, also made necessary by the resignation of Chairman Newman.

COUNTY TAXES
Will become Delinquent at the Close of Business Nov. 29.
On account of Thanksgiving coming on the 30th of November and being a legal holiday, it is of interest to know that taxes will become delinquent at the close of business Nov. 29. The county treasurer cannot keep his office open on the 30th.

the operatic soubrette, is 1 in New York, her death arly expected.

THE

Linton Clothing Co.

CLOTHING AND FURNISHINGS

Everything of the Latest and Nobbiest for Men's Wear.

HATS AND CAPS BOOTS AND SHOES

The Best Selected Stock in all Eastern Montana.

The Linton Clothing Co.