

WHO WILL BE THE MAN

Butte Attorneys Discussing Judge McHattion's Probable Successor.

Both Resignations Were Unqualified and the Governor May Appoint Mr. McHattion to the Vacancy—The Other Candidates.

Special Correspondence of the Standard.

BUTTE, Dec. 26.—The question as to who will be appointed district judge in the place left vacant by the resignations Tuesday of Judges McHattion and Hamilton, who both claimed the right to the position, is being canvassed thoroughly by the attorneys of Butte, and has excited much general interest. The pressing need of a session of court in Silver Bow county led the judges to the action they took. Legal business has been accumulating at a tremendous rate. Furthermore there seemed no prospect of speedy settlement of the dispute. The supreme court judges indicated that they would not meet until authorized to do so by the legislature. It is not likely that any legislation will be done by the present legislature, since the democrats are not in a position to accomplish anything, and what the republicans might illegally enact would be vetoed by the governor. It was considered by the two judges in the light of these facts that the difference would probably not be settled for two years. To suspend the legal business of Silver Bow county for that length of time was considered by them unwise and unsafe.

Both judges, McHattion and Hamilton, wrote letters to Governor Toole with their resignations, setting forth the reasons as cited briefly above. Judge McHattion recited in brief the history of this case, and while still maintaining his right, yet was willing for the public interests to leave the matter in the hands of the Governor. It will be remembered that two months ago there were efforts at compromise, involving the resignation of both claimants. The republicans at that time insisted as a condition of withdrawing their man that neither Judge McHattion nor Judge De Wolfe should be appointed for the vacancy. To this Judge McHattion very properly refused to agree, as it forfeited his right in the matter. But Judge Hamilton on Tuesday agreed to make with Judge McHattion an unqualified withdrawal, leaving the governor free to appoint whom he pleased. This was done.

The appointment will probably be made by the governor either this week or the early part of next. It is the general belief that Judge McHattion will be appointed. The republican attorneys with a few of the democrats have been bringing strong pressure to bear in favor of Mr. Pemberton. Telegrams have been flying to Governor Toole yesterday and to-day in regard to Mr. Pemberton's selection. It is believed that Mr. Pemberton has taken no action in the matter and will take none. It is the wish of the people of Butte that the governor should vindicate Judge McHattion and rebuke the robbery of the thirty-fourth precinct by placing Judge McHattion firmly in the chair.

It is believed that the district court will begin active work on Monday, January 6. Judge DeWolfe and Judge F. W. Cole have also been mentioned for the position.

For want of room, Losee & Maxwell have decided to discontinue the carrying of clothing and are sacrificing profits to close out the line.

TALK OF THE TOWN.

Stray Items of Interest Gathered by Our Staff Correspondents.

BUTTE, Dec. 26.—Charles Brown was arrested to-day for contempt of court. He was arrested two weeks ago on a charge of assault and battery and on trial was fined \$5 and costs. He claimed not to be able to pay and Judge Newkirk through kindness let him go. That night he was heard by several witnesses referring to Judge Newkirk in vile, obscene and indecent terms and the officers immediately kept their eyes open for him.

The Katie Putnam engagement is proving one of the most popular of the season in Butte. She delighted large Christmas audiences yesterday, both afternoon and evening. This evening "Honor Bound" was presented in an admirable manner. The Butte Turn Verein will give a social entertainment on Saturday evening.

The Barriere case was to-day again postponed until 10 o'clock to-morrow morning, when the final witnesses for the defense will be examined and the pleas made.

Silver Mountain stock is held at 25 this morning, owing to a rich strike of 2 1/2 feet depth reported at that mine.

L. McKinney was arrested to-day for creating a disturbance and drawing a knife.

Thomas Collins, arrested for disturbance and drawing a knife at Silver Bow Junction, was tried before Judge Eddy and fined \$50 and costs.

Eugene McCarthy, who was injured at the High Ore about a week ago, and has since been in the hospital, died yesterday.

Affidavits were filed to-day of labor performed the past year on the Little Girl, Le Petit Due, Rocky Mountain and Sonora lode claims.

Henry Wey, of the McDermott, is mourning the loss of his pair of pug dogs. John Hazeltine, an employee of the Parrot mine, died yesterday afternoon. The remains will be sent to Bangor, Maine.

Lenny's express team ran away this morning and collided with a hydrant at the corner of Main and Granite streets. Lenny was thrown out and badly bruised.

Robert Boarnen, superintendent of the Blue Bird, has tendered his resignation, owing to ill health.

Dr. L. E. Holmes was thrown from his cutter yesterday. He was badly bruised but no bones were broken.

The best dinner ever served in Butte was given at the McDermott yesterday.

Evan Edwards and George Congdon occupy the same cabin on Copper street. On Christmas morning Edwards, it is charged, helped himself to a Christmas present of a twenty and a five dollar gold piece out of Congdon's vest pocket. Congdon celebrated Christmas by sleeping late, and when he arose he found the twenty dollar gold piece had been replaced by a half dollar, and the five by a nickel. He suspected Edwards who was arrested to-day.

David Jones picked out some Christmas presents for himself at the store of Hammon, Schlay & Kaufman yesterday. He is accused of appropriating several pairs of shoes, a half-dozen quilts and 48 pairs of stockings. He was arrested by Officer Carroll.

It is believed that Sheriff Sullivan now has the drop on Lloyd for the office of sheriff. The resignation of Judges Hamilton and McHattion leaves the appointment of a district judge to the governor, and of course a democrat will be appointed. The new judge will therefore recognize Sullivan as sheriff.

LEFT HIM IN THE LURCH

Mr. McQueeny Will Hardly Be Able to Produce Gallagher.

Referee Golden and Perhaps Others Have Departed—Several Arrests Made Yesterday—Increasing the Amount of Bonds.

Special Correspondence of the Standard.

BUTTE, Dec. 26.—To-day five of the men chiefly concerned in the prize fight in which Ward received his death blow were re-arrested. On the day after Ward's death all who were present and could be found were arrested on a charge of attending a prize fight and were held under \$100 bonds, which they all gave. But later warrants were prepared and placed in the hands of the sheriff for service, charging several of those concerned with being accessories to a murder. There was delay in serving these warrants, owing to the desire to first get Gallagher in custody. The officers it seems have themselves not discovered at any time where Gallagher was hiding, but County Commissioner McQueeny last Saturday discovered him and gave assurances that he would be on hand when wanted. The officers decided that they wanted Gallagher on Tuesday evening, but they discovered then that their bird had flown. It was at once decided to place the others who were chiefly concerned under a stronger bond than before.

The men who are charged with being accessories to the murder of Ward are the four seconds, two timekeepers, referee and Gallagher himself. Several of these warrants were served last evening, but the men protested against being locked up in jail on Christmas night and were let go under \$250 bonds.

To-day the officers have been after these men again. John Hyland, George Althoff, Thomas Bulger, Jacob Oliver and Henry Albertson were arrested and placed under \$1,000 bonds. Of the other men, Golden, the referee, is known to have skipped, considering that he was lucky in making his escape on the forfeiture of a bond of \$100. Gallagher is also gone, but the others are believed to be still in town and will be placed under bonds of \$1,000 to answer the charge of murder.

The cases will be tried January 6, beginning at 10 a. m.

City Marshal McArthur this afternoon arrested John Connors for being concerned in the prize fight. This is a new arrest, the officers having just discovered that Connors was at the fight. He has been placed under \$1,000 bonds which he has not yet furnished.

The sheriff is confident that Gallagher would have been captured last Saturday night but for the action of Commissioner McQueeny in withdrawing the reward and stating that Gallagher would be on hand when wanted.

Now is the time to buy your cigars and cigarettes. John V. Petritz carries the most complete line of New York, Key West and California cigars in the west.

Ball invitations and society printing executed in an artistic manner at the "Standard" office.

New underwear, over-shirts, neck wear, hats and caps, boots and shoes, at Estes & Connell's.

ENTERTAINED AT HELENA.

Members of the North Dakota Legislature Visit the State.

HELENA, Dec. 26.—This afternoon the members of the North Dakota legislature arrived in this city on their way to the coast. They are traveling in a special car and are the guests of the Northern Pacific railroad. This evening the members attended the brief session of the republican senate and were afterwards entertained at the Montana club. To-morrow afternoon they leave for Tacoma, Seattle and Victoria, stopping on their way at Spokane Falls. They will have a two weeks' excursion from Bismarck. They will stop in this city on their return. All are greatly pleased with Helena, and Montana in general. The following is a list of the members and their families who are enjoying the trip. Senators Bellea and wife, Swanston and wife, Lawrence, wife and daughter, and wife, Cowan and wife, Currier and wife, Hartman and sister and Senator Svendsen; Representatives Wickham and wife, McDonald and wife, Lauger and wife, and Representatives Ingelbretson, Green, Beard, McIntyre, Murphy, Hoyt, and Chief Clerk Hamilton, wife and son.

The session of the senate this evening was devoted to an exchange of courtesies between the republican senators and the visiting legislators. Several speeches were made and a complimentary resolution was passed. No democrats were present. An adjournment of the senate was taken until 10 a. m. to-morrow.

Christmas Row at Silver Bow.
Special Correspondence of the Standard.

BUTTE, Dec. 26.—A Christmas row took place at Silver Bow yesterday afternoon in which John Spence was stabbed in the side by John Trainor. Spence is a railroad man and with some companions was celebrating Christmas at O'Neil's saloon. A quarrel arose over a trivial matter, ending in Spence knocking Trainor down. The fight was stopped but later Trainor rushed on Spence and stabbed him with a large clasp knife. The blade entered Spence's side below the region of the heart, proving a narrow escape. Spence was removed to the hospital in this city, where Dr. Cooper is attending him. He is not considered seriously injured, none of the vital organs being penetrated. Trainor was arrested by Deputy Sheriff H. H. Hockley and brought to the county jail. He says he was drunk and did not remember what had taken place.

New Church at Centerville.
Special Correspondence of the Standard.

BUTTE, Dec. 26.—The opening services at the new Methodist Episcopal church at Centerville were held last evening. O. Goodland, chairman of the board of trustees, presided and made a brief address. W. Brown, secretary of the board, reported that the church cost \$3,000, of which \$2,100 had been raised. There had also been \$500 promised by the board of church extension of the Methodist Episcopal church, leaving \$400 to be raised. Addresses were delivered by Revs. Vignis and Richards, and Messrs. Collondy and Barker. Mr. Ave presided at the organ, leading a splendid choir of sixteen male voices. The church starts off under the finest auspices. The dedicatory services will be in March.

Handsome new piano for sale; terms reasonable. Inquire at B. F. Mahan's real estate office, Anaconda.

IN A NUTSHELL.

The good die young applies most emphatically to chickens.

A stoppage out at the elbows often causes a deal of trouble.

Is the "ocean greyhound" an improvement on the old sea-dog?

The drum-fish has not, as might be supposed from its name, two heads.

Banjo is the name of a New York man, and he makes no bones of letting it be known.

A brush between two artists may not end in a draw, but it certainly begins with one.

When the fast young man gets himself into the station house he is then both hard and fast.

The reason why Eve ate the apple was probably because she wanted to get some clothes.

There is no courtship in the antarctic regions at present. The sun shines there all the time.

A popular man is usually what he is called, but a popular subscription is usually very unpopular.

It may be that love makes the world go round, but an overdose of whisky will do it more successfully.

Noah was just like all other sailors. The moment he got ashore after his voyage he went and got drunk.

It seems rather personal to the drummer when the band behind him starts up, "Where Did You Get That Hat?"

The man who is most satisfied with himself generally gives the least satisfaction to those by whom he is surrounded.

Butte Real Estate Record.
Special Correspondence of the Standard.

BUTTE, Dec. 26.—The following are the real estate transactions recorded since our last report:

H. J. Van de Ven to James W. Murphy, for \$1, the Mary Ellen lode.

James W. Forbes to Anna Fitchett, for \$450, lots 10 and 11 in block 10 of Noyes & Upton's addition.

William Walton to Asa B. McNamara, for \$250, one-third interest in the Copper Chief lode.

George W. Farlin to City of Butte, for \$1, portion of Alabama street, city of Butte.

William Walton to A. H. Headley, for \$1, the ground of the Old Discovery placer, and one-half interest in the Simmons Bar claim.

Failure at Walkerville.
Special Correspondence of the Standard.

BUTTE, Dec. 26.—The firm of Matthews & Curtis of Walkerville made a general assignment to-day for the benefit of their creditors. The members of the firm are Wm. H. Matthews and C. E. Curtis, and they have done a grocery business in Walkerville. The assignment is to Charles O'Donnell. The property assigned includes two horses, a mule, two wagons, three sleighs, barn, lot of cordwood, several lots, a car load of hay and all stock in trade, merchandise, etc., all accounts notes and debts. The assignee is to pay all debts and claims as far as the assets will go. There are no preferences.

An Unlucky Present.
From Munsey's Weekly.

Blanche—I hear that young Mr. Dolly made you a present of a book last night, Amy?

Amy—Yes, and I hate him.

"That's strange."

"No, it isn't! He brutally and causelessly insulted me. The book is called 'How to Be Beautiful!'"

Artists' materials at Cross' drug store.

Found a Hole for Him.

A Washington man has recently returned from an extensive tour of Europe.

During his absence he wandered from the beaten paths of travel and explored new and undiscovered lands. In one of these side excursions he landed in an obscure German town, and to his surprise met an old friend of whom he had lost track these eight years. After exchanging greetings and taking in the melancholy and dejected air of the exiled one, the traveler asked:

"What are you doing here?"

"I am the American consul at this confounded place, and have been for the last eight years."

"How is that? Didn't the democrats fire you out?"

"They would hardly do that," said the consul with a sickly smile. "The pay is only \$120 a year. Beer and rye bread are cheap, however, and I can live on about that figure."

"But tell me how you came to get here?"

"It was this way. I had a friend who had an influential friend who knew Secretary Blaine intimately. Through this channel I made application for the place and was brought in contact with the secretary. This was in the early days of the Garfield administration. Mr. Blaine gave me a cordial grasp of the hand and beamed one of those warming, magnetic smiles on me."

"Ah, yes, Mr. L., you are one of the L's of Ohio, are you not? Yes, I knew your father well, sir, in my younger days. You would like a consulship perhaps?"

"Visions of gold lace and diplomatic receptions appeared before my eyes. I managed to say that that was in the line of my ambitions. Then Mr. Blaine smiled again."

"Well, Mr. L., there are plenty of pegs and not many holes; but I think we will have to find a hole for you."

"He found a hole and put me in it, signed the commission, and I have been in a hole ever since."

Prevention of Express Robberies.
B. W. Cason, agent of the Pacific Express and United States Express companies at New Orleans, in an interview with a reporter, said: "I believe our companies have at last hit upon a plan which in the future will make impossible the robbing of express matter. All the cars are being supplied with stationary safes with combination locks, the combination of which the express messenger in the car will be kept in ignorance. Hereafter when money is shipped a responsible representative of the company here will go down to the train, deposit the valuables and money in the safe, check it with the messenger and then secure the safe. When the train reaches Memphis, Chattanooga or any other point, another representative of the company, also acquainted with the combination, will visit the car and ascertain from the messenger if there are any valuables or money in the safe for that point. If answered in the affirmative he will open the safe and take out the property. By this system if an express car is attacked by train robbers they will be compelled to blow open the safe, as no matter how much they might desire it, the messenger will be unable to assist them."

Between the Acts.
From Judge.

Theatrical Manager—The play is going splendidly. Your acting has just captured the gallery boys.

Actress (fervently)—The gods be praised!

D. J. HENNESSY MERCANTILE CO.

We now occupy Two Large Rooms devoted to the following lines, in all of which we are ahead of our competitors.

<p>Dress Goods, Silks, Plushes, Velvets, In Styles, Qualities and Prices that Cannot Be Beat.</p>	<p>Flannels, Linens, Sheetings and House Furnishings Marked at Prices That Must Sell Them.</p>	<p>Handkerchiefs, Gloves, Laces, Trimmings, Buttons, Etc., In all the Latest Novelties.</p>	<p>Ladies' Wraps and Jackets for Street Wear, Embracing all the Latest Styles. In this Department we will from this time give a 20 per cent. discount from marked prices.</p>
<p>Men's Clothing, Suits, Overcoats, Chinchilla Coats and Vests, at Lower Prices than asked elsewhere. 10 Per Cent. Discount on this line for Balance of December.</p>	<p>Men's Underwear and Overshirts, Gloves, Ties and Gents' Furnishings. We Claim to Sell at Rock-Bottom Prices.</p>	<p>Boots AND Shoes, Hats AND Caps, Rubber Goods, Etc. The Largest Stock in the City.</p>	

Holiday Goods! Holiday Goods! Carpets! Carpets!

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