

THE BUTTE OFFICE

OF THE STANDARD
Is in the New Windsor Hotel Annex, No. 21 East Broadway. The telephone number is 258.

Advertisements will be received at the Butte office of the STANDARD till 8 o'clock P. M. for insertion in the following morning's paper.
The STANDARD is delivered to Butte subscribers early every morning.

BUTTE RAILWAY GUIDE.

Table with columns for Montana Union, Montana Central, Northern Pacific, and Butte Current Notes. Includes departure and arrival times for various routes.

LAW AND THE LITIGANTS

Grand and Petit Jurors for the Present Term of District Court.

PERSECUTION OF CHINESE

Charges of Cruelty Toward Mongolians to be Investigated—A Suit for Breach of Contract.

BUTTE, April 18.—In Department II. of the district court this morning the grand and petit jurors were called for the present term. Out of the first venire for the latter qualified to act as jurors and a venire was issued for 24 additional jurors, and returned to-morrow morning. Three men who had been summoned, failed to appear and attachments were issued for them.
Out of the venire for grand jurors seven were selected to serve, as follows: William Woodward, J. A. Fraser, George W. Irvine, H. O. Light, F. E. Miller, T. J. Trull and J. R. Russell. The court appointed Mr. Irvine to act as foreman and then delivered instructions. Judge Penbertson stated in his address that the principal reason for the calling of a grand jury was on request of Governor Toole to investigate the Chinese question. "It is alleged," said the judge, "that the Chinese of Butte are not protected in their business interests, and special laws have been made to that effect by Chinese officials to the government at Washington, and from there to the governor of the state. There is no doubt in my mind that this matter has been greatly exaggerated, but to what extent it devolves upon the grand jury to determine by diligent inquiry. If you find that the Chinese of Butte have been abused, their rights violated and their property destroyed, it is your duty to make your report accordingly and place the blame where it belongs without fear or favor. The Chinese, like all other citizens, must be protected. I know of no other particular matter requiring your attention, but you may inquire into anything that is properly brought before you, but no man should be indicted or jeopardized on hearsay evidence."
The jury then retired and began its investigations.
Besides the Chinese question the concert hall matter will be looked into and indictments may be returned against the proprietors.
A Railroad Damage Case.
The damage suit of Donald Mackay against the Montana Union for \$20,000 was called in Department I. this morning for a new trial. Mackay was in the employ of the railroad company as a section hand and while on a hand car running between Hackney and Gregson on July 14, 1889, he was thrown off and had an arm and leg broken and his skull fractured. He has since been supported by the company. He brought suit against the company for \$20,000 damages, alleging gross negligence and carelessness on the part of the company. The case was first tried in July of last year, but a verdict returned for the company. The company gave notice of motion for a new trial, which was argued last November, and a new trial was granted. After considerable trouble this morning a jury was secured and Mackay was put on the stand. He used an ear trumpet for the purpose of assisting his hearing, to which Mr. Shropshire, attorney for the railroad, objected, and said he was willing to make affidavit that on last Saturday he saw Mackay carry on a conversation in a lone tone with his attorney and knew he could hear and understand ordinary conversation at a distance of 20 feet. The objection to the trumpet was made because Mackay placed part of his claim for damages on the allegation that his hearing was destroyed by the accident. The court tested Mackay's hearing and then decided to permit him to use his horn. Mr. Shropshire then made an objection to the introduction of any testimony on the ground that the complaint in the case did not state sufficient facts to constitute a cause for action, as no specific charge against the railroad company had been made. Mackay's attorney consented to a postponement session in arguing the point, and asked the court to instruct the jury to bring in a verdict for the defendant.
After the noon recess Corbett & Wellwood, the plaintiff's attorneys, moved to amend the complaint, and expressed surprise that the objection had not been raised at the previous trial. The court overruled the defendant's motion for a verdict and granted the plaintiff's leave to amend their complaint. The court also said it was the first time that such an objection had been raised at the present stage of the case and he would not indulge the practice, and would instruct the jury to bring in a verdict for the defendant.
Wants \$70,000 Damages.
Willis B. Richards, through his attorneys, Corbett & Wellwood, this morning commenced a suit in the district court against William Owsley to recover \$70,000 for an alleged breach of contract. The complaint in the case sets forth that on October 20, 1891, the defendant and his wife executed and delivered a contract in writing, a copy of which is attached to the complaint, and in which they say that they conveyed to the plaintiff a certain lot at Park and Main streets, valued at \$100,000, and that they desired to put \$100,000 in improvements on it. They therefore authorized W. B. Richards to negotiate a loan upon the lot at the rate of 10 per cent. per annum, and to execute a mortgage on the lot for the amount of \$100,000, in consideration of which service on the part of Richards he was to receive a deed to an undivided lot in the lot at the corner of Main and Park for \$25,000, and to accept in payment notes for that amount, subject to \$100,000 on the \$100,000 mortgage, the note to be payable in one, two and three years at 10 per cent. Richards claims that he so executed the mortgage according to the agreement, but Owsley then refused to execute the mortgage, and rescinded the contract and refused to carry out his provisions, to Richards' damage of \$70,000, for which amount, together with costs, he asks judgment.
Other Court News.
The referee in the divorce case of John W. Kelly against Mary Inez Kelly filed his report to-day. The plaintiff testified that he has lived in Montana for 25 years and was married to the defendant in Butte, Dec. 25, 1887, and has been a good husband to her and provided for a good living to his means, but after a married life of just three months, on March 27, 1888, she deserted him and has since remained absent. He has frequently requested her to return. The marriage said he had never mistreated her and thought a great deal of her and would do nothing to hurt her feelings or make home unpleasant for her, but she did not seem

THEY'RE IN A QUANDARY

Councilmen and the Fire Alarm System Companies.

GAYNOR AGAINST GAMEWELL

Some Litigation May be Caused by the Change Made in Chairmanships of Aldermanic Committees.

BUTTE, April 18.—The question of how to get rid of the Gaynor fire alarm system came up for discussion at the meeting of the judicial committee of the city council this afternoon. The Gamewell apparatus is on the way, and is expected to arrive after the latter part of the week. This committee has asked that the track be cleared so it can put up its apparatus as soon as it arrives. But the Gaynor company refuses to budge. It has been notified to remove its apparatus, but has not moved a peg. It is stated that the company proposes to sue the city, and undoubtedly will do so. Meanwhile the city wants to have the Gamewell apparatus in and at work, but there is not room for both. The Gaynor company offered to sell the Gamewell company its wires, but the Gamewell company refused to purchase them, having contracted with the city to put in an entirely new apparatus, and preferring to do that anyway in order to insure a system that would work well. Alderman Pascoe said he knew of no place where the Gaynor apparatus could be stored if the city took the responsibility of taking it down, and besides the company might in that case have a suit for damages. After talking the matter over pretty thoroughly it was concluded to notify Mr. Wellcome, attorney for the company, through the mayor, to remove their apparatus at once.
The matter of the expense of \$2,500 incurred by the city last December in purchasing the roasts of the Boston & Montana company, was also discussed by the committee. It was expected that a bill would be introduced by Council superintendent of the Boston & Montana company, for the cost of this work, but so far as known the matter has been delayed. The committee decided to instruct Messrs. Mueller to present the bill to Thomas Couch at once and endeavor to obtain payment.
It was decided to have the fire ordinance in regard to fire district No. 2 amended in regard to the erection of frame buildings. According to the ordinance it was provided that frame additions and frame buildings might be erected in this district with the consent of the building inspector, and one of two frame buildings were permitted to be erected in this district on account of this provision in the ordinance. It was deemed best to revise this provision and not permit any buildings or additions to buildings to be erected except of brick or brick veneered.
The petition for the appointment of a plumbing inspector, referred to the committee, was by the committee referred to Hon. Lee Mantle and the incoming council.
The matter of grades in West Park street was referred to the city engineer.
The chairmanships of the aldermanic committees will be in the hands of the republicans this year, and it is understood that the chairmanships have been slated as follows:
Chairman fire committee, Alderman Pascoe.
Chairman street and alley committee, Alderman Campbell.
Chairman finance committee, Alderman Madsen.
Chairman ways and means committee, Alderman Grandey.
IT WAS FORGOTTEN.
The Keeper of an Hotel Cashes a Worthless Check.
BUTTE, April 18.—The check forger who has been victimizing saloon men and others for several months, seems to be a gentleman of not very expensive tastes, judging from the small amounts of his forgeries, which have at no time yet reached a very large amount. Saturday is his favorite day, probably for the reason that he thinks his checks will not be presented at the bank always that of Clark & Bro., until the following Monday, thus giving him ample time to escape. To-day it leaked out that Isaac Bechtel of the Clarence hotel was the latest victim of the rascal. Last Friday night he appeared at the hotel and asked for and obtained a night's lodging. The following morning he ate breakfast, and when ready to leave the house, tendered a fifteen-dollar check. The check purported to have been drawn by one of the contracting firms doing railroad work, in whose employ the forger was supposed to have been, and was made payable at the bank of W. A. Clark & Bro. The check was cashed and was found to be a forgery, and Bechtel and the police are looking for the forger.
If you want your denjohin filled go to McCormick & Hughes.

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O. K. LEWIS & CO.,

WE THANK

A Shipment of New and Elegant Jackets and Capes.

Prices \$2.50 to \$5 Lower Than on Main Street.

We received a large number of Ladies' Jackets and Capes yesterday which include many novelties not before shown in this city. We will be pleased to have you examine them as they are correct in every particular and the prices are several dollars less per garment than you would have to pay on Main street. Indeed, as a matter of fact, there are garments in this last shipment that you can't find elsewhere in this city at any price. In the matter of presenting the most advanced novelties in every line we lead. Especially is this true in Wraps, Dress Goods, and the many small accessories which go to complete a lady's toilet. We have jackets and capes at \$5, \$7, \$10, \$15 and \$20 each, any of which are \$2.50 to \$5 less than Main street prices. You are familiar with such values and we invite you to apply the test.
The Carpet sale will continue this week and these are some of the prices:
Ingrain Carpets at 25c yard..... worth 40c
Ingrain Carpets at 35c yard..... worth 50c
Ingrain Carpets at 50c yard..... worth 65c
Ingrain Carpets at 60c yard..... worth 75c
Ingrain Carpets, Extra Super-fine, at 65c yard..... worth 90c
Brussels Carpets at 25c yard..... worth 65c
Brussels Carpets at 35c yard..... worth 85c
Brussels Carpets at 50c yard..... worth \$1.15
Velvet Brussels Carpet, extra quality, at 55c yard..... worth \$1.25
25 pieces Novelty Silkline Drapery, 3 yard length, Lace Curtains at 75c pair..... worth \$1.00 pair
100 pairs, 3 yard length, extra width, Lace Curtains at 95c pair..... worth \$1.25 pair
50 pairs, extraordinary value, at \$1.50 pair..... worth \$2.50 pair
50 pairs, a great bargain, at \$2.00 pair..... worth \$3.00 pair
50 pairs Fringed Chenille Curtains with hand-some dades, all colors, at \$5.00 pair..... worth \$7.50 pair
500 Fancy Decorated Shades, 7 feet in length, all colors, at 50c..... worth 75c
500 Bordered Brush Mats at 50c, worth \$1.00
100 Road Snowdrift Rugs at 25c..... worth 75c
50 Extra Size Rugs at \$1.00..... worth \$1.75
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TORN DOWN THE FRAME.

Two Men Arrested on a Charge of Malicious Mischief.

BUTTE, April 18.—This morning Benjamin James and S. W. Bradley, two laboring men, were arrested by Constable Lytle and taken before Judge Eddy on a charge of malicious mischief. The complainant is P. J. Hennessy, who charges the defendants with tearing down and removing a gallow's frame, standing on the August 14th, which Hennessy claims belongs to him. The defendants, while admitting that they had torn down the frame, pleaded not guilty, claiming that they were not guilty, claiming that they were doing the work for other parties who claimed to be the rightful owners. The action is the outcome of a long standing dispute between Hennessy and the defendants. The latter company is the right of ownership of the grounds upon which the gallow's frame stood. Hennessy claims to have discovered a hole in the ground and has the right of possession by virtue of this discovery, while the lumber company contends that the hole was an old worked-out placer claim and as such is only valuable for building purposes. James and Bradley gave bonds for their appearance next Thursday evening. Owing to the magnitude of the property in dispute, it is probable that a lengthy litigation in the higher courts will follow to-day's occurrence.

A New Mining Company.

BUTTE, April 18.—Articles of incorporation of the Hercules Mining company were filed with the county recorder to-day. The incorporators are John F. Fitch, A. B. Hart, G. H. Macdonald, Edward G. Thomas and Lewis A. Currel. The objects of the company are to carry on manufacturing, mining, mechanical, chemical and mercantile business; the milling, reducing, refining and treating of ores and minerals, to acquire, buy, sell, lease, improve, mine, work and develop mines and mineral lands containing gold, silver, copper, lead, tin, cinnabar, iron, coal, and to construct and own smelting, reduction and refining works and mills; own townships, operate water ditches and canals for irrigation, power transportation, etc. The corporation, for the purpose of raising necessary funds for the transaction of its business on the acquisition of property, shall have power to execute bonds, debentures, promissory notes or other evidences of indebtedness and secure the same by a mortgage on the property of the company. The amount of the capital stock shall be \$2,000,000, and the number of shares \$200,000 at \$10 each. The term of existence shall be 20 years, and such further period as may be authorized by law. The officers of the corporation are: John F. Fitch, president; A. B. Hart, vice president; G. H. Macdonald, secretary; the officers together with the other incorporators to constitute a board of trustees. The operations of the company are to be carried on in Montana, and more particularly in Deer Lodge county, and with its principal office in Butte.

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BUTTE CURRENT NOTES.

W. W. Bennett is in town from Deer Lodge.
Col. W. Thomas Hart, superintendent of the Bi-Metallic mine, is in the city.
Frank Bear and wife have returned from Los Angeles, where they spent the winter.
The newly elected mayor and aldermen were sworn in by the city clerk yesterday afternoon.
Joseph Massa and Isabella Actis, both of Waterville, were yesterday granted a marriage license.
The funeral of Anna, daughter of Dennis Riley of East Gagnon street, was held yesterday afternoon.
The funeral of Gertrude, daughter of James Lynch of No. 804 North Montana street, took place yesterday afternoon.
The month's business meeting of the W. C. T. U. will be held next Wednesday in the assembly room of the B. B. association at 2 P. M.
Workmen engaged in digging a trench across West Park street near Main, yesterday uncovered a good-sized ledge of free milling quartz.
Sam J. Mills writes the STANDARD to state that he is not the Mills who was concerned in the cutting scrap with Henderson Saturday night.
Bernard O'Neil, who had his right leg badly fractured on Sunday by a mass of falling rock, was yesterday removed from the county jail to the poor house.
J. G. White and A. G. Taylor of the San Francisco Chronicle are in the city preparing for their paper a review of the silver question from a Montana point of view.
J. M. Woodworth of Omaha, one of the attorneys in the Davis case, was in the city for a few hours yesterday morning holding a conference with E. W. Toole of Helena at the McDermott.
Judge McMurry, Justice Muldoon, City Attorney Corbett and Ferdinand Sands have returned from a short sojourn at Boulder Hot Springs. It would, perhaps, be going a step too far to say that they all look improved in health by their visit to the watering place.
The case of the state vs. Frank La Blanche, charged with assaulting Louis Weiss, comes up before Judge Arnold in Judge Muldoon's court this evening. County Attorney Baldwin has sustained Judge Arnold in his position, and says he will either prosecute the case or send some one to look after it.
The Women's Relief corps held a meeting in the Good Templars' hall yesterday afternoon, at which it was decided to give a rainbow social and collation on Wednesday evening, April 27, in the L. O. G. T. hall. A programme of vocal and instrumental music will be rendered, after which dancing will be in order.
A letter received by President Coxan last evening from W. J. Stevenson of Bozeman, secretary of the state league convention, states that the six clubs have already made formal application for membership and that the applications from Great Falls and Phillipsburg were accompanied by the first payment of \$50.
A delegation of firemen, headed by Assistant Chief Cameron, went to Anaconda last evening to take in the festivities of the grand Easter ball given by the Anaconda fire department. The Anaconda boys have a reputation of never doing anything by halves and their visiting brethren left with the full expectation of being entertained in princely style.
The placer miners earnestly hope for a good heavy rain to wash away the snow and make it possible for them to get at their claims, as the snow is so deep that miners cannot get into the mountains with supplies, and they express the fear that unless a rain sets in, or the weather turns excessively hot, which is hardly to be expected, they will not be able to get to work before June or July.

Real Estate Transfers.

BUTTE, April 18.—The following transfers were recorded at the office of the county clerk since our last report:
W. J. McNamara to Mary A. Adams, \$100.00
J. W. Taylor et al. to John Purcell, \$100.00
Henry addition and lots 2 and 3, block 2, block 4, Lavin's addition, \$500.00

The Rent.

Rooms in rear of Union Pacific, formerly occupied by Gamble, Nicholls & Co., as real estate office. Apply at Union Pacific office.

O. W. Blain, past grand chief temple of Michigan, will speak at the Good Templars' hall on Monday and Tuesday evening, beginning at 8 o'clock. Mr. Blain is an eloquent speaker and an earnest worker. Come and hear him.

All ladies desiring fashionable dress-making and a perfect fit call on Mrs. Mann, room 35 upper floor, Cobban house, East Broadway.

Lunch served at the Acme from 12 m. to 2 p. m., 25 cents.

Private and chronic diseases treated by Dr. Norcross, new Jersey block.

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10-Inch Feather Busters.

This Week Only 25 CENTS.

Light Green, Pure Olive Oil.

CASTILE SOAP,

Imported. An Article Hard to Get, \$1.25 A BAR.

West Side Pharmacy,

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WE make the statement over our signature, that we carry the best of drugs. On this line of goods confidence is the main thing. We have built up a fine trade. It would have been impossible for us to do so if we had not won good will and faith. We shall continue to merit them. It is our aim to supply our townspeople with drugs at the lowest possible margin.

D. M. Newbo Drug Co.,

Wholesale and Retail Druggists, 119 NORTH MAIN ST., Butte City, Mont.

THE COTTAGE HOTEL

Cor. Colorado and Galena Sts.

This hotel will be run on the European plan, in a strictly first-class manner. Rooms light, newly papered, painted and furnished throughout. Every convenience for the comfort of guests. Rates liberal. Now open under the management of

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