

OVER THE POULIN LODGE

Interesting Suit Involving Right of Way for the B. A. & P.

GETTING AT THE VALUE

Judge McHatton is Spending Some Busy Hours Listening to the Disputes of Corporations and People.

BUTTE, Jan. 10.—The condemnation suit of the Butte, Anaconda & Pacific against William McNamara and Kate A. McNamara, owners of the Poulin lode mining claim, came on for trial before a jury in Judge McHatton's court this morning on an appeal of the defendants from the award of the commissioner for a right of way over the mining claim. W. W. Dixon appeared as attorney for the railroad and E. B. Howell for the defendants. The jury selected was composed of John O. Jones, Thomas McCrimmon, Peter McCabe, V. C. Whiting, C. R. Tucker, C. W. Ellingwood, W. O. Roberts, Adolph Reichle, A. W. Noble, William Woodward, Thomas Gray and R. G. Huston.

The right of way over the Poulin lode is 375 feet long by 30 feet wide, with four feet additional taken from the Montana Union right of way, with which the B. A. & P. runs parallel. The commissioners awarded Mr. McNamara \$370 as the value of the ground actually taken, which Mr. Howell told the jury was grossly inadequate. The attorney stated that the defendants would not claim that the ground not taken was damaged more than it was benefited and that the testimony would be confined to the value of the ground actually taken. T. T. Baker, a civil and mining engineer, was the first witness called and Mr. Howell asked him as to the value of the whole Poulin claim in order to arrive at the value of the right of way. The question was objected to on the ground that the defendants' disclaimer of damages and benefits precluded them from introducing testimony as to the value of the whole claim, and a long argument followed, after which the judge took the matter under advisement until the afternoon session, at which time he sustained the objection, basing his ruling on a supreme court decision to the effect that the market value of the ground was the basis of determining the price to be paid for it. The value of the ground must be fixed independently of its value to the mine or to its owner, or what it is worth to the railroad.

The witness said it would be impossible to fix a value on the ground under such circumstances, as its principal value was in reference to the Poulin mine. However, after a great deal more argument and a number of questions put in different forms, Mr. Baker said that the right of way was worth at least \$3 per running foot or \$1,125 for the 375 foot lot. Jacob Schwenk testified that the Stella and Carrie mines, which adjoin the Poulin, would require more dumping ground than what they now have if they should be developed to any great extent and the ground in controversy would be valuable for that purpose. He also testified that the ground would be worth \$4 or \$5 per running foot. Other witnesses for the defense testified to about the same state of facts. The trial of the case was not concluded when court adjourned this evening.

A transcript on an appeal in the case of Charles Swanson against D. J. Hennessy was filed to-day by the defendant. The plaintiff had secured judgment in a South Butte justice shop for \$168, claimed to be due for merchandise, silver bill and labor performed. Attorneys George Haldorn and O. J. Blodgett went to Deer Lodge to-day to appear in the habeas corpus proceedings in the case against Louis Byer, one of the three men charged with cattle stealing. Mr. Blodgett is attorney for Byer and Mr. Haldorn has been retained by the Stock association to prosecute the case against Byer and his partners.

THE BOYS WOULDN'T TELL.

Butte's Police Officers Much Concerned About Gold Plated Money.

BUTTE, Jan. 10.—Detective Murphy made a fruitless search to-day for the counterfeiters who have been turning bogus \$5 and \$10 gold pieces loose in the city with a zealous disregard for the pocketbooks of others. An electroplating establishment in East Galena street, which has been under suspicion for some time, was thoroughly searched without finding anything that would indicate that it was the manufactory of the bogus gold pieces. It is now believed that the work is being done by a Chinese jeweler. The officers have been so far unable to locate him on account of the fact that he carries his kit of tools around with him instead of having a regularly established place of business. A close watch is being kept over his favorite haunts and the police have expectations of catching him unless he has left the city, which is hardly probable. The three boys who were arrested yesterday for having passed three of the electroplated nickels on the proprietors of the Pine Tree saloon were turned loose this afternoon. They were placed in the sweat box this morning and again this afternoon just before they were turned out, but they were more than a match for the officers who tried to pump them. They would not say anything resembling a close description of the men who gave them the gold pieces and rattled off all kinds of fairy stories with the ease and grace of old timers. There is no doubt that the counterfeit gold pieces are being scattered around town promiscuously and merchants should exercise due caution in handling gold money.

Notices of Mineral Locations.

BUTTE, Jan. 10.—Notices of the following mineral locations were filed with the county recorder to-day:

- Standard lode, on the west fork of Wicypup creek, Camp Creek district, by Duncan McKelvie and others.
Best placer, adjoining Freeman's ranch, by D. Dorais and others.
Reliable lode, Camp Creek district, adjoining the Trippe claim, by Edward Maloney and others.
Sleeper placer, a quarter of a mile west of Backer, by Thomas Ford.
Lammy lode, Summit Valley district, adjoining the Vesuvius on the west, by John P. Walsh and others.
Effia lode, a half mile north of Spier's park, on the east side of Brown's gulch, by John Ruffa.
Gold Queen placer, unknown district, by Peter Avare and others.

Real Estate Transfers.

BUTTE, Jan. 10.—Deeds in the following real estate transfers were filed for record to-day:

- Affidavit to Jacob Graf, a lot of ground in Walkerville, \$ 300 00
Jacob Graf to Emma Moulder, a lot in the city of Butte, 900 00
J. J. Reynolds to Edward W. Leitch and John Shuler, sheriff's deed, under execution, the First-class, Best, Home and Mountain lode claims and quartz mill, 2572 10

MR. STEERE'S IDEAS.

He Writes In Defense of His Course at the State Association.

To the Editor of the Standard:

In the Butte department of the STANDARD of the issue of Dec. 30 appears an article under the caption of "Steere's Scheme Slaughtered." I would respectfully ask permission to reply to the same through the columns of your paper. First, Mr. Hendricks seeks to convey to the people at large and especially the Butte school board, that the teachers of Butte were slighted on the programme of the State Teachers' association lately held at Livingston. Prof. S. A. Merritt of the Helena high school was the chairman of the executive committee and Mr. Hendricks of Butte and Mr. Moneal of Livingston were the other members. If I am correctly informed, and I believe that I am, the conduct of Mr. Hendricks in the preparation of the programme for the recent association was too puerile to bear repetition. I read all the correspondence between Mr. Merritt and Mr. Hendricks. Anyone who will but investigate the facts in this case can readily see where the blame lies. I know that Prof. A. C. Nowell of Butte will not deny that he was invited to prepare a paper upon one of the most important subjects now before educational bodies, viz: "A Review of the Report of the committee of Ten," but declined as he thought he would be in Salt Lake City at the time of the State Teachers' convention. Another letter, so Professor Merritt states, was addressed to "The Principal of the High School, Butte, Montana, in care of Miss Fannie Corbin." This was intended for Professor McKay, but that became of it is unknown, as it was never answered. Another letter was mailed to Miss Fannie Corbin, the assistant principal of the Butte high school, and her reply is given herewith in full, which Professor Merritt has kindly handed me, should any one wish to see the original, he may do so by calling at my office.

PUBLIC SCHOOLS.

BUTTE, Mont., Nov. 21, '94.

Mr. S. A. Merritt, Helena, Montana: DEAR SIR:—Your letter received. I regret that I am unable to comply with your request. There is hardly time for preparation as our time is occupied with other work. Hoping that the association may prove a success, and thanking you for your courtesies, I remain, yours respectfully, FANNIE CORBIN. In regard to the school law I have this to say: Early in the morning of the last day of the teachers' convention some one made a motion, which was carried, "that the discussions on all papers be limited to 10 minutes." Then came Mrs. Hovey's paper, followed by Professor Leeman of Miles City, and President Danforth of Deer Lodge. When the association convened in the afternoon the gentleman servant gave his assigned paper on "Needed school Legislation." After two or three had spoken upon the subject and consumed the allotted time, Mr. Hendricks asked the consent of the assembly for five minutes' time. It was voted and the president "politely informed" him to that effect. After speaking seven minutes about the code commission mentioned, Professor Merritt moved that "the gentleman's time be continued indefinitely." This was carried. The gentleman wanted to annihilate the state board of education because he did not want said board to have control of our state institutions. Our state constitution, in article XI, section 11, is as follows: "The general control and supervision of the state university and the various other state educational institutions shall be vested in a state board of education, whose powers and duties shall be prescribed and regulated by law. The said board shall consist of 11 members, the governor, state superintendent of public instruction and attorney general being members ex-officio, the other eight members thereof shall be appointed by the governor, subject to the confirmation of the senate, under the restrictions of law and restrictions to be provided by law."

I had advocated and still maintain that the text-book question be placed in the hands of the state board. Mr. Hendricks held that this should not be done, as the board was a "political body from bottom to top." Such men as Superintendent Kern of Anaconda, Superintendent Young and Professor Merritt of Helena, Superintendent Harmon of Bozeman, Superintendent Largent of Great Falls, Superintendent Hamlin of Missoula, Superintendent Charles of Miles City, and all others, except Mr. Hendricks, believe that the text-book question should be left to the state board. Louisiana, New Mexico, North and South Carolina, Texas, Virginia, West Virginia, Georgia, Delaware, Connecticut, Nevada, Washington, Oregon, California and Montana include nearly every state in the union that has a state board of education and most of them have lately revised their laws in regard to this text-book question. In Wyoming's recent state constitution, Article VI, Section 11, may be found the following restriction: "Neither the legislature nor the superintendent of public instruction shall have power to prescribe text books to be used in the public schools." Out of these 16 states Montana alone leaves the settlement of this question to the legislature. Does this look like "Montana will do what no other state has done?" On the contrary, by the adoption of the plan suggested by this department, Montana will be but following the lead of other and older states in the practice of a system that is universally commended.

E. A. STEERE, Superintendent of Public Instruction, Helena, Jan. 8, 1895.

J. Chauvin Gets the Medal.

BUTTE, Jan. 8.—J. Chauvin is in receipt of the bronze medal awarded him by the mid-winter fair commissioners for the most valuable and largest private mineral collection display which went to make the Montana exhibit the finest at the fair. The medal is wreath-shaped, surmounted by the American eagle, resting on the rays of the setting sun. At the base is a bear, in relief, resting on a star, with the words "Eureka 1894." The wreath is raised with growing fruits, grapes, oranges, pears and flowers, making a striking and handsome medal. Mr. Chauvin's collection consists of more than 6,000 specimens, selected with care, the weight of which was two tons and was valued at \$5,000.

African Bonanzas.

The South African mines are attracting the attention of gold seekers. By special arrangements with the American and Union steamship lines persons desiring to visit the cape district can be ticketed through from Butte to Capetown, Johannesburg and other South African points, via the Great Northern railroad, at very low rates. Sailings can be made from New York to connect with steamer leaving every Saturday from Southampton. Those wishing to visit friends in England may be permitted to stop over. Send to the undersigned your name, address and date you desire to start, in order to arrange booking with next party leaving. J. E. Dawson, general agent, 106 Main street, Butte.

Ladies' strap sandal evening slippers.

\$1 up, at Dan Lewis', 31 W. Park street, where big cut price sale is going on.

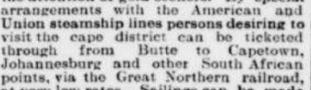
The Butte, Anaconda & Pacific is the shortest line between Butte and Anaconda. Free street car tickets.

Big stock of skating shoes at Dan Lewis', 31 W. Park street.

Great sale of men's fine shoes at Dan Lewis', 31 W. Park.

Go to the Rink oyster house and get the best cup of coffee you ever had.

Awarded Highest Honors—World's Fair, 'DR'



DR. WILLIAMS' PINK PILLS FOR PALE PEOPLE.

Most Perfect Made.

A pure Grape Cream of Tartar Powder. Free from Ammonia, Alum or any other adulterant.

40 YEARS THE STANDARD.

D. J. Hennessy MERC. CO. Large decorative advertisement for the mercantile company.

Our Annual Inventory Sale Commenced Saturday, Jan. 5.

- SILKS and DRESS GOODS
32 inch Colored China Silks, regular price 90c a yard, now 50c
24 inch Colored Japanese Brocade Silks, reg. price \$1.25 yd 50c
20 inch Colored Japanese Silks, regular price 50c a yard, now 25c
38 inch Colored English Cashmere, regular price 40c yd, now 25c
36 inch Colored English Cashmere, regular price 25c yd, now 15c
44 inch Novelty Dress Goods, silk and wool, reg. price \$1.50 yd 85c
44 inch Novelty Dress Goods, silk and wool, reg. price \$1.75 yd \$1
42 inch Novelty Dress Goods, all wool, reg. price \$1.25 yd, 70c

- Bargains in Fancy Trimmings
One lot, Eight Colors, Fancy Beaded Gimps, regular price \$2 and \$2.50 a yard, now 50c
One lot, Nine Pieces, Colored Silk Gimp, regular price 20c and 25c a yard, now 10c
One lot, Thirteen pieces, Colored Silk Gimp, regular price 50c and 75c a yard, now 15c
One lot, Twenty-four pieces, Colored Silk Gimp, regular price 10 and 15c a yard, now 5c

- BARGAINS in DRESS GOODS
Six pieces 50 inch Fancy Covert cloth, regular price, \$1.25 yard, 85c
Two pieces 50 inch Fancy Dress Goods, regular price 75c a yard, 50c
Eight pieces 38 inch Fancy Dress Goods, reg. price 50c, 60c a yard, 30c
50 inch all wool Cheviots, navy and black, reg. price 75c yard, 50c
Fifteen Handsome Pattern Suits at exactly half price. Bargains in Every Department.

D. J. Hennessy Mercantile Co BUTTE, MONT

NELLIE McHENRY.

She Will Appear in Butte Next Wednesday Evening.

BUTTE, Jan. 10.—Next Wednesday night Nellie McHenry, the bright and clever soubrette, will appear at the opera house, presenting for the first time here the farce comedy "A Night at the Circus." Miss McHenry needs no introduction; she is well remembered as the chief fun-maker in Salisbury's Troubadors. "A Night at the Circus" is from the pen of H. Grattan Donnelly, author of "Natural Gas" and "Darkest Russia," and is said to be brimful of bright music and clever specialties. Miss McHenry will be seen in the dual role of twin sisters, one a dashing circus rider, the other a demure little governess. The circus rider, imagining that she is ill treated by her manager, falls to appear. The manager, knowing that without his star equestrienne the circus is ruined, attempts to compel her appearance by legal means. In order to avoid arrest, the circus rider assumes the dress of her sister and takes her place as the governess. Of course she creates a sensation in her new position. She teaches the girls to sing and dance, induces two married women to attend the circus in the garb of circus riders, where they meet their husbands disguised as circus performers, and then assumes her own character in time to offer explanations and prevent a serious family quarrel. The company supporting Miss McHenry is said to be unusually clever in a musical and specialty way.

McLaughlin Is Out of It.

BUTTE, Jan. 10.—An old fellow named McLaughlin, who has been an inmate of the poor house for some time, wandered away from that institution yesterday and last night was picked up in the street drunk and helpless. He was sent to the county jail, and to-day the matron of the poor house was notified as to the whereabouts of the strayed pauper, but she refused to send for him because there is a rule which says that an inmate who runs away from the poor house cannot come back again.

F. Company Attention.

All members of Company F, First Regiment, N. G. M., are hereby ordered to meet in the armory at 2 p. m., Sunday, Jan. 13, 1895. By order of WM. L. HILL, Captain Commanding.

Take your prescriptions to Fosselman Drug Co., 43 E. Park street.

Honey, Honey, Honey.

Pure honey, homemade bread, fresh ranch eggs and creamery butter at the Southern hotel. Meals 25 cents.

The Rink oyster house serves oysters and shell fish in any desired styles on short notice.

For glass, go to Schatzlein's 14 West Broadway, Butte.

It Does Not Cost Anything To try Parks' Sure Cure. A specific cure of all diseases peculiar to women. Ask your druggist our guarantee plan. Sold by Smith Drug Co. and Farchen D'Archeul Drug Co.

Make a Note of This.

Beginning Monday, Dec. 31, the Northern Pacific trains to and from the east will arrive at and depart from the Northern Pacific local depot instead of from the Montana Union depot, as formerly.

The Northern Pacific trains to and from the west will, however, arrive and depart from the Montana Union depot.

This distinction should be carefully kept in mind by those leaving Butte on the Northern Pacific. There will be no change in time.

We ship our shell fish and get only the best at the Rink oyster house.

For wall paper, go to Schatzlein's 14 West Broadway, Butte.

Begin the new year with a Kimball piano and you'll be happy all your life.

Millinery.

New line of opera bonnets just received at Miss Gilbert's, 80 West Park street.

Save money—buy your pianos at Orton Bros.

The "Kimball" pianos and organs are in the lead.

Shortest line, best service, elegant equipment, on the Butte, Anaconda & Pacific railway. Street car tickets free.

The Kimball Piano.

High grade up to date.

Thoroughly constructed, attractive in appearance, brilliant in tone, fully warranted at wholesale price. Orton Bros., 335 North Main street.

Ten dollars a month buys a Piano at Orton Bros.

ASSIGNEE SALE

An Immense Line of MEN'S FURNISHING GOODS Must be Sold Regardless of Cost. Attend the Auction Every Afternoon and Evening.

Note Our Prices in Groceries

- Best Dakota Flour, per cwt. \$ 2 25
Teas per lb. and upwards. 25
Sugar, 15 pounds. 1 00
All packages, Coffee, per lb. 10
Washing powders, per lb. 10
Lamp Glasses, 4 for. 25
Bird seed, 4 lb package. 5
Soda Biscuit, per lb. 5
Ginger Snaps, per lb. 5
Eating, pine bottles. 10
Lard, Hams and Bacon, per lb. 11
New Orleans Sugar Syrup, per gal. 67
Rouled Oats, 31 lbs. 1 00
Buckwheat, 25 lbs. 90
Graham Meal, 25 lbs. 50
Corn Meal, 25 lbs. 60

THE GREAT 311

75 E. Park Street, Butte.

Pete Sanger, Assignee.

Montana Rheumatic Remedy.

Positive cure for Rheumatism and Neuralgia. For sale by all druggists.

JOS. F. MURRAY, Box 557, Butte.

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Furniture, Stoves, Crockery and House-Furnishing Goods at the Correct Price.

Furthermore, We Back Our Assertion With a Practical Demonstration of the Fact.

Here's a Solid Oak, Cobble Seat ROCKER, Genuine Leather.

Here's the Price, \$3.50

KENNEDY FURNITURE CO., Butte.

ARTIFICIAL TEETH.

The finest teeth made on rubber for \$10 per set. Cannot be duplicated in the States. Every plate fully warranted. No charge made unless perfectly satisfied. PAINLESS EXTRACTION. We guarantee to extract any number of teeth absolutely without pain. No injury to the patient or bad after effects.

Crown and Bridge Work.

We use the latest and most approved method of crowning and bridging teeth, and at prices that everybody can afford. Teeth filed without pain by the only known method. Let us quote you prices on anything you require in dentistry.

WILLIAM H. WIX, D. D. S. Graduate University of Pennsylvania.

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WOOD! WOOD!

Big Coal House, Cor. W. Park and Academy Sts., Butte.

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