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The Paducah Sun.

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VOL. XVI. NO. 130.

PADUCAH, KY., TUESDAY, MAY, 31, 1904.

10 CENTS PER WEEK.

JUNE 20TH IS FIXED FOR PORT'S FALL

Japanese Attack Will Begin on the 15th.

Japanese Vessels Reported Damaged By Shells From the Port.

DALNY NOT ENTIRELY RUINED

London, May 31.—A dispatch to the Chronicle from Tokio says it is expected an attack on Port Arthur will begin June 15. Correspondents leave Tokio June 10 in time to see the capture of Port Arthur, which is expected to occur about June 20th.

JAP GUNBOAT DAMAGED.

Chefu, May 31.—Japanese gunboat No. 3 according to a report received here, was damaged by shells from the Port Arthur forts Monday. The gunboat reconnoitered near the shore and drew fire from the fortress, which killed one of the petty officers and injured three others. One gun was badly damaged.

JAPS CAPTURE A PASS.

Chefu, May 31.—A Manchurian merchant here claims he has information that the Japanese have occupied Motien Ling pass in the mountains a hundred miles northwest of Feng Huang Cheng, and directly east of Liao Yang. This is the only pass through the mountains on the road to Liao Yang, and it had long been expected that the Russians would take a firm stand there to prevent a further advance of the Japanese.

WOUNDED JAPS EMBARK.

Rome, May 31.—A message from Tokio states that nearly all the guns captured by the Japanese at Kinchow are in excellent condition. Two thousand wounded Japanese have been embarked at Kinchow for Japan.

RUSSIA ORDERS SUBMARINES.

Berlin, May 31.—It is stated that Russia has ordered ten submarine boats from the Holland company at Boston. A heavy premium is offered for each boat completed by November.

WILL NOT MARCH ARMY.

St. Petersburg, May 31.—It is denied here that General Kuropatkin will attend the salvation of Port Arthur by marching a large army down the peninsula as reported.

CONDITION OF DALNY.

Washington, D. C., May 31.—The Japanese legation received the following officially from Tokio today: "General Oku, commander of the army operating against Port Arthur, reports that our troops occupied Dalny, May 30. Over a hundred warehouses and barracks, besides the telegraph offices and railway station were found uninjured. Over 300 railway cars are usable but all the railway bridges in the neighborhood had been destroyed. The docks, piers, except the great pier which was sunk, were uninjured. Some steam launches were also sunk at the mouth of the dock."

JAP VESSELS LOST.

Makden, May 31.—A report reached here today that the Japanese lost a gunboat and two torpedo boats in the attack on Port Arthur Saturday. The attack was made in an attempt to block the harbor at Port Arthur.

ORDERED AWAY FROM LIAO YANG.

St. Petersburg, May 31.—Dispatches from Liao Yang state that women and children are being ordered away from Liao Yang and Mukden.

MERCHANTS' BANQUET.

The Retail Merchants' association will tomorrow evening hold a social session and banquet at the Knights of Pythias hall, and Colonel J. J. Dorian, formerly a regular member but now an honorary member, will preside as toastmaster. Colonel Dorian was disqualified as a regular member when he retired from business to accept the position of city treasurer, but has since been an honorary member. A pleasant evening is anticipated.

GUNBOATS ARRIVE AT TANGIER TODAY

Four U. S. Vessels There to Get Release of American.

Tammany to Let Up In Its Fight on Parker—Ohio Man Kills Family.

PHILADELPHIA RACE RIOT

Washington, D. C., May 31.—It is likely that the United States will ask France to co-operate in the effort to rescue Perdicaris, who was kidnapped by bandits in Morocco. France stands well in Morocco and it is believed can do much. A dispatch from Tangier reports that the American gunboats Marietta and Castine arrived last night. This makes four American vessels at Tangier in the effort to effect the release of Perdicaris.

KILLED BY PEAS.

New York, May 31.—Guiseppe Obraccio, his wife, Marie, his daughter, Angelina, 18 years old, and his sons, Vincent, 14 and Antonio, 11, had a can of peas for supper. A short time later they were taken ill and rapidly grew worse. A physician advised that the family go to a hospital, but they refused. Saturday the elder son died, today Angelina died, and Antonio is beyond help.

TAMMANY COMING ROUND.

Atlantic City, N. J., May 31.—Boss Murphy, of Tammany has had nothing to say since Cleveland came out in his last interview about Judge Parker. It is believed now that Tammany will withdraw its objection to Judge Parker.

FIVE IN RACE RIOT.

Philadelphia, Pa., May 31.—Five persons were seriously hurt yesterday afternoon in a race riot here, and a score or more were roughly handled. The police have not ascertained the cause of the trouble.

KILLED WHOLE FAMILY.

Cambridge, O., May 31.—Andrew Messer killed his young wife and year old child and then killed himself. Domestic difficulties were the cause.

LOCAL DIVORCES

Judge W. M. Reed Has Given Attorneys Due Notice.

Must Have Good Grounds and Strong Proof.

Circuit Judge W. M. Reed has informed local attorneys from the bench that he will during his term of office require the strongest of proof to sustain the best of grounds before granting divorces in his court.

He will grant no divorce on flimsy allegations, and will stop the practice of bringing suit for divorce on trivial grounds with the expectation of getting a decree on slim proof.

The attorneys seem to all understand that they must have good grounds, and support the allegations with the strongest of proof.

ANOTHER SUICIDE

RESULTS FROM THE GILLESPIE CASE AT RISING SUN.

Rising Sun, Ind., May 31.—Tom Moore, living near here, committed suicide today by hanging himself from a beam. He became insane over the Gillespie case.

TOOK MORPHINE.

Mrs. Roland Duncan, wife of a barber, took morphine yesterday afternoon late, it is claimed with suicidal intent, but Dr. Robertson and Hoyer were called and she was in a few hours out of danger. She resides on North Ninth street.

THE CITY MAY HAVE TO SPEND \$50,000

Question in Regard to Sidewalks an Important One.

If the City Has to Pay Half, It Will Curtail Bond Funds \$50,000.

MAY GO TO THE COURTS

The most important question to the city since the brick street proposition came up and bonds were voted last fall for street improvements is that referred to a committee last night by the joint street committee of the general council and Board of Public Works. It has been generally supposed that in reconstructing the streets the city was to pay half the costs of the street proper and all the costs for intersections, but that the property owner was to pay half the costs of the street, and all the cost of rebuilding the sidewalks.

The claim has now been made that the city must also pay half the costs of the sidewalk reconstruction, in addition to half the costs of the streets. This question has been referred to the committee, and a decision is expected shortly.

The reason that the question is of such importance is that it means in the neighborhood of \$50,000 to the city, or vice versa, that much to the property owners.

If it is decided that the entire cost of the pavement must fall on the property owners, the city will be saved this amount. If, on the other hand, it is decided that the city must pay half, then it means \$50,000 less to spend for paving the streets, or about ten blocks less than has been calculated on all the time.

The clause in the charter applying in this case seems to be ambiguous, and various attorneys who casually read it today gave it as their opinion that it might easily be construed either way.

When Attorney J. M. Worten was city solicitor he gave the general council an opinion that the city must pay half the cost of the side walks as well as of the street, but the city declined to accept the opinion and has required the property owners on the blocks paved by Mr. Terrell to pay all the costs. It seems from reports that the matter will have to be taken to the Court of Appeals for a construction of the law.

Further complications will then arise, as those who have already paid the entire cost of the sidewalk reconstruction under the Terrell contract may sue the city and recover half in case the decision goes against the city.

The significance of the question may be readily seen from the following figures:

Approximate cost of one block of brick street,	\$3,600
The city's half,	\$1,800
Cost of granitoid sidewalks, one block	\$1,675
The city's half	\$787.

This \$787 on fifty or sixty blocks of street construction, which is the amount intended to be made in Paducah under the bond issue, would amount to between \$40,000 and \$50,000 and the latter would have to come out of the amount intended to be spent exclusively for the streets proper.

It is not known which way the matter will be decided, but some claim that as the city requires a property owner to pay for building streets and sidewalks originally and to pay for half of the street when it is reconstructed, it is not right, and the law does not expect him, to have to pay all of the sidewalk reconstruction, but that the city should pay half of it as well as of the street.

Others, on the other hand, express the opinion that a sidewalk enhances a man's property in proportion to its quality, etc., and that he should have to pay the entire cost of improving it, partly because it is more a part of his property than

ROUSTER PUSHED OFF JOHN S. HOPKINS

Fell in the River and Was Drowned.

Frank Young, of Evansville, Pushed Overboard by Will Proctor, of Bardwell.

PROCTOR THEN ESCAPED

Frank Young, a negro roustabout on the packet John S. Hopkins, was knocked or pushed off the boat into the Ohio river at Lovers' Leap, just below Golconda, this morning about 7 o'clock by Will Proctor, another roustabout, who escaped at Bayou Mills, Ky., while the boat was landing to discharge freight. The affair was witnessed by more than a dozen roustabouts who did not interfere because they did not think Proctor would shove Young off the boat. Just after Golconda had been left, Proctor and Young got into an argument over Proctor calling Young a namp. Young told him not to repeat it and picked up a lump of coal. Proctor also picked up a lump of coal and Young was working his way towards the head of the boat to escape from Proctor when the latter clinched with him and pushed him towards the edge of the deck. The two men scuffled awhile and finally Proctor broke loose, gave Young a hard shove and struck him in the head with a lump of coal.

The man was evidently rendered unconscious by the blow as he never arose again after falling overboard. The boat was stopped and laid to for more than half an hour. A boat was lowered and the officers of the Hopkins got in and searched, but without success. Proctor jumped off the boat and ran at Bayou Mills and the boat crew was unable to catch him. Officers were notified of the tragedy at Smithland and are on the lookout for Proctor.

Young lived at Evansville, as far as can be learned, and Proctor is said to be a native of Birdsville. The Hopkins was delayed nearly an hour by the affair and arrived here just before ten o'clock.

the street, and adds more value to his property than the street. That if the property owner is made to pay the cost of reconstructing the sidewalk, it will save the city about \$50,000, which may then be spent for the entire city and benefit all the people, instead of being given to a few property owners and used for their exclusive use. At least one member of the board of public works is in favor of the proposition to have the city pay half on the sidewalks, as on the streets. The prospect now is, that rather than thus spend \$50,000 of the bond issue the city will carry the question to the court of appeals for a final settlement, especially as the question will otherwise be up in all street improvements hereafter, if not finally settled now.

VERY SIMPLE

WERE THE SERVICES OVER SENATOR QUAY'S REMAINS.

Beaver, Pa., May 31.—A private service was held at the home of the late Senator Quay this morning and the body then lay in state in the First Presbyterian church until 1 o'clock. The funeral services at 2 o'clock were very simple. A special train bearing the members of the United States senate arrived this morning.

BATTLE RENEWED

ILLINOIS REPUBLICANS BEGIN BALLOTING AGAIN TODAY.

Springfield, Ill., May 31.—The fight for the nomination for governor to head the Republican ticket of Illinois, was resumed this afternoon. The Fifty-ninth ballot was taken shortly after 2 o'clock.

JUDGE PARKER CAN REALLY TALK

Delivered an Address Today to Law Students.

Was Given an Ovation—Munn & Co. Fall Because Clerk Got the Funds.

STOCK MARKET FIRM TODAY.

Albany, May 31.—Chief Judge Parker, of the Court of Appeals, was given a rousing reception by students of the Albany Law School this morning, before whom he delivered a lecture.

BANKRUPT BY A CLERK.

New York, May 31.—The failure of S. Munn Son & Co., was announced on the cotton exchange this morning. The disappearance of a trusted clerk whose books are in an involved condition is given as the cause.

THE STOCK MARKET.

New York, May 31.—The American Smelter was a feature of the stock market today advancing more than one point. The general list was quite firm.

MAY WEATHER

This Has Been a Rather Unusual Month in Some Respects.

Rainfall is Short of That for May Last Year in This Section.

May weather this year has been somewhat cooler than May last year, and the rainfall below the average.

According to the records in Government Observer Bornemann's office, the mean maximum temperature was 76.35 for the month ending today, while last year for the same month it was 81.90.

The mean minimum this May was 51.40 against 60 for May last year.

The highest temperature this month was 95, against 93 for last year, and the lowest this month was 43 against 38 last May, a year ago. The rainfall was 1.21 inches this year, and 3.92 in May last year.

BASEBALL RESULTS

NATIONAL LEAGUE.

Cincinnati 2-7, Chicago 5-4.
New York 4-15, Philadelphia 5-4.
Boston 8-2, Brooklyn 3-4.
St. Louis 13, Pittsburg 0.

AMERICAN LEAGUE.

New York 0-7, Philadelphia 1-4.
Boston 8-7, Washington 2-3.

SOUTHERN LEAGUE.

Memphis-Montgomery, rain.
Little Rock 4, Atlanta 3.
Shreveport 10, Birmingham 4.
New Orleans 6, Nashville 1.

AMERICAN ASSOCIATION.

Morning—
Columbus-Louisville, rain.
Milwaukee 10, Kansas City 1.
Indianapolis 4, Toledo 5.
St. Paul 3, Minneapolis 1.
Afternoon—
Toledo-Indianapolis, rain.
Columbus-Louisville, rain.
Minneapolis 2, St. Paul 7.
Milwaukee 7, Kansas City 6.

MORE RAISES

\$100 A YEAR ADDED TO PADUCAH—POSTMASTERS' SALARIES.

Washington, D. C., May 31.—The salary of Paducah's postmaster has been raised from three thousand to thirty-one hundred a year; Owensboro, twenty-seven to twenty-eight hundred; Uniontown, a thousand to eleven hundred; Mayfield, two thousand to twenty-two hundred; Morgantown, fifteen to sixteen hundred.

DAMAGE ASKED FOR TRADE MARK

Frankfort Concern Sues Loeb-Bloom Co., for \$20,000.

Will of the Late Rev. J. N. Temple, Filed—Circuit and Police Courts.

LITTLE BUSINESS TODAY

W. A. Gaines & Co., of Frankfort, whiskey distillers, today filed suit in circuit court here against Loeb, Bloom and Co., asking for \$20,000 damages for alleged infringement on their trade mark right to "Old Crow" whiskey.

The petition alleges that the plaintiff makes, and has made, "Old Crow" whiskey since 1833, and that the defendant has for some time used the same name for a brand of whiskey of inferior grade.

The petition alleges that the plaintiff has all trade mark rights on this name and prays for a judgment for infringement.

REV. J. N. TEMPLE'S WILL.

The will of the late Rev. James N. Temple was today filed for probate. He has a farm which he divided equally among his five children, Mrs. Sallie Lee Gardner, Mrs. C. H. Brothers, Willie, Robertine and Susan Polk. A provision of the will divided the share of Robertine Polk, now deceased between Mrs. Brothers, Susie and Willie Polk. All other estate owned shall in no way go to Mrs. Sallie Gardner, other provisions having been made for her herebefore.

All the household effects, books, etc., shall go to Willie Polk, the third daughter, and other property shall be equally divided between the youngest three daughters, Nellie, Willie and Susie Polk.

Dr. C. H. Brothers and wife are appointed executors of the will.

POLICE COURT.

Judge Sanders held a brief session of police court this morning. Louis Vaughan, James Vickers and Andrew States, white, were arraigned for shooting within the city limits in Mechanicsburg and the latter fined \$3 and costs and the former two dismissed.

Andrew States, white, was fined \$80 and given ten days in jail for carrying a pistol concealed on his person.

Will Fisher was fined \$30 and given 20 days in jail for carrying a pistol concealed about his person. He is the negro who fought several officers at the city hall and bit several of them.

ANOTHER SUIT FILED.

S. W. Day filed suit against the Palmer Transfer Co., asking for \$5,000 damages for personal injuries sustained in an accident at 12th and Campbell streets when one of the Palmer hacks was overturned and rolled down an embankment.

This is the same accident F. W. McKee was in and McKee last week secured a verdict for \$1,000 damages.

CIRCUIT COURT.

There has been little done in circuit court today, the day being consumed in the case of the Joe Torian against E. C. Terrell. At present time the case was being argued and will probably go to the jury about 4 o'clock.

Bertie Wilson Ross was granted a divorce from Jesse Garfield Ross.

John H. Shoonmaker's administrators and heirs deed to L. S. Dubois power of attorney.

FLOOD BOUND

MANY METHODISTS CAME NEAR BEING IMMERSUED.

Quonemo, Kas., May 31.—Four hundred passengers on three trains are flood bound. Many are delegates returning home from the Methodist conference at Los Angeles. The citizens are doing everything possible for their comfort.

Mr. Charles Reed went to Dawson this morning on business.