

A test case which has attracted widespread attention from stock men was decided on the 23d instant by Chief Justice Sener, of Wyoming. It was that of the United States against the Swan Bros., cattle kings of Wyoming, for fencing public lands. It was twice elaborately argued by able counsel, and after a month's advisement the judge rendered his decision in favor of the government, that fences must be removed. The opinion is a very able one, and apparently conclusive. It cites and relies on the authority of decisions of Lords Elton and Tottenham in England, decisions of the Supreme Courts of Pennsylvania, Georgia, Alabama Wisconsin and Michigan and also the case of the United States against Duluth. The decision concludes that the unlawful fencing of large tracts of land constitutes (1), a great public wrong; (2), a public nuisance; (3), that it is in the nature of perjury at common law, and so is remediable and relievable by the all powerful injunction issuing out of a court of equity more appropriate and consonant with the right of equity and justice than any mere remedy at law or resort to physical force of the War Department.

Under the head "Stealing our Park" the Rawlins, (Wyoming) Journal indulges in a great deal of grumbling regarding a rumored effort that will be made to attach the National Park to Montana for judicial purposes and further states its opinion that it is all a scheme of the Northern Pacific to obtain control of the Park for the benefit of the road. We can not see how attaching the Park to Montana for judicial purposes is to injure Wyoming. At present none but the United States has jurisdiction over the Park and the officers of any county bordering upon it can exercise this United States authority. The Park will never be a part of the public domain and can therefore never belong to either Montana or Wyoming. A better judiciary system is urgently needed for the Park; that is an acknowledged fact. There has never been a regularly traveled road from Wyoming into the Park region and in winter it is cut off from our sister Territory by an impassable barrier. The natural route and beaten path into the Park is through Montana and the greater portion of that region belongs to this territory from its topography: it is the Yellowstone National Park. The portions of Wyoming adjoining the Park are uninhabited and almost uninhabitable. The Yellowstone valley extending to the borders of the Park will soon be the most populous portion of Montana and is already thickly settled. Therefore we conclude that the National Park should be attached to Montana for judicial purposes despite any dog-in-the-manger outcry from Wyoming papers published nearly 400 miles from its borders.

Villard's Guests.

A late exchange contains a complete list of those who will compose the excursion party to view the formal completion of the Northern Pacific. It is the most remarkable aggregation of unadulterated greatness that we have ever seen—greatness dependent upon intellect, wealth, or title. The American division comprises two members of the national cabinet—Teller and Brewster—five resident ministers of foreign courts, United States senators in large numbers, members of Congress almost incomputable, generals ad libitum, a sprinkling of governors and ex-governors, mayors of all the great cities, a fair showing of eminent journalists, railroad owners and officers from the ends of the earth, national and state officials of high degree, presidents of boards of trade and enough monied private citizens to balance the list. California, Oregon and Washington Territory have been frequently remembered in the selection but Maginnis and Crosby will "go it alone" for Montana. The party of over thirty German guests is made up of celebrities none of whom seem to occupy a lower position in the scale of greatness than that of prissy councillor, except it be the artist and newspaper correspondents, who are probably intended for use rather than ornament. On the English list earls, lords, right honorables, lord chief justices, members of parliament, professors and merchant kings vie with each other for first

place in the roll of honor. The whole will make up an excursion party such as has never been seen in the world's history and such as no civilian but Villard could have gathered. The draft of this regiment of nobility from the three greatest nations of the earth is an achievement more remarkable than the completion of the Northern Pacific, which it comes to attend.

The Match Off.

The child of the widow sits upon the knees of her mother's suitor, when the following conversation takes place: Child—"Take out your teeth, Mr. Brown, and let me see them." Mr. Brown—"I can't do that. Nature has fixed them too tightly there altogether." "You are not as smart as my mother. She takes hers out every night before she goes to bed." The result of this interview is that the match is declared off, and that Mr. Brown, like Tony Weller, learns to beware of the widows.

TWICE as many men as women die of pneumonia.

AN ACT

TO PROVIDE FOR THE COLLECTION OF THE SPECIAL POOR TAX OF PERSONS WHO PAY NO PROPERTY TAX.

Be it enacted by the Legislative Assembly of the Territory of Montana:

Sec. 1. It shall be the duty of the respective assessors of the several counties of this Territory to collect the special Poor Tax now required by law of such persons as pay no property tax at the time the same is levied and for the purpose of enforcing such collections the said assessor shall have the power and authority to sue therefor in the name of the Territory of Montana, by attachment or otherwise, and may serve all papers or processes necessary to be served in such proceedings, and be entitled to the same fees as are by law allowed to sheriffs for like services. Provided, however, that such fees shall in all cases be paid by the parties owing such tax.

Sec. 2. And in all cases where the person or persons owing such Poor Tax shall, at the time of the levy thereof by the assessor employed by any individual, company, corporation or association, the said assessor may deliver to the superintendent or other managing agent of said individual, company, corporation or association, a ticket or notice of such levy against such employe or employes, and from the time of the delivery of such ticket or notice to such superintendent or other managing agent, the said individual, company, corporation or association shall be liable to such assessor for such tax to the amount of any sum owing to such employe, and may pay the same to such assessor upon receiving his receipt therefor, and the sum so paid may thereafter be deducted from the wages or salary of such employe or employes by the said individual, company, corporation or association.

Sec. 3. And that for the purpose of making a correct and complete levy of such tax upon the employe or employes of any such individual, company, corporation or association upon the demand of the assessor the said individual, company, corporation or association are hereby required to furnish to said assessor a true, correct and complete list of the names of such employes, and if after such demand the said individual, company, corporation or association shall refuse or neglect for the space of five days to furnish said list, then the said assessor shall immediately proceed to make such levy according to his best information, and after such levy and notice as hereinbefore provided, the said individual, company, corporation or association, as the case may be, shall be liable to such assessor for the whole tax thus levied to the extent of the sum owing the employe.

Sec. 5. That all acts or parts of acts in conflict herewith be, and the same are hereby repealed. Approved February 15, 1893.

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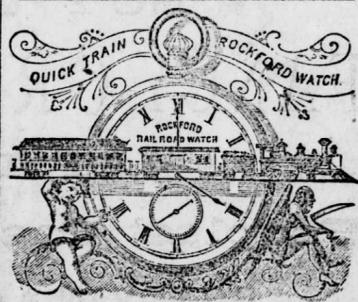
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North of Machine Shops. Very desirable property for investment.

All wishing residence lots, come and investigate for yourselves before purchasing elsewhere, and buy only first-class property. Be sure and do not buy property which will separate you from the best part of the town, and those who have examined the Park and Palace Additions acknowledge them to be far superior to all for residences. We have already sold lots to persons who will build immediately, and in some instances bring their families. We aim to constantly keep houses for sale and rent, thus to accommodate those who wish to go to housekeeping in great haste and not having time to build. We are selling houses very cheap, and wish those who anticipate buying would carefully examine ours, and see for themselves we do not prevaricate.

REFERENCES: A. O. Slaughter, Banker, Chicago; C. Livingston & Co., St. Paul; Citizens' Bank, Topeka, Kan.

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