EPHONE MONOPOLY.

greats Circulating Scandalons Storios.

is fixed Attention From the

s,Feb. 1.—With the activity I Telephone people are alk about the alleged be motives of Secretary other onicers of the inat, and all very plainty e, which is one to test the Bell company to

patent which there is justify the public in obtained by fraud. en who have been and are d in the result of the goytion and now holding the government have acted is a matter for the adminettle in its own way upon its search through etters printed as damaging smed does not enable the to find evidence of criminal by any person who was in who is now in office, and

has to what the issue would ring before Secretary Lamar tasts the voice of scandal d, except in ineffectual whissol, except in ineffectual whissol in ineffectual whissol ineffectual whi mal Improvement Telephone encerned, he says he is est to them. The matter is concern. If the governstered a falsehood in giving for the telephone to Bell the should endeavor to right the Bell is entitled to the patent and, the government suit will

tablish his claim to prioron. Having heard all the ad many briefs, considered arefully and impactially, he med that it will be better for the patent was obtained by Young and Mr. George usel for the companies be Bell Telephone company. elly, and are awaiting the attorney-general as to where be government shall be tried. mys that the issue to be tried a that could be effectively

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me company against the Bell mappely. The issue of fraud, o much depends is made up during marriage by onerous' title is soom numity estate, the burden of proving had two or three gibts in one night and tried to stand off Deputy Sheriff Brooks with most overing all the rights in one until any portion thus acquired is separate that the overing all the rights in one of the wife rests upon the party as serting that fact.

The sittle managooly, possessed of the other burden of preving and the original cases. The sittle managooly, possessed of the other way is a decision of family of the supreme court cand for years, and will not stail unless the monopoly so prepared that its success expecial that its success of the goods are husband in the purchase shows the supreme whate to wait its turn, as is list brought by an individual, you will be supremed that its success of the context of the goods are mingled with hir separate money in the purchase she must be complished to try the case in the list. All of the other cases also for gray was fully in a maner in which he had its wonged, and he was not substitute. All of the other cases also on which the had its wonged, and he was not a meaning the land for all such as possible in the list. All of the other cases also on which the had its wonged, and he was not a meaning the land for all such as possible in the list. All of the other cases also for gray was fully in a maner in which he had its wonged, and he was not a meaning the land for all such as possible in the list. All of the other cases also for gray was fully in a maner in which he had its wonged, and he was not a meaning the land for all such as possible in the list. All of the other cases also for gray was fully in a maner in which he had its wonged, and he was not a meaning the land for all such as possible in the list. All of the other cases and the context of the proving the possible of the proving the

HIGHER COURTS.

Higher Court Decisions.

plantiff for carlog native and a constant state of vigalange against attacks and preparation for any encounter with low, such proof was admissible without proof being first made that the remarks were actually made by the plaintiff. The belief on the part of defendant that these parts were made, by plaintiff which

son, J.

Floxman et al. vs. J. S. & W. M. Rice, appeal from — The plaintiff's petition alleged that he owned land valuable only for its timber; that the only way is which the timber could be utilized was by floating it down a creek to a river, and down the river to a saw-mill; that for these purposes these streams constituted a public highway, and the thoroughfare of the chief industry of that section. He alleged that he had pre-pared his timber for shipment in pared his timber for shupment in manner and that defendant with force and arms, with intent to injure and defend, unlawfully intercepted him in the transportation of Secretary Lagranger in the courts to make the decision of Secretary Lagranger in the courts to make the decision of Secretary Lagranger in the courts to make the instance of the govern in the courts to make the instance of the professional men have adopted, not wholly of course, but largely, Hostetter's to make the instance of the professional men have adopted, not wholly of course, but largely, Hostetter's to make the instance of the professional men have adopted, not wholly of course, but largely, Hostetter's to make the instance of the reference of this change are most important. Now fever and ague sufferers only for the time relieved or half cured, the court of the professional men have adopted the professional men have about reform Not only the public result of the professional men have that the land he was trying to cross was not the property of defendant. Held, if the land over which plaintiff wished to haul his timber belonged to defendant, persistently followed, breaks up the worst

the former only, and the bond was in double that amount. Held, that the plaintiff was not bound to attach for all the amount sued for and court did not err

in refusing to quash the attachment.

The expression "probable cause" has about the same signification in the law that it has in common parlance, and it is not certain lance, and it is not certain that any attempt to clucidate it does not that any attempt to elucidate it does not tend to mystification. The jury were told that they might infer malice from the aussence of probable cause and this is the only way in which the expression is used. For this purpose there was no need of a deficition.

The case of the State vs. Beaty, charged with violation of the local-option law, has created considerable excitement. A strong light was made on the validity of the law. After several days' trial the jury returned as verdict of gullty and assessed the fine at \$200. The defendant, Beaty, then went before the county judge of Haskell county.

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HIGHER COURTS.

by suit, will accomplish their purpose by possession for the requisite time. Reversions Rendered at the Tyler Sitting of Versed and remanded. Opinion by Stay-

S. A. Hackworth vs. Dwyer et. al., appeal from —— in an action to recover damages occasioned by an assent and battery. It was not error to allow the defendant to lessify that different parties had told him of remarks imputed to plaintiff indesting harred and a constant state of vig lauge against attacks and preparation for any encounter with lum, a pertain amount and that unless a re-mittitur was filed for that amount he would grant a new trial. Thereupon counser entered the remittitur. Held, bells on the part of defendant that these remarks were made by plaintiff might exist, whether they were actually made or not, and the belief would act upon his mind in construing the motion as if to draw a pistol which defendant testides was made by plaintiff at the moment of the assault. Did defendant attach to plaintiff at the moment of the assault. Did defendant attach to plaintiff at the moment of the assault. Did defendant attach to plaintiff agostare the signification he now claims to have ascribed to it was the question. He would interpret the gesture in the light of what he believed, and this belief may have been induced by false as well as true report. Affirmed. Opinion by Robertson, J.

Florman at all years of the conclusions of fact and law by the total law or law to fact and law by the total law.

Conclusions of law.—In view of the statute and the rule of court on the sub-ject of the filings of the conclusions of fact and law by the trial judge requiring such cases as are submitted to him to be determined two days before the adjourn ment for the term, it is not ground for striking out the conclusions because the request was not made for them before the judgment was entered. That such request should be made before judgment is certainly the better practice. Motion denied-per curiam.

Throckmonron, Tex., Feb. 5.—Not-withstanding the severe cold weather, the loss of stock in this county has been very light as yet, and the stock being in good condition, it is thought very few will die this winter.

The case of the State vs. Beaty, charged sed. For this purpose there was no need of a deficition.

The affidavit for an attachment cannot be traversed in abatement of the writ. The writ is authorized, not upon a given state of facts, but upon an affidavit to certain facts. The validity of the writ depends, not upon the truth of the facts stated in the affidavit, but upon the fact that they are so stated. The bond protects the defendant. The court erred in refusing to foreclose the attachment ilen, because the statements in the affidavit for the writ were found to be untrue. Judgment feeling whisky since the local-option law became operative. It is the general opinion, however, that the law is good, as the statutory requirements have been substantially compiled with.

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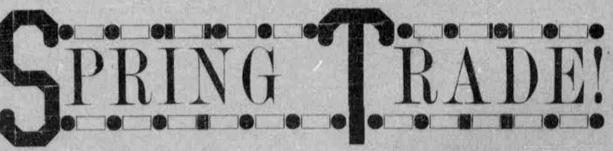
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