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Our \$3 and \$4 Shoes are equal to \$5 ones at other stores. All the new styles and colors.

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THERE are several ways of doing business. One is, to put off any old thing you may have, on your customers. Our way is, to give you just what you ask for, and at prices that defy competition.

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No one wants to pay exorbitant prices for first class goods. We are way down on prices, and know that you cannot find a better class of goods in the state. We would be glad to have you call and examine our stock of

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If you do not want to buy it makes no difference we want to show you what we have.

### F. A. YOST & CO.

No. 7, South Main St., opposite Winfree Bros.

### BANK CASES REVERSED.

MUST PAY JUST LIKE OTHER PROPERTY OWNERS IN THE STATE.

Under a Former Decision the Hewitt Law Was Upheld and the Tax Declared Unconstitutional.

Frankfort, Ky., March 24.—By a vote of five to two, the Court of Appeals this morning rendered a decision overruling the recent bank tax decision, and the effect of which will be to require all banks to pay as other property does.

The court holds that neither the old nor new banks have such a contract with the State under the Hewitt Act, as can not be abrogated by legislative and constitutional enactments.

Hazlrigg and Burnam dissent from the decision of Lewis, Guffy, Du Ruelle, White and Paynter.

It is understood that the cities and counties will get big back taxes, and the State will have to pay back thousands to the bankers.

The decision covers 336 pages of legalcap typewritten, and Judge Du Ruelle has a short separate opinion. Judges Burnam and Hazlrigg have as yet filed no dissenting opinion.

The main decision is a direct reversal of that handed down by Judge Pryor a year ago when the old banks won and the court stood 4 to 3. The Judges say the opinion speaks for itself, and, as a rule, do not care to discuss the unusual occurrence of a reversal of the court by the same court.

A necessarily brief review of the opinion shows that the court holds the State must pay back all but forty-two and one-half cents on the seventy-five cents tax received from banks for four years past; and that all the banks are subject to city and county bank taxes for these years.

The decision of the court effects every bank in the State. It reverses the previous decision, which held that banks should be taxed under the Hewitt law, and subjects all banks to the ad valorem tax.

The facts in the case in brief are that in 1885 the Legislature passed what is known as the Hewitt bill, according to which the banks were to pay to the State 75 cents on every \$100, and were not to be subject to any other taxation.

This was accepted by the banks, and a contract entered into. But in 1893 the Legislature did away with the Hewitt law, and passed a bill taxing the banks according to the ad valorem system without deducting debts. The banks contested this, and they were sustained in their objection by the Court of Appeals, which held that the Hewitt law should hold.

But a number of banks have been formed since 1886, when the Hewitt law was passed, and these are subjected to the ad valorem tax. They sued, holding that they should not be taxed on other conditions than the old banks. These are the cases that were decided to-day.

The Court of Appeals has been changed since 1895, and the decision to-day not only holds that the new banks shall be taxed on the ad valorem system, but also reverses the previous decision, holding that the Hewitt law is unconstitutional and that all banks shall pay an ad valorem tax.

Whether the banks can be made to pay back taxes will have to be decided by further litigation. In all probabilities the case will be further contested and the case will be taken to the United States Supreme Court.

#### Circuit Court Matters.

The case of Jas. Morris, charged with breaking into a store, was continued until next term.

The case of the Commonwealth against Eph Gant, col., charged with malicious shooting, was also continued.

Jim Britton, col., was given 60 days in the work house for hog stealing.

Henry Giles and Jim Black, both colored, were convicted of stealing and sent to the work house for twelve months each.

The damage suit of J. H. Word, Jr., for \$10,000, was tried this week. Mr. Word brought suit against E. D. Rawls, alleging that Rawls accused him of stealing a file, both of them being clerks at the Racket store at the time. Later Mr. J. H. Kugler, owner of the Racket, was made a party to the suit. Word was arrested at the time and acquitted in police court. The case was tried by a jury, but the court dismissed the charge against Mr. Kugler and the jury brought in a verdict of \$500 against Rawls. Word is a young married man who lives in the north western portion of the county, but held a position in the Racket store last summer.

The case of Clifton W. Garrott, charged with murder, was called Tuesday and continued until the 13th day of the June term. Garrott is out on a \$8,500 bond.

A boat of the ill-fated St. Nazaire, containing six dead bodies, was picked up at sea.

### SHY TWO VOTES.

WITH THREE COLDBUGS TO HELP HIM, HUNTER STILL FALLS SHORT.

The Bell Contest Will Come up To-day and Crumbaugh Will be Unseated—Yesterday's Ballot.

Frankfort, Ky., March 25.—The senatorial situation showed no change to-day. The vote stood the same as yesterday.

The Bell-Crumbaugh case was again postponed until to-morrow.

Frankfort, Ky., March 24.—There was intense quiet when Lieut. Gov. Worthington announced the purpose of the joint session and ordered a roll call. This showed only Ogilvie and the deceased Senator absent from the Senate, or thirty six Senators present in all. The House had no absentees. The total attendance was 136 and the number necessary to a choice was 69.

The first votes of Blackburn showed that no stampede was to be attempted to-day.

Senators Clark, Linney and Rumans voted for Boyle again. The sound money Democratic Senators still voted for Davie, and the Senate ballot was exactly the same as yesterday.

The House roll call was watched with even more interest. Baldwin, Napier and Nance voted for Boyle; the sound-money Democrats scattered as on yesterday, and the House ballot also resulted as on yesterday up to where Stout, the alleged sound-money Democrat, showed his true colors, and went to Hunter. There were hisses by disgusted Democrats of both factions and cheers by Republicans.

The vote stood: Hunter, 67; Blackburn, 46; Boyle, 6; Davie, 11; Stone, 1; Buckner, 1; Tyler, 1.

An anti-Hunter Republican moved to adjourn without another ballot; the Hunter people fought it. They didn't know they were trifling with fire, and might lose two more votes if another ballot was taken.

The sound-money Democrats, as a rule, voted for the adjournment, and the Hunter bluff failed. The Assembly stood adjourned by a vote of 69 to 67.

The reason the Hunter people tried to force the continuance of balloting to-day was because they had heard of the men who said they would never vote for him after to-day. Their failure shows more conclusively than ever before that Hunter can not win.

#### AS THE ENQUIRER SEES IT.

(From the Cincinnati Enquirer of Wednesday.)

"The present fight among the Republicans for and against Dr. Hunter is more bitter than any party contest could be, and, allowing for any conclusion, it is likely to permanently divide the Republican party in Kentucky. Already the division of the Democrats on the question of coinage is not a circumstance to it.

Perhaps more than anything else the presence here of Hon. S. M. Taylor, sent as the representative of President McKinley's manager to secure Hunter's election, has accentuated the bitterness among the Bradley Republicans.

Governor Bradley is in an unfortunate position. A crush of official business utterly precludes the possibility of his giving attention to present politics. It is conceded that the election of Dr. Hunter to the Senate will be the direst misfortune that can befall Kentucky's Republican Governor. It will leave the Governor at odds with his party in the state and at odds with the administration.

His own election as Senator would make him a member of the great anti-McKinley quartet, consisting of Senators Foraker, Platt, Quay and Bradley. It would make him a shining light in national politics instead of a diminished tallow dip in Kentucky. If the Governor only had time to mix up in the present push, so to speak, it is declared that he could reap rich vengeance for all he has suffered by the treachery and abuse of the men of his party who should have stood staunchly by him, but he is overwhelmed with official duties, and has no time for politics.

As a matter of cold fact, and aside from what any one may say, Governor Bradley is tonight the dangerous quantity in the fight. Though he declares he is not a candidate, his friends are making desperate efforts for him, and are operating in accord with the Democrats, who hope to regain the state if they get a chance to elect a successor to Bradley next fall. Hunter's forces are held together only in the hope of receiving Federal pie. Hunter's unsatisfactory showing the ballot to-day has had a most demoralizing effect, and it is a very reasonable belief that if he fails again to-morrow his sun has set.

It is possible of course, that the Hunter men will be able to turn and prevent the election of Bradley, but the solidity of the Democratic forces will make this difficult. If Bradley once makes sufficient showing of Republican votes to elect him, with the addition of the votes of the silver Democrats, that will be the last ballot, and Bradley will go to the Senate.

(Continued from First Page.)

### CREAM OF NEWS.

IF IT IS NEW AND TRUE THIS COLUMN HAS IT.

The Asylum Insurance to Lapse—Street Names up—To Elect Policemen—Licked by a Dog.

#### Todd Circuit Court.

The spring term of Todd circuit court is in session at Elkton. The docket is very small, there being but few cases of importance to the public.

#### Heavy Hail Storm.

A heavy hail storm passed over the section of country just north of Kelly Monday evening. No serious damage is reported, but the fall was the heaviest for many years. The hail stones were very large and drifted against fences in many places two feet deep where they remained until late the next day.

#### Will Elect a New Cop.

The City Council will at its next meeting, a week from to-night, fill the vacancy on the police force and two men may be elected. Among those whose claims will be considered are Messrs. R. L. Burrus, Sam J. Walker, Geo. W. Walker, Geo. H. Merritt, Henry Bullard, Charlie Davis and others whose names cannot now be recalled. Mr. Burrus is now temporarily filling the vacancy caused by the death of Henry Layne.

#### Licked by a Dog.

Elkton, Ky., March 22.—News of a horrible death has just reached the neighborhood of Allegree, eight miles north of Elkton. A few weeks ago Mrs. Dolly Morgan, aged seventy-nine years, received a severe gash in the palm of the hand. While the hand was healing she fed her pet dog and the dog licked the wound. The dog went mad and Mrs. Morgan was taken with hydrophobia, dying within a few hours after the appearance of the symptoms.

#### Street Names Put Up.

The handsome street name boards ordered by the Council were put up this week by Mr. W. T. Thornton, who was given the contract. The names are in white letters on a blue ground, and there are 200 boards put up at principal street corners. They are fastened to the houses where it can be done and where this is not possible are nailed to the telephone posts. This is something long needed and will be of great service to the public. Strangers can now find their way about town without any difficulty.

#### Flouring Mills for Howell.

There is a project on foot to build a flouring mill at Howell this spring. W. S. Bumpas & Bro., of Weavers Store, Tenn., have offered to erect a fine mill, with a capacity of 50 barrels of flour per day, and a planing mill and three residences, provided land upon which to build is deeded them free of charge. A subscription is being taken up to secure the necessary funds to purchase ground and the parties having the matter in hand are meeting with much substantial encouragement. The people of Howell and vicinity should push the matter as the new enterprise would prove a great convenience to them and would be of inestimable benefit to the little town. If the plant is secured, work will begin as soon as the weather will permit and will be rushed to completion.

#### The Asylum Insurance.

The fire insurance policies amounting to \$155,000 on the Western Asylum expire to-morrow. The chances are that the State's property will have to remain uninsured from the lack of funds to pay the premiums amounting to \$3,000. Last year the Board placed the insurance with all of the local agents and the bill was turned in to the State Treasurer direct as required by law. The warrants were promptly returned, but they have never been paid. The agents placed them in the banks as collateral and borrowed money to settle with their companies. These notes have been renewed again and again by some of them until the commissions have already been eaten up with interest, and the end is not yet in sight.

This year the Board wrote again to Treasurer Long, but he could make no definite promise and unless the agents again carry the unpaid warrants the asylum insurance will not be renewed.

It is said that the agents agreed to insure and wait thirty days and then cancel, but the Board Committee on Insurance and Contracts has decided not to renew on those terms. So after to-day the asylum will be without insurance until the State can make a raise and pay its debts.

A cyclone struck the town of Arlington, Ga., Monday afternoon, wrecking the academy building over the heads of thirty-five pupils and two teachers. Eight dead bodies were removed from the debris, and is expected that a dozen others will die of their injuries. At Washington, Ind., and vicinity several buildings were either wrecked or badly damaged by a heavy wind.