LOGAN & EVANS

WE ARE GLAD

To inform our customers that we are done with the noise and confusion which has been unavoidable for the past two weeks, while our store room was being repaired, and in a few more days the decorators will have finished their work.

WE ARE BRIMMING WITH

Choice Seasonable Goods.

To-day and Monday we shall offer the following rare bargains:

A line of Ladies' Patent Tip Oxfords in regular sizes, worth $2.50, for $1.35 pair.

Also a line of Gents' Kangaroo Shoes, worth $4, for $2.75. Remember, these prices only Saturday and Monday.

LOGAN & EVANS.

Chichester's English Diamond Brand.

PENNYROYAL PILLS

Original and Only Genuine. SAFE, always reliable. LADIES ask Druggist for Chichester's English Diamond Brand in Red and Gold metallic boxes, sealed with blue ribbon. Take no other. Refuse dangerous substitutions and imitations. At Druggists, or send 4c. in stamps for particulars, testimonials and "Relief for Ladies," in letter, by return Mail. 10,000 Testimonials. Name Paper. Chichester Chemical Co., Madison Square, Sold by all Local Druggists. Philada., Pa.

FARMERS, THE CRY.

Farmers Needed to Break Up the Large Tracts of Land About Terrell, Thereby Benefiting the City of Terrell and Surrounding Country.

TERRELL, TEX., May 21.—This community still sticks to the text and wants 10,000 small farm men. Those who have little means or large means, but want small farms and are disposed to work them well. Capital is much needed, but we need the farmer worse than anything else just now.

Why? Because this is a farming section and lands are cheap at this time.

Because such people make good citizens, and we can get more of them to the mile square.

Because dry goods and groceries are cheap and can be obtained to suit the honest farmer.

Because there are too many large tracts of land for the good of the town and country.

Because a settlement of this class will add business to Terrell and stability to all good enterprises.

Because we want the honest young farmer to secure a good home before the good time goes by.

Because we want to make this the best community in Texas or any other state.

Because the farmer can secure the advantages of the city public schools without extra charge.

Because we have a system of public schools equal to any in the state.

Because we propose to even improve on the same every year.

Because we need this class of citizens very badly, as does every other good community.

Circulators' Notice.

All who are indebted to us for the Daily GAZETTE, who do not pay for same by the 10th of the month, will be cut off from the circulation list without further notice. We are compelled to pay for every paper we take from the office and it is impossible for us to do this unless we are paid. This rule will have no exceptions.

B. F. & J. B. SPRINKLE,
City Circulators.

Gazette Circulator's Office.

Those who wish to subscribe for the subscriptions to the Fort Worth Daily GAZETTE will please call at our office, 104 Main street, between Weatherford and First, at W. Sprinkle's fruit stand. Respectfully,

B. F. AND J. B. SPRINKLE,
City Circulators.

The New Mallory Line Steamer,

Concho, James Bolger, commander, is appointed to sail from Galveston for New York Wednesday May 27, being the maiden voyage of this magnificent steamer. The well-known steamer Lampasas, M. B. Crowell commander, will sail Saturday May 28. For through tickets, reservation of berths, etc., apply to any railroad ticket agent or to W. J. Young, general Southern passenger agent, San Antonio.

Attempted Suicide.

Special to the Gazette.

GALVESTON, TEX., May 22.—Yesterday evening Mrs. Fritz Obitz, residing on West L avenue, was frustrated in her attempt to drown herself in a cistern. This is her second attempt, and when interrogated as to her cause for self-destruction, she says her children "bother her." In what way "they bother her" she refuses to explain. Her husband is an industrious tailor and is much distressed by his wife's strange actions.

THE HIGHER COURTS.

DECISIONS RENDERED AT THE PRESENT AUSTIN SITTING.

Large Number of Cases Disposed Of by the Two Sections of the Commission of Appeals—The Rulings.

COMMISSION OF APPEALS—SECTION A.

Hon. Edwin Hobby, P. J.; W. E. Collard and D. P. Marr, Associate Judges.

Missouri Pacific Railway vs. Dan P. Smith; from Bexar. Suit to recover damages for injuries inflicted on livestock while in transit over appellant's road by the alleged negligence of appellant. 1. This case was appealed from the justice court to the district court, and the trial court did not err in permitting appellee Smith to make Johnson a party in the district court, it being shown that he had an interest in the stock. This was not setting up a new cause of action. 2. The provision in the shipping contract binding appellee in case of injury to the stock to accept from appellant the value of the stock at the point of shipment was not binding on appellee. [65 Tex., 414; 71 Tex., 414.] 3. The stipulation in the contract of shipment that the laborers who engaged in unloading the stock were to be deemed the employes of appellee did not make them so. Circumstances made them employes of appellant. Affirmed. Hobby, P. J.

San Antonio Brewing Association vs. Arctic Ice Machine Manufacturing Company; from Bexar. 1. September 12, 1883, appellees sold one Belohradsky certain apparatus and machinery for cooling beer and the manufacture of ice, upon the express condition that the vendor should not part with the title until the property was fully paid for. Belohradsky made default in payment and after considerable delay appellee instituted this suit May 29, 1886, praying for judgment and foreclosure of lien. September 11, 1886, Belohradsky failed and made an assignment. The assignee sold the property to appellee who intervened. Judgment for appellee. Held: the statute requiring mortgages and other liens to be recorded, was not intended in case of a failure to so record, to operate as between the mortgagor and mortgagee. Appellee begun his suit to foreclose nine months before appellant purchased. The fact that Belohradsky had been in possession more than two years when the suit was brought can not avail him or the appellant. 2. Appellee did not part with the title. (69, Tex., 150.) Affirmed. Hobby, P.

Issy Landa vs. Hugh McDermott; from Bexar. Suit by appellee to recover for personal injuries. 1. Appellee testifies that he was riding along the street and saw a short distance ahead of him the servant of appellant driving a wagon loaded with hay. That when within four or five feet of the wagon he thought he would have room to pass on the north side next to the curbing. That in attempting to pass he thinks something struck his horse, he did not know what, which caused the horse to stumble and fall on appellee whereby he was greatly injured. He further stated that he had room to pass on the south side of the wagon but thought he also had room on the north side. The wagon wheel ran over appellee injuring him. The driver testified that he had to drive on the side where the accident occurred because a wagon was in the way and that the street was very narrow, which made it necessary for him to run close to the curbing. He also testified that his team was gentle and that he tried to avoid the accident. Held: Appellee was guilty of contributory negligence and cannot recover. Reversed and remanded. Hobby, P. J.

Annette M. Dwyer, executrix, vs. Trinidad Olivari; from Bexar. This was an action instituted by appellee to compel appellant to open up a lane sixty feet wide through the land of her intestate to allow a passage way out for the former, his petition alleging that his land was entirely surrounded by the land of the latter, or the land in her control. Exceptions to the petition because at common law he could not recover under the allegations of his petition. The court overruled the exceptions, and held that the suit failed under the statute, but gave judgment for a right of way under the common law. Held: After his case failed as brought under the statute there were no averments in the petition of appellee to support a judgment for a right of way across appellant's land under the common law. There were no facts alleged showing the necessity of such way, as well as the right to it, and no agreement as to way that would authorize the proof. The case under the statute having failed, a verdict should have been directed for appellant, whose exceptions should also have been sustained. Reversed and remanded. Collard, J.

E. J. Brooks et al. vs. L. W. Allen; from Bexar. Trespass to try title. 1. There is but one question in the case presented for revision, and that is as to the sufficiency of the evidence to support the judgment for appellee. The court reviews the testimony at length and holds that as the judgment is supported by evidence it will not be disturbed because of a conflict. Affirmed. Marr, J.

Burkey & Gay Furniture Company vs. Sherman Hotel Company; from Grayson. 1. A landlord is given by our statute a "preference lien" upon the goods or effects of the lessee on the rented premises to secure the payment of the rents due, or that may become due at any time before the legal termination of the lease or the expiration thereof according to its terms. The fact that Stocking (the tenant) promised to give a mortgage on the hotel furniture in case prompt payments were not made and did on default of payment execute a mortgage on the furniture to appellant would not give the latter a superior lien to the landlord's lien in view of the fact that there was a sale and delivery of the gooes to the tenant and that the rights of appellee as landlord attached, and their lien existed before the mortgage was executed and filed. An unrecorded chattel mortgage is of no avail against a creditor, with or without notice, who has obtained a lien by the levy of judicial process, and likewise it must be regarded as void as against the landlord's lien. Both obtain the lien by operation of law. [61 Tex., 651.) A landlord is, while the lien exists, a "creditor" within the purview of the statute. Affirmed. Marr, J.

William Radam vs. Capitol Microbe Destroyer Company; from Travis. Suit by appellant, who claimed to be the discoverer of a valuable medicine known as "Microbe Killer," to restrain appellees from manufacturing and selling what he alleged to be an inferior medicine and counterfeiting his "Microbe Killer," calling said inferior medicine the "Microbe Destroyer." Judgment for defendant. 1. After sustaining certain exceptions to the answer of trial, amendment was the proper technical pleading in order. But the rule is not absolute where no injury is done the other side. While the statute prescribes that pleadings may be amended under leave of the court before an announcement of ready for trial and not thereafter, yet it has been held that after such announcement the court may allow such amendments as may seem necessary to the ends of justice. [61 Tex., 164; 28 Tex. 10.] 2. The court did not err in refusing to permit Radam to testify as to his opinion as to whether persons of ordinary intelligence and care would be deceived by the trade marks of the parties, or the packages and the trade marks into the belief that they were the same. 3. The words "microbe killer," as used by appellant, do not constitute a trade mark. [77 Tex., 140.] 4. We think there was no error in the court's finding that there was no such similarity in the trade mark and packages of the parties as was calculated to deceive the public. If the labels, trade mark and packages, one or all combined, were not calculated to deceive an ordinary purchaser there was no infringement. No error. Affirmed. Collard, J.

Fannie B. Smith et al. vs J. S. Perkins et al.; from Montague. Trespass to try title. 1. Appellants claim the land in controversy by virtue of execution sale and deed made in May, 1878. The judgment under which execution issued was rendered by a justice of the peace, the 220 acres of land was bid in at the sale by the justice of the peace in his own name for $5, the value of same being $500. Appellants claim through the deed to the justice of the peace, the latter being the same officer who rendered the judgment under which execution issued. Held: While there was manifest impropriety in the matter we know of no law that would prevent the justice from buying the land at the sale. Before execution he had lost jurisdiction over the judgment. This is an action by appellants in the nature of trespass to try title and their title can not be thus attacked in a collateral way by appellees. 2. The execution was properly issued in the name of the party gaining the suit instead of the officers of the court. Reversed and rendered for appellants. Marr, J.

COMMISSION OF APPEALS—SECTION B.

Hon. C. C. Garrett, P. J.; B. D. Tarlton and H. C. Fisher, associate judges.

Alfred Moore vs. Richard Kennedy; from Tom Green. Suit by appellee to recover for digging a well for appellant. 1. Appellee in his petition declared on an express contract by appellant to furnish casing for the well in the event it should become necessary. This appellant denied, and on the trial appellee was permitted to prove that it was the custom of the country for the person for whom a well was being drilled or dug, to furnish casing if same was needed. Held: Appellee having declared on an express contract, the evidence was inadmissible, to show an implied contract. The probate must correspond with the allegata. 2. We think that evidence of custom influenced the finding of the court. Reversed and remanded. Garrett, P. J., Fisher, J., not sitting.

Junction City School Incorporation vs. Trustees to School District No. 6; from Kimble. Suit by appellees to enjoin appellant from exercising any control or authority over the territority embraced in school district No. 6, and restraining it from levying and collecting any tax on the property in said district. The injunction was granted and perpetuated. 1. The law in existence at the time of the creation of the school districts by the commissioners' court of Kimble county, required counties to be divided into convenient districts, and when well established should not be changed without the consent of a majority of the legal voters in all districts affected by such change. The petition shows a compliance with law in creating the districts, and it negatives the consent of the electors of district No. 6 in the encroachments of appellants on the territory, and in levying and collecting the tax imposed. The law did not intend to grant cities and towns the privilege of extending the limits of the town boundaries so as to include and absorb remote rural school districts that are no part of the original town. Especially is this true when the incorporated limits includes an unreasonable extent of territory, which includes the schoolhouse of the district and the major portion of the scholastic population, as in this case, and a majority of the voters of said rural school district are opposed to being incorporated with the city or town. As to what is an unreasonable extent of territory is a question of fact to be determined in each case. [76 Tex., 303.] Affirmed. Fisher, J.

False Economy

Is practiced by many people who buy inferior articles of food because cheaper than standard goods. Surely infants are entitled to the best food obtainable. It is a fact that the Gail Borden "Eagle" Brand Condensed Milk is the best infant food. Your grocer and druggist keep it.

THREE MEN KILLED.

Two Mexicans Fall Out About Sheep and a Bloody Battle Ensues.

ALBUQUERQUE, N. M., May 22.—A Mexican just arrived from the extreme western part of Valencia county brings tidings of a serious affray which took place at Ojo de Fugo Wednesday. Two Mexican sheep herders named Sanchez and Aranzon claimed the same place along the Rio Grande where they could shear their sheep. Sanchez came along with his herd and found that Aranzon had already taken possession, and ordered him to leave. Upon refusal a general fight ensued, wherein three men were killed outright and several others seriously wounded.

The Merry Wives of Windsor

are credited by Shakspeare with wonderful doings. It remained, however, for the present age to give suffering women that great remedy, Creole Female Tonic, the great invigorator and regulator.

A TERRIFIC STORM.

The Champs Elysees a Sea of Water. Lawns and Flower Beds Ruined.

PARIS, May 22.—A terrific storm passed over Paris yesterday evening causing considerable damage and creating much alarm. During the passage of the storm a huge waterspout formed in Champs Elysees, traversed the Place de la Concorde and burst in a yard in Des Tulleries, uprooting trees, destroying lawns and flower beds and washing away pathways. In addition a thunderbolt fell in the Esplanade des Invalides, but luckily there was no loss of life.

White Caps in Alabama.

FLORENCE, ALA., May 22.—White Caps are evidently at work in Alabama. The marshal of Town Creek, Ala., has been ordered, in a letter signed "Legions of Hell," to leave town on pain of death. The letter says:

"At a meeting of Black Caps in this vicinity it was by unanimous consent ordered that you leave this country or meet death."

The letter was accompanied by a picture of a coffin, and under it was written, "Your box." The marshal will not leave town.

Proof of the Murder of a Boy.

LIVERPOOL, May 22.—A man named Johnson, who sold a knife and saw found on Tuesday morning in a sailor's bag containing the mutilated body of a fifteen-year-old boy, has identified the steamship fireman in custody, John Conway, as the person who purchased both the knife and saw. The proofs that Conway murdered the lad by cutting his throat, sawing off his legs below the knees, placing the body—together with the knife and saw, in a sailor's black bag and throwing the latter into Handon dock is now complete. The police think probably Conway will confess the crime.

DR. PRICE'S Cream Baking Powder.

Used in Millions of Homes—40 Years the Standard.

A Pure Cream of Tartar Powder. Superior to every other known.

Delicious Cake and Pastry, Light Flaky Biscuit, Griddle Cakes, Palatable and Wholesome. No other baking powder does such work.

A Minister's Cure

A MINISTER AND HIS LITTLE BOY CURED OF OBSTINATE SKIN DISEASES BY THE CUTICURA REMEDIES. PRAISES THEM IN THE PULPIT, HOME, AND IN THE STREET.

Cured by Cuticura

For about thirteen years I have been troubled with eczema or some other cutaneous disease which all remedies failed to cure. Hearing of the CUTICURA REMEDIES, I resolved to give them a trial. I followed the directions carefully, and it affords me much pleasure to say that before using two boxes of the CUTICURA, four cakes of CUTICURA SOAP, and one bottle of CUTICURA RESOLVENT, I was entirely cured. In addition to my own case, my baby boy, then about five months old, was suffering with what I supposed to be the same disease as mine, to such an extent that his head was coated over with a solid scab, from which there ran a constant flow of pus which was sickening to look upon, besides two large tumor-like kernels on the back of his head. Thanks to your wonderful CUTICURA REMEDIES, his scalp is perfectly well, and the kernels have gone, scattered so that there is only one left in place by his left ear, and that is rapidly decreasing. Instead of a coating of scabs he has a fine coat of hair, much better than that which was destroyed by the disease. I would like the whole world of sufferers from skin and blood diseases knew the value of your CUTICURA REMEDIES as I do. They are worth ten times the price at which they are sold. I have never used any other toilet soap in my house since I bought the first cake of your CUTICURA SOAP. I would be inhuman, as well as ungrateful, should I fail to speak well of and recommend them to every sufferer. I have spoken of them, and shall continue to speak of them from the pulpit, in the homes, and in the streets. Praying that you may live long and do others the same amount of good you have done me and my child, I remain, yours gratefully,

(REV.) C. M. MANNING, Box 28, Acworth, Ga.

CUTICURA REMEDIES

Are in truth the greatest skin cures, blood purifiers and humor remedies of modern times.

Sold everywhere. Price, CUTICURA, 50c; SOAP 25c; RESOLVENT, $1. Prepared by the POTTER DRUG AND CHEMICAL CORPORATION, Boston.

Send for "How to Cure Skin Diseases," 64 pages, 50 illustrations, and 100 testimonials.

PIMPLES, black-heads, red, rough, chapped and oily skin cured by CUTICURA SOAP.

OLD FOLKS' PAINS.

Full of comfort for all Pains, Inflammation and Weakness of the aged is the **Cuticura Anti-Pain Plaster**, the first and only pain-killing, strengthening plaster. New, instantaneous, and infallible.

CASH IN ADVANCE.

To insure publication in The Gazette all advertisements must be paid for by the cash except where contracts exist.

STEREOTYPING.

The Gazette Prepared to Fill All Orders for Casting Stereotype Plates.

Job offices in the city and out of town can have their type matter cast in this office in size at THE GAZETTE. This will be a great saving to job printers, enabling them to economize in type and press work. Charges reasonable.

Shoes at a Discount.

Next Saturday and Monday, May 24 and 25, are our regular 20 per cent discount sale days for this month. Don't forget the date.

Yours respectfully,
WELTMAN BROS.,
505 Houston street.

TO-DAY!

• • • BARGAINS! • • • BARGAINS! • • •

Great Monthly Clearing Sale!

• • 5c COUNTERS! • • 5c COUNTERS! • •

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1412 MAIN STREET.

SPECIALISTS.

DR. FRANK GRAY,
OCULIST AND AURIST,
Practice limited to diseases of the Eye, Ear, Nose and Throat. Cor. 5th and Main Sts.

DR. FRANK M. MULLAN,
SPECIALIST,
EAR, NOSE AND THROAT.

Doctor McCoy,

Rectal and Genito-Urinary Specialist!

FEMALE DISEASES. CURES. SKIN DISEASES.

Piles, Fistulas and all diseases of the rectum without detention from business.

Urethral Strictures without cutting or dilating.

Gonorrhœa, Syphilis and all diseases of the genito-urinary organs. Office,

510 MAIN ST., FT. WORTH, TEX.

REAL ESTATE.

J. F. PRICE,
REAL ESTATE BROKER.
Main Street, - - Fort Worth, Tex.

T. C. GERON,
DEALER IN REAL ESTATE.
Correspondence will receive prompt attention.
CLARENDON, TEX.

Subscribe for the WEEKLY GAZETTE; only $1.00 per year.

BARGAINS

THIS WEEK

Sole Agents for the Celebrated
DUNLAP HAT.
Spring Styles now on Exhibition.

Extra fine quality Satin Negligee Shirts, $1.50 each; Oxford Cloth, non-shrinkable, at 75c and $1, which are worth $1.50 and $2. Also a special line of Neglige Shirts which can not be had in any other house in town.

We have some special Colored and White French Balbriggan Underwear at $1 per suit. Beautiful Colored and White Hosiery at $1.25 half dozen.

Wilson Bros., Crow Dye Black Hosiery, warranted fast colors, at $1.25 half dozen or 25c per pair.

Clothing! CLOTHING! Clothing!

The largest and handsomest stock in the city at astonishing low prices.

Dahlman Bros.,

Corner First and Houston Sts,. Ft. Worth, Tex.

FISCHER PIANOS.

87,000 now Manufactured, Used and PRAISED THE WORLD OVER

For standing in Tune—No Superior.

WILL A. WATKIN MUSIC CO.,

737 Main Street, 109 N. Murphy Street, Dallas, Texas

TREMENDOUS

MAI-FEST BARGAIN SALE

AT

E. Bauman's

Fort Worth

BANKRUPT DRY GOODS STORE

Successors to the B. C. Evans Dry Goods Company.

New arrivals of latest novelties in

Grenadines, Challies, China Silks

Silks and the most gorgeous selection of Summer Wash Suitings in Scotch Tweeds, Camels' Hair and other fancy dress goods

At Prices that Will Startle You!

WE ARE HEADQUARTERS

For Millinery as well as for everything else and can show you exclusive styles that no one else can carry and at prices that our competitors pay for them. These are facts as we are large wholesalers in this line.

The largest and finest stock of

CARPETS, MATTINGS AND LINOLEUMS

At just one-third less than you pay elsewhere. Remember we have one entire floor for the exclusive display of our Carpet and Drapery departments.

Clothing, Shoes, Slippers

Way below the reach of competition. Immense slaughter sale of

White Goods, Embroideries, Laces AND LINENS!

We will never allow anyone to undersell us in any kind of goods that we keep for sale. We positively mean what we advertise.

E. BAUMAN,

—OWNER OF THE FORT WORTH—

BANKRUPT DRY GOODS STORE

Successor to the B. C. Evans Company.

AT THEIR OLD STAND, FIRST, HOUSTON AND MAIN STREETS, FORT WORTH.

CASEY & SWASEY

IMPORTERS AND WHOLESALE DEALERS IN

WINES, LIQUORS AND CIGARS

Agents for Anheuser, Lemp and Schlitz Beer.

Fort Worth, - - - Texas

P. S.—Quotations on all brands of Kentucky whiskies from stock here or warehouses in Kentucky furnished upon application

$1.00 Cut from $1.50.

SPECIAL SALE!

THURSDAY, FRIDAY AND SATURDAY ONLY

500 PAIR

LADIES' OXFORDS

—WILL GO AT—

$1.00 A PAIR

Regular price, $1.50. Fresh stock, all sizes, all lasts, Common Sense and Opera.

100 DOZEN

MEN'S LINEN COLLARS

—GO AT—

10c Each; regular price 20c.

100 DOZEN PAIR

Men's Linen Cuffs

Go at 15c a pair; regular price 30c.

THREE DAYS ONLY! THREE DAYS ONLY

$1.00 Cut from $1.50.

W. H. TAYLOR DRY GOODS CO.