THE NEWS OF NORFOLK ON PAGES TWO AND THREE.

WEATHER REPORT.

Washington, August 23.

Forecast for Wednesday and Thursday:

Virginia—Generally fair Thursday and Friday; fresh north to east winds.

North Carolina—Fair Thursday and Friday; fresh south to east winds.

Norfolk and Vicinity.

WEATHER FORECAST FOR TO-DAY.

Fair; moderate temperature; fresh west to north winds.

TEMPERATURE, RAINFALL AND HUMIDITY.

August, 23, 1899.

Maximum temperature	85
Minimum temperature	76
Normal temperature	78
Departure from normal	minus 2
Departure from normal since January 1st	minus 10
Rainfall in past 24 hours	0
Rainfall since first of month	2.89
Mean humidity	82

CALENDAR.

Sun rises at 5:29 a. m. and sets at 6:45 p. m.

TIDES.

Norfolk—High water at 11:20 a. m. and 11:41 p. m.; low water at 5:01 a. m. and 5:39 p. m.

Old Point—High water at 10:59 a. m. and 11:19 p. m.; low water at 4:43 a. m. and 5:18 p. m.

DIED.

WALKER—At 8 P. M. August 23d, at 202 N. Marshall avenue, KATE DYSON, wife of Capt. Jas. H. Walker.

AMUSEMENTS.

Ocean View Theatre

OSCAR P. SISSON.....Manager

Week of Aug. 21, 1899.

SPECIAL ATTRACTIONS!

MLLE DIANA

DANSEUSE ARISTIQUE.

The sensation of London, will be seen in her marvelous illuminated and electric dances. Dazzling and brilliant effects.

GILMORE & BOSHELL

THE PRINCES OF COMEDY.

Delightful entertainers in a new sketch—"IN THE FLAT I'LL STAY."

FOX & FOXIE

A funny Chinaman and his funny, clever dog, in wonderful feats and tricks.

JACK SYMMONDS

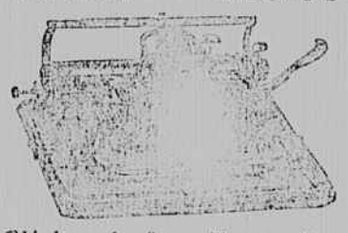
MONOLOGUE ARTIST.

Performances daily, 3:30 and 8:30 P. M.

GRAND RE-OPENING OF THE AUDITORIUM THEATRE FOR THE SUMMER SEASON ON MONDAY EVENING, JULY 17TH.—The house will be cooled with electric fans and lighted as at noon. New faces and up-to-date Vaudeville entertainment. Prices, 10, 15 and 25c.

jy17-tf

$35.00 $50.00



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BALLARD BROS., 171 Main St.

Bell Telephonic Communication.

The Southern Bell Telephone and Telegraph Company announces that telephonic communication can now be had over lines with Lynchburg, Va., Danville, Va., Roanoke, Va., Wakefield, Va., Amelia, Va., Farmville, Va., Crewe, Va., Salem, Va., Buena Vista, Va., Goldsboro, N. C., Charlotte, N. C., Columbia, S. C.

For further particulars enquire at the public pay station, office and at manager's office, Norfolk Main.

SOUTHERN BELL TELEPHONE AND TELEGRAPH COMPANY. aug15-tw

CHANGE OF SCHEDULE.

In Effect August 21st, 1899.

UNTIL FURTHER NOTICE, THE STEAMER NEWBERNE WILL PERFORM THE SERVICE BETWEEN ELIZABETH CITY AND NEW BERNE, N. C.

IN CONNECTION WITH THE NORFOLK AND SOUTHERN RAILROAD, leaving Elizabeth City Monday and Wednesday, stopping at intermediate points. There will be no steamer leaving Elizabeth City Tuesday, Thursday and Saturday until the steamer "Neuse" resumes regular schedule.

H. C. HUDGINS,

General Freight and Passenger Agent.

M. E. KING, General Manager. aug19-tw

Property Transfers.

Deeds were recorded in the Clerk's office yesterday making the following transfers of property:

From H. G. Avery and E. J. Bond, trustees of the Monumental Savings and Loan Association, of Baltimore, to Mrs. Elisha Trammell, lot with improvements fronting 25 feet on the west side of Cooke avenue, Brambleton; $1,025.

From T. B. Borland, trustee, to the Norfolk Bank for Savings and Trusts, lot at the southwestern intersection of Brambleton and Maltby avenues, lot on the south side of Brambleton avenue and lot on the western side of Maltby avenue; $1,350.

From Hugh C. Davis, trustee, and D. C. Lassiter to the Norfolk Bank for Savings and Trusts, lot with improvements on the south side of Falkland street, 81 feet west of Reilly street; $2,500.

Democratic Ward Meeting.

The Democratic ward meetings to select delegates to a convention to nominate candidates for the House of Delegates will be held to-night in the several wards of the city. The Virginian-Pilot has already published the localities of the meetings.

COURT DECISIONS.

Notes of Cases Recently Decided, Which are of Interest to Our People.

DIGESTED BY W. B. MARTIN.

(Exclusively for Virginian-Pilot.)

WILLIAMSON V. COCKE.

Supreme Court of North Carolina.

WHAT CONSTITUTES SERVICE OF PROCESS, AND WHETHER SERVICE HAS BEEN DULY MADE, IS FOR THE COURT TO DECIDE.

WHEN AN OFFICER TELLS DEFENDANT HE HAS A SUMMONS FOR HIM AND DEFENDANT SEES PLAINTIFF'S NAME ON THE SUMMONS, AND TELLS THE OFFICER HE KNOWS ALL ABOUT IT, AND WALKS AWAY, HE WAIVES THE RIGHT TO HAVE THE SUMMONS READ TO HIM AS REQUIRED BY CODE, SECTION 214.

There was a judgment by default which the lower court set aside and plaintiff appealed.

The facts appear from the opinion of the Court.

The Court says: His honor, after hearing affidavits, found as facts: "That at some time the defendant was accosted by said Greenwood (deputy sheriff) on West Court-House Square, in the city of Asheville, and near the entrance to the office of Dr. C. V. Reynolds, and told by said Greenwood that he had a summons for him. The defendant was ascending the stairway which leads to the office of Dr. Reynolds, and looked back, and upon a letter in the hands of said Greenwood saw the name of W. B. Williamson, trustee (the plaintiff), and said, 'Well, I know all about that,' and turned immediately and walked up the stairway, and saw no more of said Greenwood." That he believed at the time that the summons was against him as administrator of W. M. Cocke, Jr., and had no idea that he had been sued individually, and that the deputy did not so inform him, by reading the summons, or otherwise. On these facts, found by his honor, constitute causes for getting aside the judgment by default. The judgment was regularly entered on a duly verified complaint. The Code (section 214) requires the summons to be served by reading the same to the party named as defendant. The return to the sheriff is prima facie service, subject to be overcome by proof of the facts. When the sheriff informed defendant that he had a summons for him, and defendant looked at it enough to see the name of the plaintiff, trustee, and said, "Well, I know all about that," and immediately departed from the sheriff, it is clear that he elected to waive his right to have the summons read to him by the officer, as he had a right to do. It was then defendant's duty to attend court, and see the nature of the allegations in the complaint, and defend, if necessary in his opinion. The performance of that duty would have furnished all proper information, and the case, on the matter now presented, would not be here. The failure to attend to that duty was negligence. Such negligence frequently occurs by inattention by suitors in court. This negligence cannot be held a sufficient ground for setting aside a regular judgment entered up in consequence of inattention on the part of defendant to an important duty. The courts must proceed with business in a reasonable way, or forfeit their usefulness to the public. The fact that defendant supposed and believed that the action was against him as administrator, and not individually, is not such excusable neglect as entitles him to relief. He would have known otherwise by simply discharging his own duty.

What constitutes service of process, and whether, upon a given state of facts service has been duly made, is a question for the court. We hold, upon the case before us, that the court's conclusion was a misapprehension of the law. Reversed.

GUINN V. OHIO RIVER R. CO.

Supreme Court of Appeals, West Virginia. April 1, 1899.

THOUGH A RAILROAD COMPANY HAS AUTHORITY FROM A CITY TO BUILD ITS ROAD IN A STREET, YET IT IS LIABLE TO AN ADJOINING LOT OWNER FOR DAMAGES FLOWING FROM ITS CONSTRUCTION AND OPERATION.

IN SUCH CASE THE COMPANY BUILDING THE ROAD IS LIABLE, BUT NOT THE COMPANY SUBSEQUENTLY LEASING IT.

THE MEASURE OF DAMAGES IS THE DIFFERENCE IN THE VALUE OF THE LOT IMMEDIATELY BEFORE AND AFTER THE CONSTRUCTION OF THE ROAD.

This was an action to recover damages for injury to a lot of land and a mill up a lot, consequent upon the construction and operation of the Big Sandy Railroad along Second avenue, in the city of Huntington, in front of said lot. The lower court gave judgment for the plaintiff for $4,000, the damages fixed by the jury, and defendant appealed. The court says:

It is well settled in this State that, though a railroad company has legal authority to build a railroad in a street, yet, if the same work injury to an abutting proper owner, he may recover of the company damages therefor. The case at once presents a troublesome question. Is the Ohio River Railroad Company liable at all? The railroad was not built by it, but by another corporation, the Lexington & Big Sandy Railroad Company; but, by lease or otherwise, it went into the hands of the Ohio River Railroad Company, which was operating it when this suit was brought against it alone. I need not discuss liability for wrongs of lessor and lessee railroad companies under the different forms of the question often arising. Our question is, is the Ohio River Company liable? If we say that the construction and operation of the road in front of the plaintiff's property is a private nuisance, it might seem, at first thought, that the Ohio River Company would be liable, on the legal principle that where a lessor constructs something that is a nuisance and the source of injury, and leases his land and the tenant actively continues the nuisance, both are liable, and, I suppose, either. In such case the lessor originates, and the tenant continues the wrong. But, on further thought, this does not meet the peculiarity or true nature of this case. The instant the Huntington & Big Sandy Company finished, and began the operation of this road the injury to the plaintiff's property was complete, and that injury was not a temporary nuisance, abatable and removable, because the railroad was authorized by the municipal authority to be in the street, and was not a public nuisance, and was thus a permanent structure, affecting permanently the substantial value of the property, if in fact it injured it, and the right of action at once arose to allow Guinn Bros. to sue the Huntington & Big Sandy Company and recover once for all entire damages for all future time, and they could not maintain action after action, from time to time, to recover damages occurring from time to time from the continued use of the railroad. Now, when this cause of action was complete, it was alone against the Lexington & Big Sandy Railroad Company, and the Ohio River Railroad Company was not then liable to it. Its subsequent lease and operation of the road would not make it liable to that action.

Counsel for defendant insist that this is not a nuisance; seeming to think that if so regarded its daily continuance would be a cause of action, and make the company liable. If built in the street without authority the road would be a public nuisance, and, if injuring the plaintiffs, a private nuisance. The town license removed the case of public nuisance, but not that of private nuisance. In this respect it is built as if without authority. But, even if a nuisance, above cases show that, if the damage is original and permanent, an action for the total recovery, past and future, at once lies. It is the nature of the injury, not the name we may give the tort, that rules the matter. It is a wrong or tort, name it as we may. I do not see that the name is important. The verdict of the jury has given me the chief trouble in the case, but, on further consideration, I think the verdict is contrary to the measure or standard of damages set up by law, and it cannot stand. Where a verdict depends upon the weight of evidence and deduction therefrom, or credit of witnesses, it is entitled to great weight, and cannot be set aside unless very plainly wrong; but where it violates the measure of damages fixed by law. Now, the measures of damages fixed by law, on facts conceded or plainly appearing, it is set aside because it is contrary to law. If the property, for the purposes for which it is used, is worth as much immediately after as immediately before the construction of the railroad, no recovery can be had. If worth less, the difference between its former and its depreciated value is the measure. I conclude that the verdict, in law, violates the proper standard of damage. Reversed, verdict set aside.

ATLANTIC CITY WARD.

Mr. J. Calvin Woolley and Miss Lillie V. Parker, residents of the ward, were united in the bonds of matrimony at the Cumberland Street M. E. Church parsonage, on Charlotte street, at 9:30 o'clock last night. The ceremony was performed by Rev. H. E. Johnson, D. D. The bride is the daughter of Mr. and Mrs. George H. Parker, corner of Fort street and Central avenue. The groom was formerly of Forked Rives, N. J.

Mrs. J. W. Jarvis, of Central avenue, has returned from an extended visit to relatives in Gloucester county, Va.

Mrs. H. W. Mosely, of Avenue A, is home from a protracted visit to her husband's parents, in Lynchburg, Va.

The Earnest Workers' Society of Central Avenue Baptist Church are planning for a big lawn party to come off Thursday and Friday nights of this week, on the corner of Colley and Avenue B.

The Ladies of Colley Memorial Presbyterian Church will give a lawn party on the grounds of the manse this and to-morrow nights from 8 to 11 o'clock. Special attractions will be presented each evening.

The joint service of the congregation and Epworth League of L. Kies' Memorial Methodist Church last night was well attended and the exercises were interesting and profitable.

A Schooner Beached.

A telegram from Ocean City, Md., in the Baltimore Sun of the 23d, says:

"The schooner Lamela, Captain Williams, of Lewes, Del., loaded with lumber and bound for Assateague, Va., sprung a leak off the Worcester coast Monday night and was beached by the captain about five miles below Ocean City. All the crew were saved and about one-half the cargo, the part on deck being carried away by the breakers."

Relief in Six Hours.

Distressing Kidney and Bladder disease relieved in six hours by "New Great South American Kidney Cure." It is a great surprise on account of its exceeding promptness in relieving pain in bladder, kidneys and back, in male or female. Relieves retention of water almost immediately. If you want quick relief and cure this is the remedy. Sold by Walke & Martin, druggists, 108 Water street, Norfolk, Va.

Administrator's Sale.

Sale continues for a few days longer, with an additional reduction from the original cost as advertised. We will now give you 10 per cent. off from each purchase of $1 worth. BEE HIVE, 350 Main street. au23-3t

BEAUTIFUL SKIN

Soft White Hands

Luxuriant Hair

Produced by

CUTICURA SOAP

The most effective skin purifying and beautifying soap in the world, as well as purest and sweetest for toilet, bath, and nursery. The only preventive of pimples, blackheads, red, rough, and oily skin, scaly, scaly scalps with itching palms and shapeless nails, dry, thin, and falling hair, and simple baby blemishes, because the only preventive of the cause, viz., inflammation and clogging of the Pores.

Sold everywhere. Potter D. & C. Corp., Props., Boston. How to Have Beautiful Skin, Hands, and Hair, free.

SPORTING NEWS

Road Race on Labor Day From Norfolk to Ocean View.

About Thirty-five Entries Expected—Efforts to Form a State Baseball League—Six Cities to Be Included.

Yesterday it was decided to have as one of the events of Labor Day celebration on September 4th a bicycle road race from Norfolk to Ocean View. It is expected to have about thirty-five entries for the race and contestants will be under various time handicaps so that all can have a fair show.

A number of valuable trophies will be offered and it is expected that the race will be a very interesting one. The start will probably be from some point near the city limits.

Entry blanks and full information can be obtained at O'Neill's. The judges, starters and timers have yet to be selected.

A VIRGINIA LEAGUE.

Mr. Harvey Cunningham and others who are interested in baseball are making efforts to form a Virginia State baseball league.

Considerable correspondence has been had on the subject, but the matter has not yet assumed definite form. It is expected that the league will be composed of teams at Norfolk, Richmond, Petersburg, Portsmouth, Newport News and Hampton.

Virginia has many lovers of the national game who will be pleased to see the effort crowned by success.

State League Organized.

(Special to Virginian-Pilot.)

Richmond, Va., Aug. 23.—The Virginia State League for 1900 was organized here to-night. The circuit will consist of Norfolk, Portsmouth, Newport News, Petersburg and Hampton, and another city to be selected later. Officers will be elected at a meeting to be held in September. Mr. E. H. Cunningham, of Norfolk, will probably be president.

LAMBERT'S POINT.

Miss Lula Dunston, of Myers avenue extended, one of the most attractive and accomplished young ladies in this section, is the guest of Miss Nellie Morris, No. 120 Mariner street, Norfolk.

Miss Elmar Commander, of Lawrence avenue, has returned from a three months' visit to her brother in Elizabeth City, N. C.

The storm being over, the county authorities have resumed the work of improving the streets. Hands were at work on Myers avenue yesterday.

Capt. L. W. Lambert, of Myers avenue, will leave with a party of gentlemen on his fine yacht, George Miller, Saturday afternoon on a fishing cruise around the Capes of Virginia.

The lawn party and open air concert of the Lambert's Point brass band last night was attended by the elite and fashion of the village. The entertainment closed with a grand cake walk, which was participated in by quite a number of the visitors.

Mr. Lakes, who is in charge of the construction of the bridge across Tanner's Creek over which the double track of the Norfolk and Atlantic Terminal Company is to run, told the Virginian-Pilot reporter yesterday that the structure is about ready for the draw, which has been shipped and is hourly expected to arrive.

The matter of running the track of the Norfolk and Atlantic Terminal track through the Vanderberry property, near Tanner's Creek, has, it is said, been satisfactorily adjusted and the work of extending the track will resume at once.

Rev. F. W. Moore, a recent graduate of Richmond College, who is supplying the pulpit of Burrows' Memorial Baptist Church, will preach there at 8 o'clock to-night.

Rev. W. T. Williams, of LeKies' Memorial Church, will preach at the Methodist Church at 8 o'clock Sunday night.

Quantities of fine grey trout are caught daily at the mouth of Tanner's Creek.

It is said that several capitalists have been inspecting the new Derby track with the view of making improvements. It is said that they were much pleased with the manner in which the grounds have been laid off.

BRAMBLETON WARD.

Miss Dot Hammond Rowley, the beautiful and accomplished daughter of Capt. Rowley, of Crittenden, is the guest of Miss Annie Mae Perry, of No. 630 West Brambleton avenue.

Mr. H. Bernard Moses and his sister, Miss Rena P. Moses, of Windsor avenue, are spending their summer vacation in Raleigh, N. C.

Miss Bessie Capps, of No. 708 West Brambleton avenue, will leave Sunday for Richmond on a two weeks' visit to relatives and friends.

Miss Courtney Drummond, of Brown avenue, left yesterday afternoon on a month's visit to friends in Cape Charles, Va.

Mr. Tabb T. Jeffries, formerly pharmacist at the Meredith drug store, corner of Park and Brambleton avenues, has accepted a similar position with the Chewning pharmacy, of Berkley, and has entered upon his duties.

Mr. and Mrs. W. H. C. Ransone, of Windsor avenue, have returned from a protracted visit to relatives in York county, Va.

Mr. J. W. Long and family, of South Park avenue, are home from a pleasant vacation spent at Ocean View.

Mr. A. Lawrence Harvell, of No. 200 Clay avenue, is the guest of relatives and friends in Petersburg and vicinity.

The Busy Bees of Spurgeon Memorial Baptist Church, will meet with Miss Daisy Cotton, on Arlington Place, to-morrow night at 8 o'clock.

The School Committee at a meeting held Monday night decided to improve on the two public school buildings, and the contract for the work was awarded. These improvements will consist of kalsoming the walls and painting the interior of both buildings, painting the blinds of school No. 1, and giving finishing touches to the cornices of each building.

The contractors have commenced the sewer connections with the houses on South Kelly avenue.

BRIEF ITEMS OF INTEREST.

Miss Alice Gibson, of Norfolk county, and Miss Mollie Scott, of Mt. Clair, N. J., are visiting the Misses Dozier, of 55 York Place.

There will be a lawn party given on Jameson avenue Thursday evening for the benefit of the carpet fund of Grace Baptist Church.

Rabbi S. R. Cohen, the newly elected minister of the Chef Sholem Temple, arrived yesterday, and is the guest of Mr. and Mrs. N. Frankfurt, on Bute street. Mr. Cohen is a graduate of the Union Hebrew College, of Cincinnati, Ohio.

The excursion on the Mobjack from Mathews county yesterday brought to Norfolk about 250 people.

Mr. Jos. Sellinger, proprietor of the Onyx, left for Baltimore Tuesday night.

Mrs. A. T. Hofheimer returned home yesterday from Washington, D. C.

Mr. John L. Moore, of Grace street, has gone to New York on a ten days' vacation.

Master Emory Whitehurst, son of Mr. L. H. Whitehurst, has returned from a pleasant visit to relatives in Princess Anne county.

Mrs. Jas. G. Gill and children, of No. 232 Holt street, have gone to Wernersville, Pa., on a month's vacation.

Mr. T. J. Pritchard, with Mr. L. H. Whitehurst, dry goods merchant, Main street, left on the Bay Line steamer last night for New York to purchase fall and winter stock for the house.

Mr. A. P. Wilmer, of the Toms Creek Coal Company, has returned home from a three weeks' vacation spent with his family at Abington, Southwest Virginia.

Robert Young, colored, was arrested and locked up at the police station yesterday on the charge of cruelty to a horse.

Mr. J. K. Ritz, formerly of this city, but now connected with the Atlantic and Danville Railway at Lawrenceville, is visiting in Norfolk.

Mr. Hugh G. Miller has returned from New York.

City Attorney Walter H. Taylor has left the city on his summer vacation.

Miss Mollie Doe, of Virginia street, is visiting in Petersburg.

Mr. W. C. Diggs has returned home from an extended trip on the Eastern Shore.

An excursion came to Norfolk yesterday morning from Mathews on the steamer Mobjack. They returned last night.

Scuppernong grapes are in market.

Some of Norfolk's store windows are already displaying fall and winter coats, ladies' wraps and furs, but the iceman is still king.

Mr. W. E. Gorman, in advance of Hermann, is in the city. The great magician will be at the Academy of Music Wednesday, August 30th.

Mr. William Couper, accompanied by his son Thomas, is visiting his brother, Mr. John D. Couper, Jr., at Willoughby Beach.

A family is reported to be in destitute circumstances at No. 311 Church street. Aid is needed at once, as the family consists only of an ill mother and small children.

City Treasurer Herman yesterday received an enormous iron safe, which will be used as a depository for the records of the city.

Mr. Thos. W. Tanner returned yesterday from Newport, R. I.

Dr. Claude Lavinder Sick.

Mr. N. H. Lavinder has received a letter from Surgeon General W. Wyman of the U. S. Hospital Marine Service at Washington, dated August 21st, containing the advice that Surgeon Glennan, of Porto Rico, reported Dr. Claude H. Lavinder, of Ponce, Porto Rico, ill with typhoid fever. The letter stated further that Surgeon Glennan was ordered to go at once to the sufferer to see that everything possible was done to insure his prompt recovery.—Lynchburg Advance.

Dr. Lavinder has numerous friends in Norfolk who will be pained to learn of his illness. It will be recalled that Dr. Lavinder, after his graduation, served St. Vincent's Hospital as physician one year.

The Police Court.

William Jones, colored, who was charged with unlawful shooting and disorderly conduct, was fined $11 by Justice Tomlin.

E. Brinkley and Shack White were fined $3.50 each for treating animals cruelly.

William H. Gibson, colored, was fined $6 for assaulting David Farnham.

Because Emmett Smith spoke pleasantly to Emily Purvis, the 19-year-old sweetheart of Fletcher Vancey, aged three score and ten, the latter became wildly jealous and while in the churches of the green-eyed monster threw a flat iron at his supposed rival.

HUMOR AT THE TRIAL OF DREYFUS

(Continued from First Page.)

be produced, whereupon the Government Commissary said:

"I ask that the request be refused."

Replying to counsel, the commissary said he hoped Paty de Clam would be able to appear in a few days.

The doctors had been holding a conference on Paty de Clam and hoped he would be in shape to appear by Monday.

Maitre Labori gravely added that he hoped this might prove true, and his auditors smiled apparently at the thought of what would happen to Paty de Clam.

Recurring to Esterhazy, M. Labori declared that the only reason had had not been arrested by General Saussier was that the General had been duped by the headquarters staff. (Sensation.)

DREYFUS HURLS ANOTHER DENIAL.

General Lebbin de Dionne, a governor of the Military College, then testified to Dreyfus' character at college. The prisoner, he said, displayed great intelligence, but had a deplorable temper. He recalled a remark of Dreyfus, that people of Alsace-Loraine would be much happier under German rule than under the rule of France.

Dreyfus, in reply, declared that he had not only never said this, but had never thought it.

MEMORY REFRESHED.

M. Languety, a mining engineer, was called. He had sworn before the Court of Cassation to seeing Dreyfus in Brussels in 1894. He said he would not be certain as to the year.

Dreyfus, rising, said he could refresh the memory of the witness.

"I met you, M. Languety," said Dreyfus, "at a restaurant in the Saint Hubert Arcade during the exposition of 1888. We exchanged a few words."

M. Languety admitted that the prisoner's statement was true.

The court adjourned for the day at 11:40 a. m.

ACQUITTAL PREDICTED.

The correspondent of the Associated Press talked this afternoon with M. Jaures, the Socialist leader, who, with Mathieu Dreyfus, sees Maitre Labori every day after the session, and who is acquainted with the entire tactics of the defence. M. Jaures said:

"I am convinced that Dreyfus will be acquitted. He must be acquitted, for no new fact has been brought up against him. The Generals, I believe, are going to make their last stand on Bertillon's system, which they intend to submit as proving Dreyfus guilty. Intelligent men laugh at it, but it is very ingenious and has the merit in the eyes of the Generals of being incomprehensible to an ordinary man and thus calculated to impress him if supported by the puppets of the General Staff.

"Bertillon's theory has already been introduced by some of the military witnesses, who declare their confidence in it. The trial, in my belief, will last about another twenty days."

GOOD DAY FOR DREYFUS.

PROSECUTION FORCES MAY ADOPT NEW TACTICS.

(By Telegraph to Virginian-Pilot.)

London, Aug. 24.—The special correspondents at Rennes agree that, although yesterday's sitting of the court-martial was monotonous, it was altogether a good day for Dreyfus, who, the correspondent of the Daily News says, "is taking a passionate and quite impersonal interest in his own case, has, in fact, become a Dreyfusite."

The proceedings, though much less exciting than on the previous day, were still dominated by the strong personality of M. Labori. People are beginning to see a likeness to the Beginning of Gambetta's career, and they wonder if he will go as far.

A NEW THEORY.

The correspondent of the Times says: "I learn on good authority that the forces of the prosecution, led by General Roget, are very seriously discussing the advisability of adopting entirely new tactics. According to my information, they hope to be able to render plausible the following theory: In the presence, as they are, of the undoubted facts of treason as proved by the existence of the bordereau, and quite unwilling to admit that Colonel Henry was capable of treason, convinced, moreover, that only a general staff officer could possibly have obtained the information contained in the bordereau, they ought to impose as to a solution or an explanation the idea that Dreyfus and Esterhazy were accomplices, brought together by Weyl, of the Yacht, and the Syndicate; admission that this bordereau is in his hand, a fact accepted by the Court of Cassation, would be utilized by the courtmartial, while Dreyfus would be looked upon as the real traitor and purveyor of documents to the military attaches of the Triple Alliance.

PANIC SEIZES CONSPIRATORS.

"I need not marshal against this hypothesis the numerous proofs of its improbability and even of its impossibility, but I mention it here because the very fact of is being now under discussion shows a sudden and brilliant light on the panic—I do not hesitate to use so strong a term—which has seized hold of the little band of conspirators against justice, as they have beheld the Rennes judges during the last three days slowly but surely placed in possession of those facts of which only French superior officers outside the War Office still remain in blissful ignorance."

DEWEY IN FRANCE.

PREPARING HIS MEN FOR NEW YORK RECEPTION.

(By Telegraph to Virginian-Pilot.)

Nice, August 24.—Admiral Dewey and the officers and men of the Olympia, now at Villa Franche, near here, are already anticipating their New York reception and are preparing for their part in it. The Admiral has received permission from the authorities to land the Olympia battalion at Villa Franche for drill purposes, during the remainder of the cruiser's stay there.

M. Granale, perfect of the Alpes-Maritimes, visited Admiral Dewey today. The former expressed the pleasure of the French Government at the Admiral's visit, adding his assurances of personal admiration.

It is expected that Admiral Dewey will come to Nice to-morrow and return the prefect's and other official calls.

CASTORIA.

Bears the Signature of Chas. H. Fletcher. The Kind You Have Always Bought.

Progress of the Plague.

(By Telegraph to Virginian-Pilot.)

Washington, D. C., August 23.—In reply to a cable inquiry from Surgeon-General Wyman, Assistant Surgeon Heiser, at Naples, to-day cabled the Marine Hospital Bureau that there is absolutely no truth in the report that the plague had appeared at Naples and Palermo.

A Steamer Crippled.

(By Telegraph to Virginian-Pilot.)

Galdes, N. J., August 23.—The Clyde Line steamer Onondaga, from Wilmington, N. C., for New York, broke her propeller shaft and is anchored fifteen miles south of Absecom. A life saving crew from Absecom light has gone to her.

Gail Borden

Condensed Milk HAS NO EQUAL—AS AN INFANT FOOD.

"INFANT HEALTH" SENT FREE ON APPLICATION.

NEW YORK CONDENSED MILK CO. N.Y.

WATT, RETTEW & CLAY.

We tell good Towel news

It isn't often that you can get

GENUINE BARNSLEY LINEN TOWEL AT 12½c. EACH.

These are unusually good towels—have woven red borders—hemmed, ready for use.

They are very absorbent, and will give splendid service.

They measure 19x38 inches and

AT 12½c. EACH INSTEAD OF 15c.

We consider them very good value.

See display in our Granby street window.

Glass Towelling—pretty red and blue checks of different sizes—the 5c. grade at 3c. a yard.

Heavy household absorbent Crash, 18 inches wide, all-linen, woven borders. The regular 10c. grade, at 7c. a yard.

Turkish Bath Towels—woven borders—25c. each.

Out Mesh all linen Towels—woven borders—25c. each.

Glass Linen Towels—all linen—red and blue checks—7c. each.

Regular 12½c. extra heavy, all-linen, woven border Huck Towels, at 12½c. each.

Exceptionally good quality Linen Crash Towels—woven red borders—10c. each.

Magnificent hemstitched Huck Towels—22x42 inches—white, blue and red woven borders—25c. each.

Watt, Rettew & Clay

THE

Joseph Brown STORE

To-day

brings the sale of HAMBURGS and of short lengths of whatever kind, some specially desirable for the present and some equally good all the year round. We will endeavor to make the prices as attractive as the offerings are desirable. Favor us with a call.

JOSEPH BROWN, 220 Main St.

Reduced Rates

NOW IS YOUR OPPORTUNITY

I AM OFFERING GREATLY REDUCED RATES TO ALL CATARRH SUFFERERS WHO BEGIN MY TREATMENT BEFORE SEPTEMBER 1, 1899.

The coming 2 or 3 months are probably THE BEST IN THE YEAR for treatment, being free from the extreme heat of summer and cold and snows of winter. DURING THESE FAVORABLE MONTHS CATARRH PATIENTS RECOVER MUCH FASTER THAN IN SEVERE WEATHER. For this reason I want as many CATARRH SUFFERERS as possible to BEGIN MY TREATMENT NOW, and as an inducement I AM OFFERING GREATLY REDUCED RATES; IN FACT, ABOUT HALF MY USUAL PRICE, PROVIDED YOU BEGIN BEFORE SEPTEMBER 1. Can you afford to neglect this opportunity?

If you have any intention of taking treatment at all now is the best time. Will you let Catarrh go on undermining your health when you can be cured on such favorable terms?

S. B. Fitzsimmons, M. D.

Has offices 1 and 2 No. 314 Main street, Norfolk, Va. Specialties: Catarrh and all diseases of Eye, Ear, Nose, Throat, Chest and Stomach.

Hours, 9 a. m. to 12:30 p. m.; 2 p. m. to 6:30 p. m. Sunday Hours, 10:30 a. m. to 12:30 p. m. Tuesday night and Thursday night, 7:30 p. m. to 8 p. m.

Consultation always free. Medicines furnished. Terms always moderate. Eyes examined for glasses free of charge.

Pianos Tuned. Both Phones 1109.

Piano Clearance Sale

We are getting ready for a big Fall trade and have ordered large shipment of Pianos from our factory. This means we must dispose of every Piano in our warerooms within next thirty days. We have large stock of second-hand pianos taken in exchange as part payment on "The Peerless Steiff Piano." Some of these pianos we can sell as low as $40.

Write postal for special price list.

Stieff Factory Warerooms,

MONTICELLO HOTEL, GRANBY ST.