STATE CAPITOL

Flowerree's Bill Providing for Its Erection Favorably Reported to the Senate from

COMMITTEE OF THE WHOLE

Tallant Introduces a Bill Locating the State Insane Asylum at Warm Springs.

Special to The Tribune.

HELENA, Feb. 23.—The judiciary committee in the senate today made favorable reports on five bills amendatory of the code relating to business before justices' courts. The printing bill relating to printing chargeable to the county was favorably reported with an amendment. The amendment gives the board of county commissioners power to make two year contracts with a reputable paper without calling for bids. The senate adopted the report.

The committee on public buildings made a favorable report on the bill providing for the government of the state prison. The committee on privileges and elections made a favorable report on the house bill to regulate the conduct of primary elections.

The committee on finance and claims, to which had been referred the Cooper bill relating to raising funds for the benefit of the agricultural college, made a report recommending that the bill be referred to the committee on judiciary, and it was. The committee reported on the bill to locate a soldiers' home at Glendive, recommending that the bill be indefinitely postponed. The report was adopted.

The same committee made a favorable report on the bill creating a commission with power to lease for five years temporary quarters for state offices.

Brosnan presented a petition signed by 1,500 women praying that the privileges of the ballot be given them. Steele introduced four bills amending the codes. One related to the compensation of witnesses before the coroner, another to jurors' fees in coroners' cases, another to constables' fees, and the fourth fixes the compensation of police justices in cities of the first class, at $1,500 per annum, and in second class cities at $600 per annum.

In committee of the whole Eggleston's bill to encourage desirable immigration was ordered indefinitely postponed without a dissenting vote. The following were ordered favorably reported: Folsom's suffrage bill; Flowerree's bill providing for the erection of state capitol buildings; senate joint memorial for the removal of obstructions in Clark's fork of the Columbia; senate joint memorial, relating to Cree Indians.

Smead's bill to provide for the issuance of bonds to refund those maturing, came over from the house with two amendments. One prohibits refunding bonds more than once, and the other requires that the refunding of bonds must be advertised. Smead moved that the amendments be concurred in, but other senators wanted more time to look into the matter and the amendments were referred to the judiciary committee, which is to report on Monday. During the session the presiding officer signed the hotel keepers bill, the bill to abolish the office of mineral land commissioner and Hedges' bounty bill.

In the House.

Special to The Tribune.

HELENA, Feb. 23.—In the house over sixty bills were reported from committees. Among the favorable reports were bills allowing Helena to increase her indebtedness to acquire water works; making provision for state university buildings; regulating freight rates and prohibiting discrimination; amending the ballot law so that no name shall appear more than once, no matter how many parties nominate a man; fixing passenger rates at 3 cents per mile, with a minority report favoring the passage of the bill; senate bill creating a state board of health.

Bills were introduced:

By Tallant—Locating state insane asylum at Warm Springs.

By Rodgers—Providing for advertising for bids for supplies for state officers and the legislature.

By Joy—Creating a board of railroad commissioners.

The bill requiring railway companies to have suitable structures on the front platform of cars was put on its third reading and was defeated by yeas 15, nays 38.

Snow Prevents Funerals.

PORT JERVIS, N. Y., Feb. 23.—Distressing incidents of the late storm are still coming to light. In the town of Cumberland, Sullivan county, Joseph Bagley, an aged resident of Lebanon Lake, died on Feb. 5, and his corpse lay in the house ten days awaiting the undertaker, who was unable to get there on account of the drifted snow.

On Feb. 3 an Italian named Nacueo of Centreville, Sullivan county, committed suicide by taking paris green. His body is still unburied, the undertaker refusing to inter it until he receives a coroner's certificate. The coroner has not held an inquest because of not being able to reach the house of the suicide through the snowdrifts.

The corpse of Mrs. Lucy A. Mitteer, wife of Charles Mitteer of Hurleyville, who also died on the 5th, was not buried until the 12th. The drifts were piled so high that the undertaker, four horses, and four men from Monticello were unable to reach the house of the suicide through the snowdrifts.

COUNTERFEITERS.

A Band Who Have Been Operating in Nebraska Captured.

OMAHA, Feb. 23.—United States officers last night arrested leaders of what has proved to be one of the best organized gang of counterfeiters that has troubled the government for years. Charles Shepherd and William T. Grosscross are the men jailed. They were located on a farm a few miles from Omaha, where they were masquerading as farm hands. With them were secured a melting pot, compositions and some counterfeiters' tools, and a large quantity of silver dollars of the "glass" order.

All the towns in the Missouri valley have been flooded with coins placed in circulation during the past year, and it is estimated that one hundred thousand bogus dollars have been put on the market in the time. Tonight it is said one of the counterfeiters has confessed, and every agent of the organization is known and will be arrested. The arrest of the two men is the result of the work of a number of secret service detectives.

College Burned.

BEAVER FALLS, Pa., Feb. 23.—Beaver Falls college burned this morning. About fifty students were in the building, but all escaped.

GETS TEN YEARS.

Judge Blake Sentences the Murderer of Dorrity to a Decade in Deer Lodge.

Special to The Tribune.

HELENA, Feb. 23.—Only a few outsiders were present this morning at Judge Blake's court when sentence was pronounced on Thomas Cleary, the slayer of Dorrity. The sentence was ten years' imprisonment in the penitentiary at Deer Lodge, beginning from the 17th day of January, 1895. Cleary appeared in the court room this morning looking very pale and took his seat on the rear of the long bench at the end of the attorneys' table. When the judge asked him if he had anything to say as to why sentence should not be pronounced he replied, "No," which was hardly audible, and when the court was announcing his fate his breath came short and quick, showing what weight he felt was put in the words which the court was speaking. Sheriff Jurgens will escort him to Deer Lodge in a few days. Cleary's attorney, William Wallace, was in the court room, but gave no notice of a new trial.

IN THE FIELD.

Silver Men Hold a Secret Conference at Washington.

WASHINGTON, Feb. 23.—A number of representatives of the Bimetallic league met here today for conference at the league headquarters. Among those present were Gen. Warner, president; Representatives Newlands of Nevada and Sibley of Pennsylvania. The greatest secrecy was maintained as to the conference. Gen. Warner, however, said that they had come together to talk over the situation, and nothing more. For several days, however, a rumor has been in circulation here to the effect that certain silver men were formulating a plan which, if carried out, would result in placing a national silver ticket in the field for the next national campaign. It is not believed that the plan has as yet taken any definite shape.

GRAND WAR SONGS CONCERT

To Be Given at the Opera House in April Under Auspices of Sheridan Post.

"Yes, we'll rally 'round the flag, boys,
We'll rally once again,
Shouting the battle cry of freedom.
We will rally from the hillside,
We'll gather from the plain,
Shouting the battle cry of freedom."

In the early part of April the veteran soldiers of the union and confederate armies under the supervision of Sheridan post G. A. R., assisted by the best musical talent of Great Falls, will give a grand concert of battle hymns at the opera house for the purpose of raising funds to improve a burial plot donated by the Highland Cemetery company. The exercises will consist of an oration by a distinguished veteran of the war, inspiring war songs, martial music, military calls on the bugle, and with drum and fife and inspiring musical selections by the Black Eagle band. The "old boys" of the war, although not as "gay and festive" as they were thirty years ago, will endeavor to portray to the people who were not on earth in the days of the war many of the scenes incident to camp life, the march and the battle field.

These concerts are very popular in the eastern cities, and the one to be given here will be equal to the best, and the people will doubtless give the "boys" a crowded opera house, as the object for which the concert will be given is a worthy one. The committee having the matter in charge is composed of F. George Heldt, J. W. Clark, W. H. Safford, P. H. Hughes, C. C. Cochran and Mesdames Sires and Payne.

Ransom Goes to Mexico.

WASHINGTON, Feb. 23.—The president today sent to the senate the nomination of senator Matt W. Ransom of North Carolina to be envoy extraordinary and minister plenipotentiary of the United States to Mexico. Senator Blackburn moved an executive session and the nomination was immediately confirmed by a unanimous vote.

SENATORS IN GREAT FALLS

They Arrived Last Night on a Special Train and Were Royally Entertained.

Will Be Shown Points of Interest in This Vicinity Today—Those in the Party.

In response to an invitation from Senator T. W. Brosnan of Great Falls a number of state senators and others left Helena by special train Saturday afternoon and arrived in this city about 8:30 that night. They were met at the depot by a band which escorted them to the Park hotel, where dinner was served from the following bill of fare:

New York Counts,
Chicken Giblet Consomme
Russian Caviar
Queen Olives Chili Sauce Chow Chow
Boiled Columbia River Salmon a la Hollandaise
Potatoes Shaddow
Sauerkraut and Spare Ribs
Braised Leg of Veal, aux Fine Herbs
Lamb Potpie, a la America
Queen Fritters, Fruit Sauce
Prime Beef, au Jus Turkey Stuffed, Sauce
Mutton with Jelly
Ham Tongue Beef
Pickled Beets Cold Slaw Shrimp Salad
Steamed Sweet Potatoes Mashed Potatoes
Green Peas Sugar Corn
Apricot Pie Cranberry Pie
Spice Pudding, Cream Sauce
Claret Jelly Vanilla Ice Cream
Assorted Cake
Mixed Nuts Raisins
Cream Cheese Swiss Cheese
Coffee Water Crackers

After dinner the visitors were invited to the Electric City club rooms and spent several hours as guests of the club.

Today the party and citizens will take carriages and visit the Boston & Montana and United smelters, Giant spring, several falls and various points of interest about the city. If they return in time, their train will be run to the mines of Belt and Sand Coulee, and this evening they will leave for Helena.

Those in the party are: W. H. Smead, senator from Missoula county; O. C. Cooper, senator from Ravalli county; E. P. Chandler, senator from Fergus county; George D. Greene, senator from Jefferson county, and Mrs. Green; George M. Hatch, senator from Park county; A. L. Babcock, senator from Yellowstone county; Dr. James M. Sligh, senator from Granite county; T. W. Brosnan, senator from Cascade county; Christian Yegen, representative from Yellowstone county, and Mrs. Yegen; Fred H. Foster, secretary of the senate; Miss A. Quirk, committee clerk of the senate; Capt. J. D. Taylor, sergeant at-arms of the house; Mr. and Mrs. J. I. Phelps, Helena, and L. P. Williston, Billings.

A LARGE CASTING.

Made Yesterday by the Great Falls Iron Works—Important Success for Great Falls.

In response to invitations a number of citizens, including a TRIBUNE reporter, assembled Saturday afternoon at the foundery of the Great Falls Iron Works to witness the casting of a piece, the successful completion of which meant that much work which had been heretofore done by Fraser & Chalmers of Chicago would henceforth be done in Great Falls.

A fortnight since a similar piece was cast at the foundery. The piece was to be the largest ever cast in this city, weighing nearly five tons. It is the base of a rock-breaker for the Boston and Montana smelters. At 2:45 p. m. the furnace was first charged, at 3 o'clock the first tapping was done, and at 4:40 the metal, at white heat, was poured into the mold, and the casting was pronounced a success. The metal will be left in the mold three days, when it will have cooled.

The casting, not only on account of its size, but on account of its shape and intricate construction, was difficult to make. There were many grooves, indentations, etc., required and the greatest vigilance and skill were required to complete the work.

The foundery yesterday turned out a greater quantity of castings than ever before, and has a large number of orders to fill, with business constantly increasing.

LIBEL LAW.

Uncle Charles A. Dana of the New York Sun, who is old enough to know better, has permitted his vindictiveness to get the better of his discretion and has been arrested for criminal libel. The object of his wrath and his accuser is the publisher of the Washington, D. C. Star, against whom the veteran editor flung some rather savage statements affecting his business integrity. The charges were so direct that the young publisher evidently concluded that he could be vindicated in a court, and as he is not in need of money to heal his wounded honor, he elected to have the accusations exploited on the criminal side of the temple of justice. He may secure a verdict, but what good will it do him? Who wants to see Dr. Dana in jail? It is true the old gentleman is alike careless of facts and adjectives when he has hold of the business end of a pen and imagines that some one deserves a scorching, but the newspaper men and the public know his failing so well that all he writes in that line is taken *cum grano salis*. The character of Mr. Noyes, that is the name of the aggrieved gentleman, in the community in which he lives, should be of sufficient stability to negative the attack without a resort to the courts. Outside of that city he is unknown and the reading public do not care whether he is honest or dishonest. A libel suit with Dr. Dana if it is tried may give him a temporary notoriety but it will not add to his reputation. The fact is newspaper men have no right to invoke the law of libel any more than they have to make publications that will permit others to do so. In this special case it can be safely said that the concensus of press opinion, will be, that while Dr. Dana was at fault in making the attack the young man is foolish in seeking to repel it with the aid of the law.

SILVER CONFERENCE.

At this distance from the seat of war, or rather from the national capital, it will not do to say the silver advocates in the senate are not doing their whole duty to the cause, for they must have reasons for their actions that are not apparent on the surface. Still their recent conduct looks rather strange. A few days ago the Jones bill had the right of way in the senate and could have held it to the exclusion of all business, but its advocates, though in a majority, surrendered to the minority and made way for the appropriation bills. They evidently did this that the odium of blocking legislation should not attach to them, but just why, in such a case, the blame should rest on the majority instead of the minority, is beyond our ken. As a supplement to this Senator Wolcott Saturday introduced a bill directing the president to anticipate the action of Germany regarding an international monetary conference, and appoint at once a commission of nine to represent the United States at such conference. The senator must have had some misgivings as to the character of the men that the president might appoint, for he provided that the appointees should be confirmed by the senate. His bill is made a rider to the appropriation bill and may or may not pass though there is no reason why it should not, for many senators who oppose free coinage proclaim that they would favor it under an international agreement. While it is desirable that there should be a conference the free coinage men, and notably Senator Wolcott, have insisted that the United States was great enough to establish and maintain its own financial policy independent of Europe and that if it declared for free coinage Europe would have to follow suit. The abandonment of the Jones bill and the introduction of the conference bill indicate that the senator has changed his base. That he has done so without consulting and obtaining the approval of his colleagues is not a reasonable supposition, or that they would consent unless there was some point to be gained is not probable. As to the causes we are in the dark for they have made no explanation, but as their loyalty to the cause is as unquestioned as their ability we must watch and wait, though "hope deferred maketh the heart sick."

SCHOOL BOOKS.

The committee on education of the house of representatives has finally reached a conclusion on the question of text books for use in the public schools for the ensuing six years. The battle over the text books has been rather an interesting one for the reason that there is considerable money in it for the lucky ones. The books now in use are those of the concern known as the American book trust, and the several competitors were private or rather individual publishers. The outcome of the contest, so far as the committee is concerned, has been a draw. A number of the books of the trust will remain and for others new ones will be substituted. The report will recommend that McGuffey's readers, Barnes' geographies and histories and Fish's arithmetic be dropped, and that for them there be substituted Stickney's readers, Frye's geographies, and Milne's arithmetic. Another and very important change was the substitution of the Graphic for the Spencerian system of penmanship. Of course the committee report will have to be adopted by the legislature before it becomes a law, and as the time is short and the agents of the trust very capable lobbyists it is hard to say what the fate of the report will be. If the bill does not pass the legislature the present text books of the trust will remain in use.

In this connection it is a matter of some pride to say that the changes recommended by the committee are identical with the suggestions formulated by the teachers of the public schools of Cascade county.

THE TRIBUNE does not assume to know anything of the relative merits of the books, but it has confidence in the ability of the teachers in the county schools, and congratulates them that the committee has heeded their advice, no matter what the legislature may do. It is evident that some changes were needed and it is to be hoped they will be made.

Representative Tallant has introduced a bill to locate a state insane asylum at Warm Springs. The place is especially adapted for the purpose, suitable buildings are already constructed and if the present owners will sell for a reasonable consideration Warm Springs is beyond question the best place for the institution.

Parties in from Arrow creek report that Si Buck and Frank McDonald have driven several thousand head of cattle out of the bottom lands and brush, and gotten them on to the open range, but there are still large numbers of stock in that vicinity that need attention. Many of them are gaunt and weak, and unless looked after will turn up their toes before green grass puts in an appearance.—River Press.

No Change.

NEW YORK, Feb. 23.—Bar silver, 60 cents; lead, $3.02½.

Dr. Price's Cream Baking Powder
World's Fair Highest Medal and Diploma.

CITY CLERK'S REPORT.

OFFICE OF THE CITY CLERK,
GREAT FALLS, Mont., Feb. 18, 1895.

To the Honorable Mayor and City Council:

Gentlemen—I have the honor of presenting the following report of the receipts and expenditures of the city for the month of January, 1895; also the financial condition of the city on the 31st day of said month:

January Expenditures.

MAYOR'S PAY ROLL.

Salaries of mayor, council, clerk, treasurer, attorney, and jailer		$ 568 3

Engineering Department, Streets.

General street work	$ 59 65	
Sundry expenses	1 25	
		$ 60 90

Engineering Department, Office.

Salaries of engineer and assistant	$ 250 00	
Sundry expenses	9 75	
		$ 259 75

Police Department.

Board of prisoners	$ 144 25	
Salaries of officers and men	860 00	
Police magistrate's salary	50 00	
Sundry expenses	80 31	
		$ 1,134 56

Fire Department.

Salaries of paid department	$ 465 00	
Salaries volunteer department	74 00	
Feed for team	20 61	
Sundry expenses	72 65	
		$ 629 26

Health Department.

Salaries of health officers	125 00	
Removal of garbage from streets	6 35	
		$ 131 35

City Pound.

Salary and fees of poundmaster		$ 63 00

City Scales.

Salary of inspector of weights and measures	$ 60 00	
Sundry expenses	9 00	
		$ 69 00

Hose House and Jail.

Plumbing		$ 54 94

Valeria Public Library.

Salaries of librarian and janitor	$ 87 00	
Books	15 00	
Sundry expenses	72 68	
		$ 174 68

Interest Account.

Interest paid on the following warrants:		
General fund	$ 666 42	
Lateral sewer special fund	277 37	
Sidewalk special fund	70 81	
Police fund	77	
Sewer fund	119 57	
Street fund	30 61	
Park fund	84	
		$ 1,165 89

General Expense.

Street lighting	$ 504 00	
Rent, city offices	89 25	
Printing	44 59	
Sundry bills	27 20	
		$ 665 04
Total		$ 4,976 70

Receipts.

The receipts were:

From licenses	$	880 95
From city scales		56 55
From police court		72 50
	$	1,019 00
Warrants paid amounted to		21,078 50

Financial Condition Jan. 31, 1895.

LIABILITIES.

Bonded indebtedness	$	15,000 00

Warrants Outstanding.

General fund	$24,139 58	
Fire fund	17 28	
Street fund	2,659 70	
Park fund	156 15	
Contingent fund	2 25	
Sidewalk special fund	355 98	
Lateral sewers special fund No. 1	1,177 11	
Lateral sewer special fund No. 2	3,242 84	
Sewer fund	1,052 77	
Sundry account fund	13 95	
Park purchase fund	20,756 36	
Interest fund	4,500 00	
Garbage special fund	86 14	
	$	61,599 55

Claims.

Audited claims unpaid	$	5,776 79

Appropriations For

Purchase of parks	$ 103 56	
Police department	2,107 57	
Fire department	5,383 19	
Valeria public library	4,020 98	
Park improvements	1,391 38	
Hydrant rental	15,351 71	
Interest on bonded indebtedness	4,500 00	
Salaries of city officers	4,683 12	
Interest on sewer warrants	135 31	
The poor	59 70	
Taxes unapportioned	423 12	
	$	38,191 64
	$	255,458 89

Resources.

CASH IN TREASURY.

General fund	$ 2,800 44	
Water fund	15,351 71	
Park purchase fund	20,859 92	
Library fund	4,195 66	
Sewer fund	1,249 19	
Contingent fund	5,760 45	
Police fund	3,292 84	
Poor fund	50 70	
Fire fund	6,635 23	
Sinking fund	1,416 39	
Sundry account fund	13 46	
Lateral sewer pecial fund	4,633 39	
Sidewalk special fund	289 61	
Interest fund	9,000 00	
Park fund	1,548 37	
Taxes unapportioned	423 12	
Street fund	470 13	
	$	77,360 11

Special Assessments.

Due from Properties benefitted by special improvements	4,755 09	
Net indebtedness	173,343 69	
	$	255,458 89

Respectfully submitted,

C. H. CLARK,
City Clerk.

IN THE DISTRICT COURT OF THE EIGHTH Judicial district of the state of Montana, in and for the county of Cascade.

Estate No. 40.

In the matter of the estate of Thomas L. Gorham, deceased.

Order to show cause why order of sale of real estate should not be made.

George F. Cope, the administrator, with the will annexed, of the estate of Thomas L. Gorham, deceased, having filed his petition herein praying for an order of sale of all the real estate of said decedent, for the purposes therein set forth.

It is therefore ordered by the said court, that all persons interested in the estate of said deceased appear before the said court on Saturday, the 2nd day of March, 1895, at 10 o'clock in the forenoon of said day, at the court room of said court, at the court house in the city of Great Falls, county of Cascade, to show cause why an order should not be granted to the said administrator with will annexed to sell so much of the real estate of the said deceased, Thomas L. Gorham, as shall be necessary, or to sell all of it.

And that a copy of this order be published at least four successive weeks in the Weekly Tribune, a newspaper printed and published in said Cascade county.

[Signed] C. H. BENTON, Judge.

Dated January 26, 1895.

[Endorsed] Filed this 26th day of January, 1895. W. M. COCKRILL, Clerk.

First publication Jan. 27, 1895.

SUMMONS.

IN THE DISTRICT COURT OF THE Eighth judicial district of the state of Montana, in and for the county of Cascade.

The Commonwealth Title Insurance and Trust Company, trustee, plaintiff, vs Edward H. Rabe, defendant. Summons, Action No. 1,966.

The State of Montana sends greeting to the above named defendant:

You are hereby required to appear in an action brought against you by the above-named plaintiff in the District Court of the Eighth Judicial District of the State of Montana, in and for the County of Cascade, and to answer the complaint filed therein, within ten days (exclusive of the day of service) after the service on you of this summons, if served within this County, or if served out of this County, but within this district, within twenty days; otherwise within forty days, or judgment by default will be taken against you according to the prayer of said complaint. The said action is brought to foreclose a certain mortgage bearing date the 1st day of December, 1892, and recorded in the office of the county recorder of Cascade county, in the state of Montana, in Book 1, N. W. G. L. Co. of Deeds on page 72, executed by Edward H. Rabe to Northwestern Guaranty Loan company to secure the payment of his promissory note therein recited, for the sum of $250, which said mortgage and the note and obligations thereby secured have been duly assigned to the plaintiff and it is now the legal owner and holder thereof.

The real estate described in and conveyed by said mortgage is all those tracts, pieces or parcels of land lying and being in the county of Cascade and state of Montana, described as the south half of the southwest quarter (s½ of the sw¼) and the northwest quarter of the southwest quarter (nw¼ of the sw¼) of section twenty-seven (sec. 27), township twenty (tp. 20) north, range five east (n. r. 5 e.), containing one hundred and twenty (120) acres, more or less, according to the government survey thereof; also all right, title, and interest in and to all water, water rights, ditches, flumes, franchises, and privileges upon leading to or connected with said described land and each and every part and parcel thereof.

The prayer of the complaint in this action, a copy of which has been filed with the clerk of this court for the defendant, asks that the plaintiff have judgment against the defendant, Edward H. Rabe, for two hundred and fifty dollars with interest thereon from the 1st day of December, 1892, at the rate of six per cent per annum and interest at the same rate from maturity upon the three interest installments of $7.50 each, which matured respectively thereunder upon the 1st day of June, 1893, the 1st day of December, 1893, and the 1st day of June, 1894, for the sum of fifty dollars as an attorney's fee for foreclosing said mortgage, and for all the costs of this suit; that the usual decree may be made for the sale by the sheriff of Cascade county of the premises described in and conveyed by said mortgage; that the proceeds of sale may be applied in payment of the amount due to the plaintiff, of the attorney's fee allowed by the court, and of all the costs of this suit; that the defendant, Edward H. Rabe, and all persons claiming under him, subsequently to the execution of said mortgage, be forever barred and foreclosed of all right, claim or equity of redemption in said premises, and that plaintiff may have judgment and execution against said Edward H. Rabe for any balance which may remain unpaid after applying proceeds of sale as aforesaid.

And you are hereby notified that if you fail to appear and answer the said complaint, as above required, the said plaintiff will apply to the court for the relief demanded in said complaint.

Given under my hand and the seal of the District Court of the Eighth Judicial District of the State of Montana, in and for the County of Cascade, this 29th day of September, in the year of our Lord one thousand eight hundred and ninety-four.

[SEAL.] W. M. COCKRILL, Clerk.
By W. L. TURNER, Deputy Clerk.

Indorsed. I. Parker Veazey, attorney for plaintiff, Great Falls, Mont.

[First publication Feb. 20, 1895.]

SUMMONS.

IN THE DISTRICT COURT OF THE Eighth Judicial District of the state of Montana in and for the county of Cascade.

American Loan and Trust Company, trustee, plaintiff, vs. Nicholas Rommelfinger, Vesta E. Brown, the Pineville Lumber Company, and Isreal H. Rushford, defendants. Summons. Action No 2,008.

The State of Montana send greeting to the above named defendants:

You are hereby required to appear in an action brought against you by the above-named plaintiff in the District Court of the Eighth Judicial District of the State of Montana, in and for the County of Cascade, and to answer the complaint filed therein within ten days, (exclusive of the day of service) after the service on you of this summons, if served within this County, or if served out of this County, but in this district, within twenty days; otherwise within forty days, or judgment by default will be taken against you according to the prayer of said complaint. The said action is brought to foreclose a certain mortgage bearing date the 2d day of June, 1890, and recorded in the office of the county recorder of the county of Cascade, in the state of Montana, in Book 1, N. W. G. L. Co. of Deeds, on page 23, executed by Nicholas Rommelfinger to Northwestern Guaranty Loan Company to secure the payment of his promissory note, therein recited, for the sum of three hundred and fifteen dollars, which said mortgage and the note and obligation thereby secured have been duly assigned to the plaintiff and it is now the legal owner and holder thereof.

The real estate described in and conveyed by said mortgage is all that tract, piece or parcel of land lying and being in the county of Cascade and state of Montana, described as follows, to wit: East half of southwest quarter (e½ of sw¼), southwest quarter of southwest quarter (sw¼ of sw¼), section twenty-eight (sec. 28), and northeast quarter of northwest quarter (ne¼ of nw¼), section thirty-three (sec. 33), township twenty north (tp. 20 n), range 5 east (r 5 e), containing one hundred and sixty (160) acres, more or less, according to the government survey thereof.

The prayer of the complaint in this action, a copy of which complaint has been filed with the clerk of this court for the defendants, asks that the plaintiff have judgment against the defendant, Nicholas Rommelfinger, for three hundred and fifteen dollars with interest thereon from the 2d day of December, 1892, at six per cent per annum, for interest from maturity at the same rate upon the last interest installment of $9.50, which matured on the 2d day of June, 1893, for the sum of one hundred dollars as an attorney's fee for foreclosing said mortgage, and for all the costs of this suit; that the usual decree may be made for the sale by the sheriff of the county of Cascade of the premises described in and conveyed by said mortgage; that the proceeds of sale may be applied in payment of the amount due to the plaintiff, of the attorney's fee allowed by the court, and of all the costs in this suit; that the defendants, Nicholas Rommelfinger, Vesta E. Brown, The Pineville Lumber Company, and Israel H. Rushford, and all persons claiming under them, or any of them, subsequently to the execution of said mortgage, be forever barred and foreclosed of all right, claim, or equity of redemption in said premises, and that the plaintiff may have judgment and execution against said Nicholas Rommelfinger for any balance which may remain unpaid after applying the proceeds of sale as aforesaid.

And you are hereby notified, that if you fail to appear and answer the said complaint, as above required, the said plaintiff will apply to the court for the relief demanded in the said complaint.

Given under my hand and the seal of the District Court of the Eighth Judicial District of the State of Montana, in and for the County of Cascade, this 12th day of February in the year of our Lord one thousand eight hundred and ninety-five.

[SEAL.] W. M. COCKRILL, Clerk.
By W. L. TURNER, Deputy Clerk.

Indorsed. I. Parker Veazey, attorney for plaintiff, Great Falls, Mont.

[First publication Feb. 20, 1895.]

IN THE DISTRICT COURT OF THE Eighth Judicial district of the state of Montana, in and for the county of Cascade.

In the matter of the estate of D. L. Tracy, deceased.

Order to show cause why order of sale of real estate should not be made.

R. F. Lind, the administrator of the estate of D. L. Tracy, deceased, having filed his petition herein praying for an order of sale of the personal and the real estate of said decedent, for the purposes therein set forth.

It is therefore ordered by the judge of said court that all persons interested in the estate of said deceased appear before the said court on Monday, the 25th day of February, 1895, at 10 o'clock in the forenoon of said day at the court room of said district court, at the court house in Great Falls, county of Cascade, to show cause why an order should not be granted to the said administrator to sell so much of the real estate of the said deceased D. L. Tracy, as shall be necessary.

And that a copy of this order be published at least four successive weeks in the Great Falls Tribune, a newspaper printed and published in said Cascade county. C. H. BENTON, Judge.

Dated January 26, 1895.

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Weekly

$1.50 a Year.