

MORNING APPEAL.

WEDNESDAY, FEBRUARY 26, 1879

A FLIMSY AND UNTRUTHFUL EXCUSE.

A letter received yesterday from one of the eastern counties informs us that the excuse given by the Senator who was last Fall elected there upon the Republican ticket and pledged to vote for a bill cutting down railroad fares and freights, for "falling down"—as he has done, most shamefully—is that "The Bonanza People" are making a fight against the "local" roads.

THE MOFFAT BELL PUNCH IN NEVADA.

Assemblyman Beard of Elko County has introduced into the body of which he is a member a bill whose purpose it is to engraft upon our liquor license system the so-called Moffat bell punch law of the State of Virginia.

After the registers provided for in the next preceding section shall have been placed in the bar-room or place of business of licensed dealers, it shall be the duty of the retail dealer, immediately on the sale of every half-pint, fraction or multiple thereof of ardent spirits, wines, malt liquors or any mixture thereof, in the presence of the purchaser or person to whom it is delivered to turn the crank of the proper register until the bell has struck once and the indicator on its dial has moved one point or number for each half-pint or multiple thereof so sold, up to and including one gallon.

There is a good deal more of this bill, but we have presented our readers with a sufficient showing of its provisions to give them an insight into its nature and intent.

THE RESOLUTIONS OF THE COMMITTEE OF TWENTY-THREE.

After the adjournment of the mass meeting in Virginia City on Monday night, the Committee of twenty-three then met and adopted the following timely and conservative resolutions:

WHEREAS, An immense concourse of the people, tax-payers and consumers of Storey County met in public mass meeting this evening on the streets of Virginia City, and in intense feeling was manifested respecting the action of the representatives of Storey County in opposing the Woodburn and Lewis bills; and at said meeting severe and denunciatory resolutions were passed; and at said meeting about 2,000 of those assembled voted to march to Carson and speedily and peacefully request and demand of our representatives that they keep the pledges they made to the people; and, whereas, this committee does not desire to assume the responsibility of the actions of said procession if our representatives are unfaithful to their pledges; therefore, be it

Resolved, That this Committee desire the people of this county to wait patiently a day or two, feeling confident that no member of the Legislature from this county, in view of his solemn pledges to nominating conventions and in view of the decidedly expressed wishes of all the people of Storey County, will violate his said pledges and vote against the wishes of his constituents.

Resolved, That we deprecate any public manifestation of anger or hastiness, but we do solemnly and earnestly, with the sound of the significant and very emphatic shouts of the vast concourse of people at said mass meeting still ringing in our ears, request our representatives to think seriously and well before casting their votes against the people.

THOSE PENALTIES.

We are free to confess that until we read Mr. Hillyer's pamphlet on the Tax Penalties alleged to have accrued to the State of Nevada and Storey County from the California and Con. Virginia Mining Companies, we were quite ignorant of the matter and apparent validity of the claim of those companies to an exemption from the payment of the said penalties. This pamphlet contains Mr. Hillyer's statement made before the Select Committee of the Assembly appointed to inquire into the matter of tax penalties.

Now, as to the amount of the penalties in question: First, there are the two cases which are in judgment, and which, unless the Legislature interferes, we shall have to pay on the 1st of April next. The amounts claimed of those judgments yet unpaid are in one \$13,098 66, and \$19,124 65 in the other. The amounts claimed in the four suits which have been instituted to recover the penalties are as follows: \$4,127 34, \$13,331 25, \$17,366 88 and \$27,134 46, making a total of \$32,209 46 already in judgment, and \$63,624 99 still in litigation—in all \$95,833. Of this amount \$44,232 would, if collected, go to the State, and \$51,601 to the county.

I have nothing further to state in reference to these claims other than this: At present the Con. Virginia and California claims are not paying dividends, and when they ceased to pay dividends the Comstock ledge ceased to pay. The owners of stock on the Comstock ledge are to-day paying about \$700,000 every month for assessments. They are not at present getting a cent of it back in the way of dividends. The finances of the State are in an exceedingly prosperous condition, due largely to receipts from these mines.

These facts, it seems to me, should be so far considered as to determine the Legislature not to do an injustice to these mines in their present condition by refusing to carry out the arrangement entered into with them by the officers acting in its behalf.

Further along it is shown that in consideration of the advancing of the said companies of the sum of \$80,000 to the County of Storey, pending the decision of the Supreme Court in the case of Forbes vs. Gracey, it was stipulated and agreed to by the Board of Commissioners of Storey County as follows:

Second—That whenever a final decision of the litigation now pending respecting the legality of the taxes upon the proceeds of the mines assessed against said companies shall be rendered in the courts of the last resort, the obligation to make further advances shall cease; and if the final decision shall be in favor of the legality of said tax, then the money which shall have been advanced by said Fair and Mackay shall, upon their request, be accepted by said county in part payment of the aforesaid taxes, the legality of which shall have been affirmed, and that in such event the Board of Commissioners shall, by official action, so far as they have the power to do the same, remit and release all penalties and percentages for which either of said companies shall heretofore have been liable by reason of a failure on its part to have paid the taxes assessed against it at the time when they became due.

This waiver of the claims of the County of Storey for the said penalties would seem to have been a sufficient basis for the action had in Judge Rising's Court, which is as follows:

SATURDAY, May 5, 1877. The State of Nevada vs. the California Mining Company, et al. Order for judgment, etc. This cause coming on regularly for hearing by consent of parties, at this day, now come said parties in open court by their respective attorneys, F. V. Drake, District Attorney, and Messrs. Lewis & Deal for plaintiff, and R. S. & W. S. Mesick for defendant. And the said plaintiff, by consent of defendant, withdraws its claim from the consideration of the Court for the penalties mentioned in the complaint in said Court, and take judgment for the sum of \$4,876 74, the tax sued for, and \$1,500 District Attorney's fees, and usual cost of suit. Wherefore it is ordered and adjudged that the plaintiff have and recover in this action of and from the defendant the sum of \$46,367 74 and costs of suit, and that judgment be entered herein accordingly.

So it seems that all parties having any authority to do so have released the mining companies from the said penalties; and that it now only remains for the Legislature to sanction and ratify the agreement entered into by the authorities of Storey County. The reasons seem to be ample for a fair consideration of the proposed relief bill.

THE INSANITY DODGE.

EDITOR CARSON APPEAL: I hear much talk on streets, in hotels, bar-rooms and other places in regard to the cheapness and care of our State Insane now being cared for at Stockton, and feel a disposition to favor the bill now before the Legislature except as to the cost, which I think is in excess of what is required at this time for their comfortable care in this State. Langdon & Clark purchased at Woodbridge an old hotel and grounds for about the sum of \$4,000, which with a small addition cost about \$2,000 more, where our insane were kept for a long time; then purchased the old beer gardens in Stockton, for the sum of \$7,000, where they are now keeping the Insane from our State, as well as those from Oregon and Colorado, at a cost to this State (Nevada) of \$45,000 per year, or of \$90,000 for the two years. Now, sir, I ask in all candor, if with \$75,000 we can build, furnish and remove to the grounds designated in said bill our insane, and if that don't fill the bill purchase the Ormsby House,

fixed and furnished, for the sum of \$40,000, and save the property to the State in two years. I am told that the taxpayers oppose the bill on the grounds of economy. Ninety thousand dollars paid to California in two years and no returns! If that is economy it heads me off! We have paid, taking Reno as a starting point, in the last eight years, transportation on the said insane, enough to build quarters for them as good as the old hotels which they have been kept in. And remember that at every session of the Legislature an investigating committee has to be sent, at an expense of about \$1,000, and further, I am told, that when the said committee examined the insane at Woodbridge, they only found four under the care of the doctor, showing that medical attendance was at a discount, or that they had no desire to discharge as cured any more than they could possibly help. And, further: We have an Orphans' Home which only cost about \$12,000, a better building than the old hotel at Woodbridge. I do not believe it requires a mansion, but a good, substantial building of wood, with quarters for the violent or refractory ones, and don't forget that every dollar paid to California does not return.

PASSAGE OF THE LEWIS BILL IN THE HOUSE.

The Assembly yesterday passed the so-called Lewis Bill, regulating freight tariffs and practices on the Central Pacific Railroad. This, regarded in the light of the first effective step toward legislating upon railroads in this State is to be considered as something of the very first importance. It is the entering wedge, as it were. If this bill passes the Senate—as probably it will—and receives the Governor's approval—as we have no doubt it is sure to—we shall have the question in a shape to be practically tested whether it is possible for the State to deal directly and authoritatively with that oppressive monopoly. We congratulate the people upon the ground thus far gained.

A SURE CURE FOR INDIAN OUTBREAKS.

In the Nez Perce campaign, at the Clearwater fight, when the Indians were surprised far down in the bed of the river by Howard, and in the lava beds at the Camas Meadow skirmish, the necessity of a field piece with good range was sorely felt. In the Bannock trouble last summer the Indians swarmed on a bald hill at Coyuse station, beyond the reach of the troops, when had the command been possessed of a good gun, the red skins might have been killed like sheep in a pen. The mountain howitzers were shown to be next to useless. Major Babbit, of the ordnance department, now informs us that two Hotchkiss 5-inch loading guns have been received at Vancouver. These guns are made in Europe, although Mr. Hotchkiss is an American, and weigh only 116 pounds, and have very light pack-saddles especially fitted for them. The mountain howitzers used in the last campaign against the Indians weighed 220 pounds, and had pack-saddles weighing something over 60 pounds more. The Hotchkiss gun is 4 1/2 feet long, its bore is 2 6/10 inches, and it will throw a two-pound percussion shell a distance of three miles. In accuracy, weight and range this gun surpasses anything of the kind ever introduced into the army, and it can be so compactly packed that it may be carried along any trail that troops are able to follow. The gun is particularly adapted to Indian fighting, and we venture the assertion that if there is any outbreak among the dissatisfied warriors in the Upper Columbia country next "grass," and they persist in fighting as usual, at long distances, the Hotchkiss gun will do more actual service than five hundred men.—Portland Standard

NEW ADVERTISEMENTS.

STONE MARKET.

NEW ARRANGEMENT—THE UNDERSIGNED, now the sole proprietors of the

STONE MARKET

NORTH CARSON STREET, Next to Gillson & Barber's Grocery Store.

Are prepared to furnish their old customers and the public with the

Cheapest Roasts, Steaks and Cutlets

BEEF, MUTTON, Veal,

Pork, Lamb;

CORNER BEEF, SAUSAGE, HEAD CHEESE AND BOLOGNAS.

PRICES TO SUIT THE TIMES. Give us a call.

Carson, February 26th, 1879.

N. THORSON,

AGENT FOR HENRY STEEL, OF SAN FRANCISCO,

Is stopping at the Ormsby House, Room 4,

Where he has a choice selection of the FINEST WOOL-ENS, of foreign importation, for the ensuing season.

Who appreciate Fine Goods and good style will do well to call on Mr. Thorson. This House is well and favorably known all over the east.

Mr. Thorson also measures and receives orders for

Howard Black, the shirt Manufacturer.

FURNISHED ROOM TO LET.

A NICE, WELL FURNISHED ROOM IN a desirable part of town, can be rented on reasonable terms by a permanent lodger. Apply at this office. February 13, 1879.

CARSON OPERA HOUSE.

Two Nights Only!

TUESDAY & WEDNESDAY,

February 25th and 26th.

GRAND MUSICAL EVENT!—THE REV. G. P. LYCEUM BUREAU, of Boston, have the pleasure of announcing an engagement for the fourth year with the renowned

HYERS' SISTERS COMBINATION!

The Only Colored Burlesque Troupe in the World, assisted by the HYERS' SISTERS QUARTETTE, whose fame has extended from ocean to ocean, also,

Billy Kersands! The greatest living Colored Comedian, and

Willie E. Lyle! Late of the Georgia Minstrels, who will appear in their novel musical drama,

OUT OF BONDAGE!

Written expressly for them, in four acts, illustrating the early days of the race from Slavery to Freedom.

ADMISSION \$1.00

No extra charge for reserved seats, which will be ready on and after Thursday, Feb. 20th, at Gibson & Deal's.

FRENCH RESTAURANT,

Opposite the Passenger Depot.

THIS IS THE ONLY PLACE IN THE City where no Chinamen are employed.

DINNERS AND SUPPERS

Given up in the Finest Style for Entertainments of all kinds.

The Proprietor does his own cooking, and having had many years experience in that department, feels certain he can at all times give satisfaction.

FRESH GAME AND FISH.

Of every description always on hand.

Private Rooms for those desiring the same. feb 15

Meals at all hours and all prices.

February 25th, 1879. E. ESCALET, Proprietor.

MISS LIZZIE WOODSIDES,

FASHIONABLE DRESSMAKER.

Proctor Street, Four blocks East of the Savings Bank, Carson City, Nevada.

Will work out by the day when required. feb 15

ATTENTION TO LICENSE.

I WILL BE PROMPTLY AND REGULARLY IN MY OFFICE

Every Day at 10 o'clock A. M., AND WILL REMAIN

Each Day until 4 o'clock P. M.,

And there and within those hours will issue County and City Licenses.

LLOYD HILL, Sheriff, And ex officio License Collector. Carson, February 25th, 1879. 1m

EXCHANGE ROTISSERIE.

CLESCOVICH & CO., PROPRIETORS

Northeast corner of Carson and Second Sts

Family Entrance on Second street, opposite the Ormsby House.

THIS WELL-KNOWN AND LONG-ESTABLISHED first-class Restaurant and Oyster Stand is kept open from 5 o'clock A. M. until 2 A. M. The cooking and all the facilities are unsurpassed by any establishment of the kind, here or elsewhere.

Orders will receive prompt attention.

Mr. Clescovich will superintend personally. January 7, 1879.

J. IVANCOVICH,

DEALER IN Groceries, Eggs, Oranges, Lemons, Fresh and Dried Fruit.

Pineapples, Cherries, Coconuts, Figs, Vegetables, Bananas, Grapes, Confectionery, Nuts, Fresh Fish,

Fresh Ranch Butter, Tobacco, Cigars, Etc., Etc., Etc.

PLACE OF BUSINESS: No. 3, South Carson street, opposite the Capitol, Carson City, Nev.

J. IVANCOVICH

BARGAINS IN GROCERIES!

A RARE CHANGE FOR CHEAP PURCHASES AT THE KING STREET STORE.

Owing to a contemplated change in business, we will sell our goods for the

NEXT 90 DAYS, FOR CASH,

Cheaper than any house in Carson. Our stock includes the choicest brands of

Flour, Sugar, Coffee, Teas, Syrups, Salt Meats and Fish, Canned

Goods, Crockery, Glass and Woodenware, Produce

of all Varieties.

ALSO—

HARDWARE AND LIQUORS!

Come and Sample our Prices! All parties indebted to the firm are expected to settle their accounts immediately.

REINSTEIN & GIBSON, Wholesale and Retail Grocers, King st., Carson. September 1, 1878.

C. BILLINGS,

DENTIST, Rinckel's Block, Carson, Nev.

Twenty-five years honorable practice in California and Carson City. feb 15

SPECIAL NOTICE.

Great Reduction in Prices, owing to the decline in the Eastern

Market.

E. B. RAIL,

OPPOSITE CAPITOL BUILDING, CARSON.

IMPORTER AND WHOLESALE AND Retail Dealer in

HARDWARE,

Iron, Powder, Axes, Anvils, Steel, Shot, Saws, Vises, Coal, Fuses, Caps, Bellovs, Rope, Wedges, Blodges, Lace Leather

GLASS AND CROCKERY WARE,

Bar Fixtures, China Sets, Lamps, Chandeliers, Mirrors, Lanterns, Etc. Etc. Etc.

Agricultural Implements,

Plows, Reapers, Harrows, Mowers, Cultivators, Etc., Etc., Gang Plows, Wheat Rakes

Paints, Oils & Brushes,

Coal Oil, Paint Oil, Turpentine, Varnish, White Lead, Rubber Paint, Chemical Paint, Lard Oil, Machine, Castor, Neats Foot Oil, Alcohol, Etc., Etc.,

STOVES, RANGES, TINWARE,

Medallion and Laurel Ranges, Buck's and other Brands of Stoves

Pumps, Hose and Pipe, Doors, Windows, Blinds and Glass, Wood and Willow Ware, Bird Cages, Pistols, Guns, Cartridges, Water, Gas and Lead Pipe,

House Furnishing Goods.

Brass and Steam Goods.

Practical Plumbers and Tinners do roofing and manufaturing of all kinds Tin and Iron Ware

Call and Get Prices—Cheap for Cash.

and

E. B. RAIL.

CARSON CITY SAVINGS BANK

BANKERS, BROKERS AND FIRE INSURANCE AGENTS.

CARSON CITY, - - - NEVADA,

MINING STOCKS BOUGHT AND SOLD ON COMMISSION.

Liberal Margins allowed on Approved Stocks. feb 15

San Francisco Correspondent, Latham & King

Carson September 1, 1877.

CARSON CITY BREWERY,

King street, Carson City,

JACOB KLEIN PROPRIETOR.

THE VERY BEST QUALITY OF LAGER BEER

Made on the Pacific Coast or anywhere. Orders promptly attended to.

The saloon is constantly supplied with the finest brands of

WINE, LIQUORS AND CIGARS.

GIVE ME A CALL. JACOB KLEIN

NOTICE TO LIENHOLDERS.

IN THE DISTRICT COURT OF THE Second Judicial District of the State of Nevada, and for the County of Ormsby.

Oliver Lonkey and E. R. Smith, copartners, trading as The Verdi Planing Mill Company, plaintiffs, vs. Frank Cook and J. H. Miller, copartners, trading as Cook & Miller, and Carson Opera House Association, a corporation, defendants.

Notice is hereby given that the above-named plaintiffs have commenced an action in said Court against the defendants above named to foreclose a mechanic's lien held and owned by plaintiffs against defendants and the following described property, situate in Carson City, Ormsby County, State of Nevada, to-wit: Commencing at the southeast corner of Spear and Carson streets, running thence south, with the east line of said Carson street, forty-nine (49) feet; thence easterly, at right angles, one hundred and twenty (120) feet; thence, at right angles, northerly forty-nine (49) feet, to the south line of Spear street; thence, at right angles, westerly with Spear street, one hundred and twenty (120) feet to the place of beginning; being in Block Forty-two (42) of Messrs's subdivision of Carson City. Said lien is held and claimed under and by virtue of the provisions of an Act of the Legislature of the State of Nevada, approved March 2, 1875, entitled, "An Act to secure liens to mechanics and others, and to repeal all others Acts in relation thereto." All persons claiming liens on said premises under said Act are hereby notified to be and appear before said District Court, at the Court-room located in said Carson City, on SATURDAY, THE 15th DAY OF MARCH, A. D. 1879, at 10 o'clock A. M., to show cause, if any they can, why the prayer of said insolvent should not be granted, and an assignment of his estate be made, and he be discharged from his debts and liabilities, in pursuance of the statute in such case made and provided, and in the meantime all proceedings against said insolvent be stayed.

Witness my hand and the Seal of said Court this

February 14th, 1878. J. H. MARSHALL, Clerk. feb 15

IN THE SECOND JUDICIAL DISTRICT

of the State of Nevada, and for the County of Ormsby.

G. W. Matthews vs. His Creditors: Notice to creditors of Insolvent.—Pursuant to an order of the Hon. Samuel D. King, Judge of the said District Court, notice is hereby given to all the creditors of the said insolvent, G. W. Matthews, to be and appear before the said Judge, at Chambers, on the 15th day of March, 1879, at 10 o'clock A. M., to show cause, if any they can, why the prayer of said insolvent should not be granted, and an assignment of his estate be made, and he be discharged from his debts and liabilities, in pursuance of the statute in such case made and provided, and in the meantime all proceedings against said insolvent be stayed.

Witness my hand and the Seal of said Court this

February 14th, 1878. J. H. MARSHALL, Clerk. feb 15