

# DISTRICT COURT

**DECIDED NOT TO CALL A JURY.**

**Proceedings in the Godwin Estate—Other Probate Matters—All Cases Requiring Jury Trial Continued for the Term**

Arguments were heard before Judge Showers Monday in the case of the application of Peter LeBeau, a creditor of the George H. Godwin estate, upon the objection of the administrators of the estate appointed by Judge Armstrong, of Gallatin county. The matter occupied the attention of the court nearly all day. LeBeau wanted an administrator appointed from Madison county, naming in his petition Public Administrator Julian A. Knight of Madison county, on the ground that Madison county had sole jurisdiction in the matter, the deceased being a resident of this county.

The estate is valued at about \$30,000, and an attempt has been made to probate the will in Gallatin county, Joseph D. Redfern and Edward W. Van Allen having been appointed administrators. LeBeau had a claim against the estate of about \$1,500. The executors, however, allowed him but \$270 and he instituted proceedings in Madison county to have the will probated here. He was represented by Judge Luce of Bozeman, the executors being represented by Walter Hartman and A. D. McPherson. The administrators moved to dismiss the petition on the ground that sufficient notice had not been given. Judge Showers overruled the motion. Judge Luce asked the court to make an order for further notice, which was granted and the hearing of the petition will be had on the 7th of next month.

Julian A. Knight was appointed administrator of the estate of Etta E. Parker, deceased.

The final account of the administration of the Woodward estate was approved, showing that there had been paid to the heirs \$1,000, leaving a balance of \$207.40. Decree of distribution was ordered.

The judge decided not to call a jury, the local attorneys being of the opinion that the interests of none of their clients would suffer by such action. Cases requiring jury trial were stipulated over to the November term. There are very few cases on the docket that would have required a jury trial and at this time of the year it would have resulted in a great hardship to compel placer miners and farmers, as well as those engaged in other business, to leave their vocations and come to town and pay their own expenses as under the new code they would be compelled to do in the event of not being actually engaged in the trial cases.

The final account of the administration of the estate of A. N. Colwell, deceased, was approved, making a showing of about \$1500 in cash in the hands of the administrator and land to the value of about \$1500.

In the suit of Nellie How against Henry J. How for divorce, the plaintiff by order of court, was allowed to prosecute her suit without cost.

The suit of Gloyd and Dauterman against Kas Rochester, defendant's demurrer to plaintiff's complaint was sustained.

The following cases were continued for the term: Pitt Scott vs. Arch McIlwain, set for trial first day of November term. Alex McKay vs. W. J. McDougal, Wm. A. Blair vs. Geo. A. Casey et al., J. H. Watt vs. P. A. Langley et al., Jno. Reid vs. Nicholas Barke, J. L. Nyhart et al. vs. Joseph Pennington et al., St. of Montana vs. Frank Morgan, P. A. Langley vs. R. P. Bateman.

Silven High et al. vs. D. S. Mack, default of defendant, entered and judgment for plaintiffs for \$70.00 and costs.

Send postal card address to W. H. HERRICK, by a letter, mail, for free copy of the Sun I send.

Jake Newman, the tailor.



## TO BE BURIED ALIVE.

**Mind Reader Tyndall Says He Will Rise Again After Ten Days.**

A special to the San Francisco Call from Santa Barbara says:

Alexander McIlver Tyndall, a mind reader, proposes to undertake to be buried alive for ten days, at the expiration of which period he promises to rise living and breathing from the grave.

Tyndall's proposal is to be placed in a hermetically sealed casket, being first covered with clarified butter, sealing all pores of the body and the eyes, mouth, ears and nostrils. This work is to be performed under the eyes of physicians.

The casket is then to be placed six feet under ground, covered with earth, grass seed planted and permitted to spring above. The grave is to be guarded day and night, when, at the expiration of the tenth day, the casket shall be disinterred and opened in the presence of physicians who had witnessed the interment.

The experiment is modeled after the feats performed by an East Indian sect. The proprietors of a hotel have accepted the proposition and intend making Santa Barbara the center of the scientific attention of the world during the period of Professor Tyndall's burial.

A similar proposal was made by Tyndall to the World's fair managers, but it was declined.

## REINDEER MAIL SERVICE.

**Plans For Establishing Novel Post Routes In Alaska.**

Reindeer raising by the United States government in its faroff territory of Alaska has now come to be an industry of great importance and requires the services of a large force of experienced men, all of whom have been brought from Lapland for the sole purpose of taming the reindeer and teaching the natives the use of the animals.

The government now proposes to establish a mail route from the most northern extremity of the territory down to Unalaska, where connections will be made by steamer with San Francisco. Thus the agents, schoolteachers and missionaries who are employed along the great Yukon river and its tributaries will be brought into closer communication with civilization.

The length of the line over which reindeer expresses will be run is probably upward of 1,500 miles, and will take in all that region near the Yukon which is now accessible only by Indians and dog sleds.—New York Sun.

## The Phenakistiscope.

To take photographs of an individual at short and equal periods of time from infancy to old age and to arrange them in an apparatus which will show in a few seconds the changes which nature has needed years to accomplish is the original idea of Dr. Marey, a professor in the College of France and member of the institute. He has devoted a lifetime to the study of animal motion and has published several books on the subject. He calls his machine the "phenakistiscope" or "zootrope," and by its use the observer may see unfolded with startling rapidity all the changes wrought by time and the history of human life as it is written on the countenance.—New York World.

## Boisterous and Felicitous Kissing.

John Pulliam, one of the wealthiest farmers near Wichita, Kan., was arrested on a complaint made by G. W. Wentz, a neighbor, which charges that on July 3 defendant disturbed his peace by hugging, kissing, chucking under the chin, and making other demonstrations of affection toward his wife, Martha Wentz. The complaint is a unique document, and says that the kissing was done in a "loud, boisterous, felonious, malicious and unseemly manner, against the peace and dignity of the state of Kansas." Pulliam weighs nearly 300 pounds, and is quite tall. The woman in the case is petite, well formed and remarkably pretty.—St. Louis Republic.

## Swept the Engine Into the River.

Express No. 2 of the Rio Grande Western had a narrow escape from being crushed by a bowlder that fell from a cliff 1,000 feet high, recently, near Wolcott, Colo. As the train was meandering the Eagle river a mass of rock broke loose and fell directly in front of the pilot of the leading engine. Engineer Woolam had barely time to shout to his fireman to jump, when, reversing and applying the air, he went out the cab into the river. He was followed by the first engine, which turned a complete somersault in its descent and was thrown some distance out into the stream. Nearly 200 passengers were aboard at the time.—Chicago Times-Herald.

## A Great Fruit District.

The fruit resources of southwestern Missouri are not generally comprehended. Right now thousands of bushels of peaches are going to loss in that locality for want of means to care for them. There are 1,000 carloads of early apples in sight along the Memphis road west of Thayer. Great quantities of fruit which cannot be marketed to advantage under present facilities will be converted into brandies, etc. With railroad facilities and cheap rates this country will come near to supplying a large portion of the United States market in a short

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country in the world.—Kansas City Star.

## Not a Farm Product.

A Pennsylvania court has ruled that "the calf is not a farm product." This is as it should be. The farm has legitimate sins enough to answer for without being held accountable for the product of the dade.—Brookton Times.

## Times Have Changed.

When we were a small but good boy, we do not remember of a single case (in Sunday school books) of where a boy went in swimming on Sunday but what he invariably was drowned. It is not so now.—Seneca News.

## COAL IN ALASKA.

**Exceedingly Rich Deposits Waiting For People to Help Themselves.**

Many shrewd people in Alaska are beginning to think there would be more money just now in the coal resources of the country than in the much talked about gold mines. The gold mines do not appear to be panning out so well lately—that is, in comparison with the cost of the whole process of getting to the mines and living there while getting out the gold. The business seems to have been somewhat overboomed. But several experts who have lately been prospecting the coal resources of the coast region believe coal getting could be made immediately profitable.

On the east shore of Cook's inlet there is a big vein of coal fully five feet thick entirely exposed at low tide. All that is necessary to get the coal is to take a crowbar and pry it out in as big blocks as desired. A recent investigation of this deposit showed that 20 feet below the first vein is another vein six feet thick, and three other veins were found in the immediate neighborhood. All the veins are horizontal and extend for miles along the shore. Considerable quantities of this coal have been used by the steamship Chehalis, which runs between Juneau and Cook's inlet, and the chief engineer says it has better steaming qualities than the British Columbian coal, and is in many respects better than any other coal procurable on the Pacific coast. It does not clinker at all.

Some San Francisco people sent a big bark, with a scow and a party of miners, to this place last winter, and the bark was loaded with the coal at very little cost, and the cargo brought the speculators considerable profit. One miner has already squatted on 600 acres of the property, and others are following his example.—New York Sun.

## DR. HERZ'S INVENTION.

**Will, No Claims, Effect an Enormous Improvement In Telegraphy.**

In an interview with Dr. Cornelius Herz, at Bournemouth, England, the doctor, who is worn with anxiety and pain and is clearly dying, declared in broken utterances that he would leave a great invention to be patented and developed. The gist of the invention is an enormous improvement in telegraphy, by which more than 1,000 words can be transmitted by long submarine cables in the same time that 20 words can be sent now.

The invention, the doctor claimed, would allow of cabling 10 words at a cost of 5 cents. He dwelt upon the immense benefit that the invention would have upon the newspaper of the future and said that he intended, in granting royalties to reserve all rights as far as

they applied to news. The invention, he said, would render submarine telephony and multiplex telephony feasible. Among those engaged in his laboratories in France on the experiments which have resulted in the invention he mentioned Edison's nephew.—New York Herald.

## No Water to Spare In the St. Lawrence.

Shipowners at Montreal view with alarm the completion of the Chicago drainage canal. Even without that drain on the source of the St. Lawrence the river is falling with great rapidity. If the water continues to recede at its present rate, the larger ocean steamships will be obliged to lighten a portion of their cargoes in order to get out and into the port of Montreal.

The average draft of the ocean steamships which frequent the port is a trifle more than 20 feet, though the class of ships such as the Parisian, Labrador, Vancouver, Mongolian, etc., draw considerably more. On July 23 the water in the harbor registered 26 feet 5 inches, which is a decrease of one inch below the day before. For some time past a gradual decrease of about an inch in a day has taken place. The low record last year was in November, when, on the 30th, the water reached 25 feet. The lowest in 1883 was on Nov. 7, when the water attained a depth of 27 feet 2 inches.—Toronto Globe.

## Triumph of Aluminium.

The forthcoming review of the geological survey of the mineral resources of the country will show that the production of aluminium in the United States in 1894 was 550,000 pounds. The imports were valued at \$4,110.

Bauxite, which is an oxide of aluminium, has been found in sufficient quantities to be commercially valuable in only three localities in the United States. These are in New Mexico, Arkansas and the Coosa valley of Georgia and Alabama. Aluminium, the review says, has now found the position in the arts predicted for it, and the demand is increasing. Its metallurgical use has proved more valuable than was expected.—Pittsburg Dispatch.

## New Cotton Ginner's Compress.

The cotton ginner's compress, the new invention which is attracting such wide attention in the cotton world, was tested recently at Jackson, Tenn., in the presence of prominent cotton men from the south. The test was a success. A 500 pound bale can be compressed into a bale of two feet in diameter.

## The Night That I Proposed.

The night that I proposed to her how well do I recall—  
The way the maiden looked and how she acted through it all!  
She did not seem one whit disturbed. Her cheeks did not turn pale,  
Nor did she blush or wring her hands as in some lovers' tale.  
Nor sweetly parted were her lips, nor yet too tightly closed.  
She did not heave one gentle sigh the night that I proposed.  
She did not catch her breath nor start nor fall upon my neck  
Nor tremble like an aspen leaf. She was no total wreck,  
Nor was she too self possessed, but just a maiden sweet.  
Who acquiesced in what I said as if it were a treat.  
To leave her home and go where we could have a quiet talk—  
The night that I proposed to her that we should take a walk.  
—Tom Mason in Munsey's.

Price's Cream Baking Powder Forty Years the Standard.

**STOCKHOLDERS Meeting.** A meeting of the Alder Gulch Consolidated Mining Company will be held on Tuesday, September 2, 1895, at 7 o'clock p. m., at the banking house of Hall & Bennett, Virginia City, Montana, for the purpose of electing a board of trustees for the ensuing year, and for the transaction of such other business as may come before the meeting.

CHARLES DAHLER, President.  
Virginia City, Montana, August 24, 1895.

**NOTICE for Publication of Time Appointed for Proving Will, etc.**  
State of Montana, county of Madison. In the district court in the matter of the estate of George H. Godwin, deceased. Notice for publication of time appointed for proving will.

Pursuant to an order of said court, made on the 19th day of August, 1895, notice is hereby given, that Saturday the 7th day of Sept., 1895, at ten o'clock a. m. of said day, at the court room of said court, at the court house in the City of Virginia, county of Madison, has been appointed as the time and place for proving the will of said George H. Godwin deceased, and for hearing the application of Peter LeBeau for the issuance to Julian A. Knight of letters of administration with the will annexed, when and where any person interested may appear and contest the same.

Dated August 19th, 1895.  
THOMAS DUNCAN, Clerk.  
First publication Aug. 21, 1895.

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