

LITTLE FALLS HERALD.

VOL. 10. NO. 20. LITTLE FALLS, MORRISON COUNTY, MINNESOTA. FRIDAY, JULY 8, 1898.

DIVINE HEALER FREE

Case Discharged by Grant of Writ of Habeas Corpus.

CASE OF MEDICAL SOCIETY

It Was Alleged That Lachance Practiced Medicine Without a License.

St. Paul Dispatch (6): Joseph Lachance, the divine healer so-called, has not, in the opinion of Judge Lewis, of the district court, been practicing medicine without a license, and the writ of habeas corpus, issued on his petition, is granted and Mr. Lachance is discharged from custody.

The evidence in the police court, where the healer was first examined upon his arrest, was before the district court judge. Lachance's method of curing or healing is the same of simplicity. He requires the patient to sit quietly and "think of or fix his mind upon the petitioner," who, during the time of the treatment, sits near with face or head covered by his hands. In this treatment there is no rubbing, kneading or laying on of hands and no drug or medicine is used or prescribed.

The only question is, does this treatment come under the statute prohibiting the practicing of medicine without first obtaining a license.

The case turns upon the meaning of the words "practicing medicine." The act says that any person shall be regarded as practicing "who shall, for a fee, prescribe, direct or recommend any drug or medicine or other agency for the treatment of," etc. Do his methods come within the words "or other agency" set forth in the statute? The judge proceeds:

Where particular words are followed by general words, the latter are restricted in meaning to objects of like kind to those specified by the particular words.

Applying this rule, the words "or other agency" following as they do the words "drug or medicine," are limited in their meaning, and we think must be held to describe remedies or treatment of like character to drugs and medicine, and would not include and prohibit treatment of the form disclosed by the evidence in the case.

Further, if the words "or other agency" are not so limited, then they are so comprehensive as to include nearly every form of harmless and in some instances beneficial treatment, such as rubbing, osteopathy, Turkish baths, massage, physical training, etc. Such broad construction would leave it in the power of every magistrate to say what treatment was not included in the act, which itself would be subject to the deserved criticism of being void for uncertainty.

It is undoubtedly true that treatment of this kind is too often used to impose and prey upon the credulous public, but the remedy lies in specific legislation or by invoking the protection of the law pertaining to obtaining money by fraud and under false pretense.

The law seems to make no provision for an examination concerning any form of treatment which does not require the use of drugs or medicine or the skill of a surgeon. Indeed a license is not given unless the person applying for it is qualified to practice medicine or surgery in some one of its branches.

A drug or medicine or the surgeon's knife may be an instrument of death rather than a means of health in the hands of an incompetent or unskilled practitioner; but no such danger can possibly arise in the practice of the treatment complained of here. While it may be of no benefit, it certainly can result in no injury, and the necessity for the license on the ground of public safety does not exist.

The court suggests that in such cases proceedings against a defendant for obtaining money under false pretenses might be used.

The board of county commissioners meet in regular session next Monday.

Dr. O. C. Trace has been appointed second assistant surgeon of the Fifteenth Minnesota volunteers, and reported at St. Paul Tuesday. He will rank as a first lieutenant and have the pay of that officer. The governor has made a good selection.

LATER—Dr. Trace was rejected by the examining board on account of physical reasons, though some assert that there was politics in it.

LUCKY ESCAPE

Charles Beugnot Comes Close to the Grave.

Chas. Beugnot, one of the switching crew in the N. P. yards, had a memorable escape from instant death Wednesday morning about 11:30. He was about to make a coupling on some loaded cars on the Pine Tree sidetrack on the West side. His foot slipped, and the moving car knocked him down in front of the wheels. The fireman saw the accident and the cars were soon stopped. In the meantime Beugnot's right leg was severely cut and bruised, the flange of the wheels cutting a deep gash above the knee. The wheels luckily did not turn, but pushed him along. If he had made the coupling both legs would have been crushed. Mr. Beugnot was taken home and attended by Dr. Fortier. No bones were broken, but the painful injuries will keep the genial brakeman at home for some time.

Council Meeting.

The city council met in regular session Wednesday evening. All present but Ald. Hill.

Bills allowed:

P. M. Medved, goods to poor.....	\$ 7 90
St. P. D. G. Co., flag for city hall.....	22 50
J. W. Green, burial of dog.....	1 00
Simonet Bros., Rausch burial.....	18 00
W. B. Jones, work on fire apparatus.....	2 00
W. Crossfield, special police.....	2 00
E. & W. Co., arc lights.....	208 00
Same, water for sprinkling.....	87 00
Same, hydrant rental.....	286 67
Same, lighting city hall.....	14 45
P. H. Gross, goods to poor.....	7 65
Hook & Ladder Co., services bridge.....	4 25
J. W. Jones, valve.....	6 75
J. P. Schlessner, goods.....	13 55
J. Schneider, work bridge.....	75
H. Halseth, same.....	75
E. Snow, same.....	1 00
W. Tourtellotte, same.....	1 00
Anderson, same.....	75
L. D. Brown, mdse.....	34 65
Transcript Co., legal ptg.....	40 20

The bill of Fred Valentine—\$5—services Hose Co. No. 2 at bridge—was referred back to be itemized.

Bond of C. E. Carlson was approved, and liquor license ordered granted.

The building of a crosswalk between M. V. Wetzel's store and the St. Paul Dry Goods store, was authorized to be built and maintained by those interested. Ald. Martin opposed granting the permit, saying that others had not been allowed the same privilege, and that it was an injustice to the corner stores. On a ye ahd nay vote, all voted nay but Ald. Martin.

The minutes of meeting of June 30th were approved.

The council adjourned to July 23 rd.

Best of bakery goods; low prices. At Home bakery, Vasaly block.

Don't forget the Lawn Social at the home of Mrs. Adams to-night!

Will Lemay, formerly of the city will enlist in the U. S. army. He is at Pipestone.

Go to Charlesworth, Home bakery, for bread, pies, etc. First class goods, low prices.

C. J. Seam, late with J. R. Anderson of Wadena, is now employed at the Diamond Sign.

The universal verdict—the best Fourth of July celebration Little Falls has had for years.

The children of the orphanage held their annual picnic in a grove in Belle Prairie Wednesday, and had a fine time.

The board of education met in regular session Wednesday, July 6, at 4 o'clock. All members were present. The board re-engaged the four janitors. Resolutions were also passed in favor of C. I. McNair, who is about to leave the city.

John Roy's horse got out of the stable Monday night. He was traced as far as Rices, but not found. The animal will probably go back to the southern part of the state, whence it came if not taken up.

Prof. Walter Folsom, leader of the City band was married at Hubbard Wednesday evening to Miss Cora M. Benham. The bride is a highly accomplished young lady. Mr. Folsom has made a great array of friends during his stay here who will be glad to welcome him and his bride on their return, which will be in a few weeks, and join in extending hearty congratulations.

BOLT KILLS BETZOLD

Well Known Two Rivers Farmer was Instantly

KILLED BY LIGHTNING

Charles Beugnot's Narrow Escape from Death in N. P. Yards.

Joseph Betzold, a well known farmer of North Prairie, was instantly killed by lightning during the fierce storm Tuesday afternoon, and his house burned to the ground.

Betzold's house was near the North Prairie church. Chas. Holderbach was in a blacksmith shop near by, and heard the bolt strike. He went out to see if his team, in a barn near by, was hurt, and saw Betzold's house on fire. He went in and got Betzold's body at the edge of the bed, where the man had fallen and carried it out, saving it and over \$1,000 which was on the body, from cremation. Betzold was 50 years of age, and leaves a young bride, but 16 years of age, who left him and went to St. Paul a month ago. Betzold was a native of Germany, and settled in Two Rivers town thirty years ago.

Dr. Niven at Little Falls July 14th and 15th.

Dr. and Mrs. Conkey returned to West Superior Tuesday, after a visit with Dr. Millsbaugh's family.

Abe Van Praag has been appointed a corporal. If the war lasts long enough, we expect to see Abe with shoulder straps.

P. H. Berg, of Pierz, left Tuesday for Helena, Montana, to look after his mining interests. He will be away two months.

Edwin Shmitt late employed at the Diamond Sign has gone to Fargo, where he has obtained a position with E. P. Sundberg.

J. W. Van Herke sold his farm which he has been breaking and expects to go south in a few weeks. He also expects to sell his teams.

C. D. Boom has purchased the grocery and confectionery store of Geo. Hall, located west of his place in the Vasaly block, and will run it in connection with his flour and feed business.

The Rev. A. R. Sanderson of Royalton will occupy the pulpit of the Methodist Episcopal Church, in this place on Sunday next. Morning service at 10:30, evening service at 8 o'clock. Everybody cordially invited.

St. Cloud Journal-Press: St. Cloud's ball team suffered defeat at Little Falls yesterday by a score of 14 to 11. The visitors were ahead at one time during the game and it was not in the first half of the first inning, as from the record of the lads this season might popularly be supposed.

The Epworth League of the M. E. church will hold a lawn social at the home of Mr. and Mrs. Adams, Fourth street, this evening. Let everybody come, as a very enjoyable time will be had. The city band will play, ice cream and cake will be served and other pleasant enjoyments participated in.

Letter from Gene Carley.

In Camp TAMPA, Fla., June 28.

EDITOR HERALD: I thought I would write and tell how I am enjoying this soldier's life. I'll ask you first of all to excuse a pencil, pens and ink are a scarce article about the camp, except at the Y. M. C. A. tent, but we had orders this morning to stay close to our quarters. From St. Paul I went to Ft. McPherson, Ga., where I stopped five or six days. We were shipped from there to Mobile, Ala., and from Mobile to Tampa. We took a round-about way from Mobile to Tampa, going back by the way of Montgomery, then down to Waycross, Ga., east of the center of the state, then southwest to the western coast to Tampa. So you see I have traveled over lots of country since I left Little Falls. Olin Gray enlisted at Ft. Saelling but did not get to Ft. McPherson until a few days after I did. He was not counted in with the company that left McPherson when I did and I have not seen him since. There is a detachment expected here from McPherson soon and he will no doubt come when it does. I should have received word from home before this and the only way I can account for not doing so, is that there were several bags of mail sent to Cuba for the 3rd infantry and the detachment mail got mixed up with the 3rd. We are classed a detachment of the 3rd until we reach our regiment. I have often read that Florida is called the land of flowers, but I haven't seen a flower growing in the state where I have travelled. Talk about Little Falls being a "sandy city," here is where we get the sand. I think we will be a sandy lot of men by the time we get ready to sail for Cuba; where we will soon get it taken out of us. Why, we have even got sand to take the place of feathers in our beds, with one thickness of blanket over the sand, but still, I can sleep as sound as the next one. Two of our number of 80 are sick, one with malaria and one with typhoid fever. They are somewhat better today and expect to be able to be about in a few days. The cavalry boys are the ones that have the most sickness in their ranks, on account of drilling so hard; they drill about 8 hours a day. The cavalry boys are a tough set. One got drunk the other night and tried to take the gun away from a guard in his own company and was shot dead in his tracks. The troops on Tampa Heights, about 2 miles from here, were paid off the other day, and most of them went down town to have a good time; it wasn't long before they became noisy, insulting people on the streets. One went so far as to insult the ladies when a business man who stepped out of his store to interfere, was shot in the head by one of these toughs, who was arrested and turned over to the state officials.

The entire camp is astir today. We got orders to be ready to move at an hour's notice. This detachment has drawn 15 day travelling rations and 45 day field rations; there are 17 transports in the harbor and we are expected to leave for Cuba. Hurrah for Cuba! Vincent Cupa and John Krause, who are from Little Falls, seem to stand the climate pretty well. I have been about sick a bed since Saturday morning, but I am feeling good today, better than I have since I left Chicago. We were marched up to the doctor's tent this morning and were vaccinated, so there will be some sore arms in a day or two.

E. H. CARLEY.

Now for the circus.

GRAND CELEBRATION

Little Falls Properly Observes the Fourth of July.

A GREAT PROCESSION

Speaking, Sports, Battle, Fire Works, Etc., Combine to Make a Lively Day.

The city of Little Falls did itself proud in celebrating the Fourth of July this year. The weather was magnificent and all the population in the vicinity of the city came in to celebrate. The people were in unusual good humor, made more so by the glorious news of the great victory of the American squadron off the harbor of Santiago. No accidents or casualties marred the day. It was the pleasantest Fourth the city has had in years.

The parade surprised a good many who had no idea that it would be so long—nearly two miles. It was headed by a fire and drum corps, and included Workman Post G. A. R., American Mechanics, Parochial school children, Catholic Order of Foresters, City band, city and county authorities, Modern Woodmen, Macabees, St. Joseph's Society, fire department and paraphernalia, float representing the states of the Union, battleship float, a large number of industrial floats, and citizens in carriages. The battleship float and the little warship handled by boys, received much applause. After the parade the procession formed around the speaker's stand, at First street and Broadway, about 10:45.

The speakers were Mayor Vasaly, C. B. Buckman, J. H. Rhodes and A. M. Rowe. Telegrams announcing the destruction of Cervera's fleet were read, and received tremendous applause.

The City band played before, during and after the parade and attracted much attention by its good work.

SPORTS.

The sports began after dinner and were witnessed by large crowds. The winners were as follows:

100-yard foot race—C. Larkin, first; J. Wakefield, second.

Boys' 100-yard race—H. Wakefield, first; R. Morrison, second.

Men's tug of war—E. Beatty and five others won.

Boy's tug of war—Louis Wright and five others won.

Bicycle race—Peter Freisenger, Leon Robbers, second.

Boy's bicycle race—Ed Conliff, first; Ned Fortier, second.

Three-legged race—Peter Vasaly, first; Wm. Canfield, second.

Fat man's race—Wm. Tourtellotte; prize, box of cigars.

Standing broad jump—Wm. Barden, first; Wm. Tourtellotte, second.

Running broad jump—V. Lacher, first; Oliver Lafond, second.

Girls' bicycle race—Clara Wright, first; Lou Staples, second.

Running high jump—Chas. Gravel, Jr., first; Oliver Lafond, second.

Standing high jump—Peter Vasaly, first; Ned Quinn, second.

Putting shot—W. T. Tourtellotte, first; M. W. McLeod, second.

Rope walking—Worth Chapman, first; Frank Courser, second.

Banana eating match—Mat Freisenger, first; Ed Turner, second; Joe Nieman, third; Albert Peterson, fourth.

Vaulting—H. H. Hutchinson.

BASEBALL.

The baseball game between the St. Cloud and Little Falls teams was called at 3:45 p. m. and lasted until nearly 7 o'clock. The Little Falls team won by a score of 15 to 11. The first four innings looked bad for the Little Falls team, as the St. Cloudites made several scores and Little Falls boys one. Eddie Ferrill, pitcher for the local team, was not in good form at the beginning, but gradually improved and pitched to an extent which bewildered the men

from the saintly city. The local team also improved in playing toward the end. George Graham acted as umpire very successfully. He could not be bluffed and tried to be fair to both sides.

After the sports at the river in the evening, the sham battle between the battleship and the Spanish fort took place, and was voted one of the best things of the kind ever seen in this section. The battleship advanced up Broadway at about 9 o'clock and the fort opened fire. The battleship responded and hostilities continued about half an hour, when the fort took fire and its defenders surrendered. Weyer (in effigy) was drawn from his hiding place and executed. An event not on the program occurred. Some miscreant threw a firecracker into the conning tower of the battleship, and the explosion ignited the fireworks, setting the ship afire. It was dismantled after some injury had been done. The fireworks exhibition then took place from the top of the brick building near the river. There was an enormous crowd out to see the displays.

The celebration closed with a dance at the opera house given by the City band. It was well attended.

The Royal is the highest grade baking powder known. Actual tests show it goes one-third further than any other brand.



ROYAL BAKING POWDER CO., NEW YORK.

Wallace Bros.' circus visits Little Falls July 16th.

The confirmation services July 3d at the Swedish Lutheran church, on the West side, were well attended. The church was beautifully decorated with flowers and plants. Eleven communicants were confirmed by Rev. John Truedson.

Bishop Trobec, accompanied by Father Buh, is in Omaha this week, the guest of Bishop Scannel. From there they proceed to their ultimate destination, Pueblo, Col., where the national convention of the Slavonic Mutual Aid Society is in session.

A young man at Auburn went to enlist. He was given a newspaper to read, but could not, and was just as successful when asked to write in English, and when reminded of his deficiency he said: "Well, I can't read nor write in English, but I can fight like h—l in any langwith and I thought id vos fighters you wanted, not professors." He was enthusiastically accepted.—Ex.

The New Shoe Store of Viktor Bros. is doing an excellent business. Among their leading brands is the well known J. Miller & Co.'s shoes. Try a pair and you will have just what you have been looking for. Every pair just as represented, at prices to suit all.

Leach Lake

is a new and coming popular summer lake resort in Minnesota. The lake is the third largest is supplied with new and good hotels, steamers and row boats and the bass and muscalonge fishing is unexcelled. Walker, on the west side of the lake is surrounded by other beautiful lakes and the shores round about make splendid camping spots. The Northern Pacific in connection with the Brainerd & Northern Minnesota Railway reaches this new and glorious region so worth the patronage of Minnesotans. Send six cents for Wonderland '98 and Leach lake pamphlet to Chas. Fee, Gen. Pass. agent, St. Paul, Minn., and call for rates and particulars upon any Northern Pacific agent.

ANYONE wanting WINES for the HOLIDAYS Should call at the California Wine House. California Port and Sherry, at \$1.50 per gallon; Cal. Claret, \$1 a gal.; all kinds of liquors at wholesale prices.

State Hist. Society Newspaper Div