

RIPPE'S SUIT ON TRIAL.

THE MARTIN COUNTY MAN'S ATTORNEY IS LONG-WINDED

AND LONG ON CONSTITUTION.

Allegations That the State Elevator Act is No Good in Several Ways, Especially That It Would Create a Public Debt—The Attorney General Denies All the Allegations.

The state elevator case was taken up before Judge Willis yesterday on the application of Henry Rippe, of Martin county, for an order requiring the railroad and warehouse commission and the state auditor to show cause why they should not be restrained from proceeding to build a state elevator at Duluth or to draw any warrants to pay for construction.

Hon. G. P. Wilson appeared for Mr. Rippe, and took up all the forenoon and part of the afternoon in argument. He was followed by Attorney General Childs, who spoke until the hour of adjournment, and will resume this morning. Mr. Wilson will then close the argument on the application for the injunction.

In his argument yesterday Mr. Wilson reviewed the powers of the railroad and warehouse commission and the legislation on inspecting wheat and regulating elevators. During the course of his discussion he made the point that while the act of 1883, on its face, is one for the regulation of a lawful business, namely that of storage and shipment of grain, yet it had been converted into an act for revenue by reason of the raising of the fees and charges so as to produce a surplus of \$75,000 in the state fund. By the act of 1883, which appropriates the fees and charges to a public use, such as building an elevator, the money is put to a use foreign to the purpose for which the fees and charges were authorized by law. It is not within the constitutional power of the legislature, he held, to

EXACT MONEY FROM THE PEOPLE under the guise of fees for regulation of a lawful business, and then to divert such money to a different purpose.

To lay the burden of public improvements upon a particular class of property owners who are engaged in a necessary and lawful business, produces such inequalities in taxation as are prohibited by the constitution. This act is unconstitutional, he said, to authorize the making of an internal improvement contrary to the constitution. This act is unconstitutional, he said, for the additional reason that it directs the creation of a public debt contrary to article 9 of the constitution.

Attorney General Childs has raised several points in response to the argument of Mr. Wilson. He claims that the law authorizing the building of the elevator does not impose a tax; that the act is not in restraint of trade; that the proposed elevator is not a work of internal improvement, but that the act of 1883, which provides for the erection of the elevator, does not create a public debt. He said that the grain not only from this state is handled here, but that 600,000,000 bushels handled in the state comes to Duluth, St. Paul and Minneapolis from this state, as well as the Dakotas, Nebraska, Iowa, Michigan and other states, and that fees on wheat from outside states have contributed to the excess of \$75,000 now in the treasury.

STATISTICAL CONGRESS.

Labor Commissioner Powers Tells of His Work.

Rev. L. G. Powers, state commissioner of labor, returned from the world's fair yesterday morning. He attended the international statistical institute, which was held in connection with the American statistical institute, and the American economic association, and took a leading part in the exercises. The sessions of the meeting were held in the Chicago university, and were attended by some of the most distinguished statisticians and economists of the world.

BOLD SOLDIER BOYS.

Pleasant Hop Given After Drill by Company D.

The regular weekly drill of Company D, First Regiment, M. N. G., last evening, was pleasantly concluded with an impromptu hop. A number of the lady admirers of the company had assembled to witness the evolutions of the company, and upon the conclusion of the drill were invited to join in the festivities. Excellent music being at hand in the shape of stringed instruments, a pleasant hour was spent before dispersing for the night. The company is to give a stereopticon and musical entertainment at the armory on the evening of Oct. 5. A number of views of the Yellowstone National park will be shown and explained by Dr. T. C. Clark, of Stillwater, who accompanied Company D on their celebrated march through that wonderland, in August, last year. Company D has arranged to visit New Orleans next winter, and this entertainment is given to help defray the expenses of this trip.

A Surgical Operation.

For the cure of piles is always painful, often dangerous and useless, and invariably expensive; on the other hand, there is a new certain cure, perfectly painless, gives instant relief and permanent cure and costs but a trifle. It is the Pyramid Pile Cure. It is a more certain cure than a surgical operation, without any of the intense pain, expense and danger of an operation. Any straggler will get it for you.

RETAIL GROCERS.

A State Meeting Called to Form an Organization.

To the Grocers and General Dealers of Minnesota—Gentlemen: Aug. 29 and 31 the retail grocers of the United States met in the city of Chicago and organized the National Retail Grocers' Association of the United States. As a means to better and more complete organization, it was deemed advisable to form state associations for the purpose of securing united action in removing the many evils which threaten the retail trade, viz: credit legislation whereby the retailer is held responsible for the sale of impure foods, protection against peddlers, and various other abuses.

The grocers of the state, so far as concerned, have unanimously approved of the aims and objects set forth, and unite in support of a call for a state convention, to be held at Minneapolis at 10 a. m. Thursday, Sept. 28, 1893. In the interest of our success we request you, in case you have no local association, to select, or call a meeting of local dealers and elect five delegates to attend, and request all grocers in your neighborhood to attend the grocers' day celebration at the Minneapolis industrial exposition during the day and evening, when J. W. Callahan, president of the national association, will address the grocers of the state. The railroads will co-operate with us in arranging for a one-fare rate. In order that complete arrangements for your reception and entertainment may be perfected, will you kindly send name, address and number of people who will attend to A. H. Kulligt, 30 Fifth street south, Minneapolis.

F. S. PHATT, Vice President National Retail Grocers' Association of the United States.

Trade Topics.

The strike committee of the cigar-makers' union reported at a meeting last night that George Mueller had at last seen the folly of running a non-union shop, and had decided to run a union shop in the future. The union takes this method of placing him before the public as a union manufacturer. The strike with Hart, Murphy & Wealey

and the Spanish cigar factory is still on. They have absolutely refused to send a committee, and the union has decided to fight them to the end and compel them to recognize organized labor. The strike has been interest by the Trade and Labor assembly.

For sick, nervous and neuralgic headaches use The sure cure—Bromo-Seltzer

TIRED OF PARTNERSHIP.

Several Divorce Actions, Based on Various Grounds.

Ferdinand A. Wendt asks for a decree of divorce from Henrietta Wendt. He is fifty-six and she fifty years old. They were married in April of last year. The wife is accused of habitual drunkenness, and in hours of intoxication would be very violent and abusive. She would lock her husband and his children out of the house, so that they were obliged to sleep and eat in an adjoining shed. She was fined \$25 in police court for beating and scratching her husband last June. She is also charged with friendly relations with August Schwertiger and a man named Kluge.

Dorment M. Monteth asks that he be divorced from Sarah W. Monteth. They were united in marriage in 1881, in Dunn county, Wis. He is thirty-six and she twenty-three years of age. The wife deserted her husband in 1888, and for the last five years has been living in Freewater, Or. Sarah Hawkins asks to be divorced from Morris Hawkins. She is forty-five and he fifty years old. They were married May 11, 1865 at Albion, Wis. and lived together until three years ago, when the husband deserted his wife. They have three children, a daughter, seven, nineteen and fourteen years. The mother asks for the custody of the two younger.

World's Fair Excursion.

Sunday evening, Sept. 24, at 6:30 p. m., will be your last chance to visit the World's Fair, remain at Hotel Fratermity four days for \$15.50. Round-trip tickets, good for thirty days. If you wish to remain longer. Fine hotel, three blocks from the fair entrance. Go with us and save money. For full particulars call at the office of the Northwestern Old Fellows' Review, 32 Germania Bank Building, St. Paul, or 765 Temple Court, Minneapolis.

LEGAL CHASE FOR COIN.

Damage Suits Being Filed Quite Numerously.

An unusually large number of damage cases against railroad companies have been commenced in the district court in the past few days, and several more were filed yesterday.

Anna Leonard, as administratrix of the estate of Walter J. Leonard, wants \$5,000 from the "So" Railway company for the death of Leonard on July 1, last, at Bassett. He was jerked off the pilot of an engine by the careless operation of the throttle by a fireman and managed by a car coupled in the front of the engine.

Frederick Pinnod demands \$30,000 from the Great Northern Railway company. He was alighting from a train at St. Cloud, and lost his balance and fell under the wheels because of the sudden starting of the train. His foot was crushed, necessitating amputation.

Edward S. Hilley asks for \$10,250 from the Great Northern road for the loss of a hand in coupling cars at Mayville, on December 8, 1892.

William H. Cowan wants \$9,200 of the Northern Pacific for the loss of a foot by being run over in the Minneapolis yards while removing clinkers from an engine, in April last.

John Smith claims that the Northern Pacific road should contribute a sum of \$20,000 to compensate him for the loss of a hand. He was coupling cars at Minneapolis last April, and stumbling over a pile of clinkers, his hand was caught between the bumpers.

AMUSEMENTS.

METROPOLITAN TONIGHT! MATINEE SATURDAY. Hoyt's Great Comedy, A TEXAS STEER! Prices, 50c, 75c and \$1.00.

Sunday Night, Sept. 24, THEODOR BOLLMANN German Company IN THE GREAT GERMAN SUCCESS, Gross Stadluft! Seats Now on Sale.

3-NIGHTS ONLY-3 Commencing MONDAY, Sept. 25, W. S. CLEVELAND All-United Minstrels, ALLIED WITH THE EUROPEAN VAUDEVILLE CO.

GRAND CRAZY PATCH THIS WEEK. SUNDAY, CARROLL JOHNSON IN THE IRISH STATESMAN.

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DICKINSON'S 615 AND 617 NICOLLET AV. MINNEAPOLIS.

YOU ALL KNOW THE "LIGHTNING" FRUIT JAR!

It is so called from its patent stopper, which is the same as that in use on all beer bottles. It has a glass top, but, as it does not screw on, it does not require an hour, two men and a monkey wrench to open it; in fact, it can be opened or closed, when hot or cold, by a child, and as easily after five years as after five minutes. The glass is of the best quality and very tough, and though they cost a trifle more than the Mason, or other cheap jars, they will last much longer and are worth twice as much. We are sole agents for St. Paul and Minneapolis, and have them in Pints, Quarts and Half-Gallons, which we deliver FREE in either city. Try them!

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11-WOMAN AGAINST WOMAN. 12-A WIFE'S PERIL. 13-A WOMAN'S LOVE. 14-HER FATAL SIN. 15-THE TRAGEDY OF REDMOUNT. 16-THE WIFE'S SECRET. 17-FOR A WOMAN'S SAKE. 18-A HEARTLESS WOMAN. 19-WHO WILL SAVE HER? 20-A DESPERATE WOMAN.

EDWARD R. ROE'S WORKS.

21-MAY AND JUNE. 22-HOW SHE MARRIED HIS DOUBLE. 23-THE WORLD AGAINST HER. 24-FROM THE BEATEN PATH. 25-DR. CALDWELL; OR, THE TRAIL OF THE SERPENT. 26-THERESE RAQUIN. 27-THE RUSH FOR THE SPOIL. 28-HUMAN BRUTES (La Bete Humaine). 29-ABBE MOURRET'S TRANSGRESSION. 30-THE JOYS OF LIFE. 31-A LOVE EPISODE. 32-THE FORTUNE OF THE ROUGONS.

EMILE ZOLA'S REALISTIC NOVELS.

33-MONEY. 34-L'AUSOMMOIR. 35-NANA'S DAUGHTER; a Reply to "Nana." 36-A DREAM OF LOVE. 37-POT BOUILLE (PIPING HOT). 38-THE LADIES' PARADISE. 39-NANA'S BROTHER GERMINAL. 40-THE CONQUEST OF PLESSANS.

GEORGE W. M. REYNOLDS' WORKS.

41-THE MYSTERIES OF THE COURT OF QUEEN ELIZABETH. 42-ADA ARUNDEL; OR, THE SECRET CORRIDOR. 43-OLIVIA; OR, THE MAID OF HONOR. 44-AN ACTOR'S WIFE. 45-A MODERN LOVER.

GEORE MOORE'S WORKS.

46-THE SCARLET LETTER, by Nathaniel Hawthorne. 47-THE QUEEN OF THE WOODS, by Andre Theuriet. 48-THE MARRIAGE OF GERARD, by Andre Theuriet. 49-LADY AUDLEY'S SECRET, by Miss M. E. Braddon. 50-SIX THOUSAND YEARS HENCE, by M. W. Ramsey. 51-WHOM GOD HATH JOINED, by Frank Cahoon. 52-IN DARKEST ENGLAND, AND THE WAY OUT, by Gen. Booth. 53-BEHIND A MASK, by Louise Battles-Cooper. 54-THE LAST DAYS OF POMPEII, by Balwer Lytton. 55-JOHN HALIFAX, GENTLEMEN, by Miss Malock. 56-AGAINST FATE, by Mrs. M. L. Rayne. 57-MARRIAGE AND THE HOME, by J. L. Brandt, D.D. 58-THE SQUIRE'S DAUGHTER, by Frances M. Peard. 59-DR. RAMEAU, by Georges Ohnet. 60-THE UNWRITTEN WILL, by Robert C. Givins. 61-THE MILLIONAIRE TRAMP, by Robert C. Givins. 62-THROUGH MIGHTY WATERS SAVED, by Duke Bailie. 63-A LIFE'S REMORSE, by "The Duchess." 64-LADY VALWORTH'S DIAMONDS, "The Duchess." 65-WAYWARD DOSIA, by Henry Greville. 66-GOTHAM AND THE GOTHAMITES; or The Gay Girls of New York, by F. C. Valentine. 67-THE STORY OF CHARLES STRANGE, by Mrs. Henry Wood. 68-A DARK SECRET, by Eva Catherine Clapp. 69-THE SQUIRE'S SOUL, by Georges Ohnet. 70-HAZEL VERNE; or, The Death Trust, by Ada L. Halstead. 71-TOM BROWN'S SCHOOL DAYS, by Thos. Hughes.

72-TOUR OF THE WORLD IN 80 DAYS, Jules Verne. 73-20,000 LEAGUES UNDER THE SEA, by Jules Verne. 74-ROBINSON CRUSOE, by Daniel Defoe. 75-THE HEIRRESS OF CASTLE VANE, by May E. Stone. 76-THE MISSING RUBIES, by Sarah Doudney. 77-THE SISTER'S RIVAL, by Albert Delpey. 78-THE WOMAN OF FIRE, by Adolphe Belot. 79-FORTUNIO, by Theophile Gautier. 80-THE BLUE VELL, by Fortune du Boisgobey. 81-THE ROMANCE OF MARRIAGE, by Count Lyof Tolstol. 82-FETTERED BY FATE, by Emma S. Southworth. 83-"THE HUSTLER," a Collection of Humorous Articles by the World's Greatest Fun Makers. 84-SAPPHO, by Alphonse Daudet. 85-THE CLEMENCEAU CASE, Alexandre Dumas (fils). 86-THE CLOISTER AND THE HEARTH, by Chas. Reade. 87-FOUL PLAY, by Charles Reade. 88-VERY HARD CASE, by Charles Reade. 89-FOR THE TERM OF HIS NATURAL LIFE, by Marcus Clarke. 90-THE LEROUGE CASE, by Emile Gaboriau. 91-IN PERIL OF HIS LIFE, by Emile Gaboriau. 92-THE SLAVES OF PARIS, by Emile Gaboriau. 93-THE MYSTERY OF ORCIVAL, by Emile Gaboriau. 94-A FIGHT FOR A FORTUNE, Fortune du Boisgobey. 95-THE NOVIARY'S NOSE, by Edmond About. 96-A NEW LEASE OF LIFE, by Edmond About. 97-BETWEEN MIDNIGHT AND DAWN, Ina L. Cassilis. 98-Columbian Memorial Songs, Historical Geography and Maps, with 18 illustrations, by Rufus Blanchard.

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STRONG POINTS In the list for Today and Saturday. The Bargains in DRESS GOODS

Are the best that have been offered in St. Paul this year. Some of them are worth more than double the prices quoted. CHEVIOT SUITINGS in autumn shades at 25c a yard. Novel effects in 39-inch Storm Serges, contrasting stripes on navy, green, brown and black grounds, very fashionable and quite new. Sale price, 40c. American Tailor Suitings, 49c a yard. Pressed Flannel Suitings (Ladies' Cloths), superb finish, 52 inches, nearly a yard and a half wide, all colors, including the newest shades, only 50c a yard. These are exceptionally choice goods. Six yards will make a dress, costing only \$3. If you buy one you will never regret the purchase.

Black Dress Goods. 50-inch All-Wool Clay Twill Serge, regular value \$1.50. Sale price, 97c. INDIGO BLUE PRINTS, standard width and quality, are on the list at Five Cents a yard. We paid six and three-quarters cents a yard for them not very long ago. Cream Outing Flannels--note these--Five Cents a yard.

LINENS. Pointed reductions on Fringed and Hemstitched Tea and Lunch Cloths. To understand how cheap they are you must see them. 30x30-inch Fringed Tea Cloths, with open-work border, for 75c each. 30x36-inch Fringed Tea Cloths, with two rows of open work, for 90c each. A small lot of Hemstitched Damask Tea Cloths will go this way--36x36-inch for \$1.25. 36x36-inch for \$1.50. 44x44-inch for \$2.00. These prices will be found from 30 to 40 per cent below ordinary retail values.

HANDKERCHIEFS FOR WOMEN. All Pure-Linen Hemstitched Handkerchiefs, half-inch and one-inch hems. Sale Price, 15c Each; \$1.75 a Dozen. Fancy Handkerchiefs, embroidered in colors, lace-trimmed, pretty novelties. Sale price, 23c. New things in Black and White or White and Black Fancy Handkerchiefs at leading prices. Come and see them. They are cheap.

FOR MEN. Handsome things in Colored and White Handkerchiefs in the MEN'S FINEST LING DEPARTMENT. Our own importation, latest English styles, warranted fast colors. Sale price, 25c each. These Handkerchiefs are splendid values, probably the best on the list. They are distinctly stylish and first-rate quality.

Sixth and Robert Sts. HUMPHEYS' Dr. Humphrey's Specifics are scientifically and carefully prepared and used for years in private practice and for over thirty years by the people with entire success. Every single Specific is a special cure for the disease named. They cure without dragging, purging or reducing the system and are in fact said to be the Sovereign Remedies of the World.

1-Evers, Congestion, Inflammation. 25 2-Warm, Worm Fever, Worm Colic. 25 3-Teething, Colic, Crying, Wakefulness. 25 4-Diarrhea, of Children or Adults. 25 5-Cough, Colds, Bronchitis. 25 6-Neuralgia, Toothache, Rheumatism. 25 7-Headaches, Sick Headache, Vertigo. 25 8-Whooping Cough, Whooping Cough. 25 9-Whooping Cough, Whooping Cough. 25 10-Whooping Cough, Whooping Cough. 25 11-Suppressed or Painful Periods. 25 12-Whooping Cough, Whooping Cough. 25 13-Croup, Laryngitis, Hoarseness. 25 14-Salt Rheum, Erysipelas, Eruptions. 25 15-Whooping Cough, Whooping Cough. 25 16-Malaria, Chills, Fever and Ague. 25 17-Catarrh, Influenza, Cold in the Head. 25 18-Whooping Cough, Whooping Cough. 25 19-Whooping Cough, Whooping Cough. 25 20-Urinary Weakness, Wetting Bed. 25 HUMPHEYS' WITCH HAZEL OIL, "The Pile Ointment." Total Sale, 25 Cts.

Health is Wealth. Dr. H. C. West's Nerve and Brain Tonic BEST, a scientific specific for all the nervous diseases, Headache, Nervous Prostration caused by the use of alcohol or tobacco, Wakefulness, Night Depression, Softening of the Brain resulting in insanity and leading to misery, delirium and death, Trembling Old Age, Barrenness, Loss of Power in either sex, Involutionary Losses and spermatorrhoea, caused by over-excitation of the brain, self-abuse or over-indulgence. Each box contains one month's treatment. A box or six boxes for \$1 sent by mail prepaid. We guarantee six boxes to cure any case. With each order for six boxes, accompanied with \$1, we send the purchaser a written guarantee to refund the money if it does not effect a cure. Guarantees issued only by W. E. Collier, Successor to H. C. West, 211 Broadway, New York.

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