

SEE ALL THE ITEMS

NOTHING LESS WILL SATISF ALLEMANIA BANK CREDITORS AND DEPOSITORS.

PETITION FILED IN COURT

ON WHICH ARGUMENTS WILL BE HEARD BY JUDGE OTIS MAY 1.

CITY WINS TWO LEVEE SUITS.

Supreme Court Hands Down a Trio of Decisions in Interesting Contests.

Before Albert Scheffer's proposition to reorganize the Alleman bank is to be heard by the district court on May 1, the creditor of that bank want Receiver Auerbach to file an itemized schedule of the assets and liabilities of the institution in the office of the clerk of courts.

It is understood that Receiver Auerbach is entirely neutral in the matter and perfectly willing to file the itemized schedules, but that he preferred not to take any voluntary action in behalf of any interest.

BOTH IN THE CITY'S FAVOR.

Two Suits in Which Levee Property Is Involved.

In the action of B. H. Moriarty against the city to quiet title to a tract of land on the lower West side levee, Judge Kelly rendered a decision yesterday, holding that the city is entitled to judgment establishing the easement and right of way, in, over and upon said tract of land for all purposes of a public highway and levee.

The court finds that long prior to the present action the tract or plat of land in question, was, by a deed made by the plaintiff, forever dedicated to the public for all purposes of a public highway and levee, and that the city ever since has held and still holds the same in trust for the uses and purposes aforesaid.

CITY WINS HERE, TOO.

In the suit brought by Frank M. James against the city to quiet title to certain property purchased by the plaintiff from Uri Lamprey, Judge Kelly filed his decision yesterday, ordering judgment for the city. In the memorandum accompanying the decision, Judge Kelly says:

"The title to land conveyed by deed passes upon its delivery. A deed cannot be delivered in escrow. That is, if it conveys two or more parcels of land it cannot be delivered as to one parcel and not delivered as to the others. So that the delivery of the deed by Uri Lamprey and wife to the city, or to W. P. Murray, its agent, conveyed title to all the lands described therein, and to the property purchased by the plaintiff from Uri Lamprey. Judge Kelly filed his decision yesterday, ordering judgment for the city. In the memorandum accompanying the decision, Judge Kelly says:

"A deed, delivered by the grantor to the grantee or his agent upon conditions, becomes operative at once and the conditions are nullities. In the nature of things there can be no such thing as a deed in escrow, as the delivery of a deed in escrow, as here claimed, to the grantee. And to permit the grantor in a deed once delivered to the grantee to say that the delivery was conditional, or, as in this case, conditional as to some part of the premises, would be to put in jeopardy so many titles, thus making a precedent on the slippery memory of man, that I may well say that public policy forbids it."

MARRIED FOLKS' WOES.

Supreme Court Passes on Unhappy Wedded Lives.

Marital misery was the beginning of much of the litigation which found its ending in the supreme court yesterday, two of the three decisions handed down by Judge Buck being in cases of that character. The syllabi of the decisions are as follows:

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Even if He Was Caught Stealing Bottles.

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With the Scorchers.

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To Recover on Note.

Frederick N. Dickson and Timothy D. Sheehan, as receivers of the Minnesota Savings bank, have brought an action against Max T. Tolz, to recover the sum of \$2,500, alleged to be due the bank on a note, signed by Tolz and Max T. Tolz, on Feb. 1, 1895, and payable ninety days thereafter.

Court Calls Today.

Jury-Judges Willis, Dunn-82, 84, 129, 16, 112, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182, 183, 184, 185, 186, 187, 188, 189, 190, 191, 192, 193, 194, 195, 196, 197, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 249, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 262, 263, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, 276, 277, 278, 279, 280, 281, 282, 283, 284, 285, 286, 287, 288, 289, 290, 291, 292, 293, 294, 295, 296, 297, 298, 299, 300, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 313, 314, 315, 316, 317, 318, 319, 320, 321, 322, 323, 324, 325, 326, 327, 328, 329, 330, 331, 332, 333, 334, 335, 336, 337, 338, 339, 340, 341, 342, 343, 344, 345, 346, 347, 348, 349, 350, 351, 352, 353, 354, 355, 356, 357, 358, 359, 360, 361, 362, 363, 364, 365, 366, 367, 368, 369, 370, 371, 372, 373, 374, 375, 376, 377, 378, 379, 380, 381, 382, 383, 384, 385, 386, 387, 388, 389, 390, 391, 392, 393, 394, 395, 396, 397, 398, 399, 400, 401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 434, 435, 436, 437, 438, 439, 440, 441, 442, 443, 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 483, 484, 485, 486, 487, 488, 489, 490, 491, 492, 493, 494, 495, 496, 497, 498, 499, 500, 501, 502, 503, 504, 505, 506, 507, 508, 509, 510, 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, 521, 522, 523, 524, 525, 526, 527, 528, 529, 530, 531, 532, 533, 534, 535, 536, 537, 538, 539, 540, 541, 542, 543, 544, 545, 546, 547, 548, 549, 550, 551, 552, 553, 554, 555, 556, 557, 558, 559, 560, 561, 562, 563, 564, 565, 566, 567, 568, 569, 570, 571, 572, 573, 574, 575, 576, 577, 578, 579, 580, 581, 582, 583, 584, 585, 586, 587, 588, 589, 590, 591, 592, 593, 594, 595, 596, 597, 598, 599, 600, 601, 602, 603, 604, 605, 606, 607, 608, 609, 610, 611, 612, 613, 614, 615, 616, 617, 618, 619, 620, 621, 622, 623, 624, 625, 626, 627, 628, 629, 630, 631, 632, 633, 634, 635, 636, 637, 638, 639, 640, 641, 642, 643, 644, 645, 646, 647, 648, 649, 650, 651, 652, 653, 654, 655, 656, 657, 658, 659, 660, 661, 662, 663, 664, 665, 666, 667, 668, 669, 670, 671, 672, 673, 674, 675, 676, 677, 678, 679, 680, 681, 682, 683, 684, 685, 686, 687, 688, 689, 690, 691, 692, 693, 694, 695, 696, 697, 698, 699, 700, 701, 702, 703, 704, 705, 706, 707, 708, 709, 710, 711, 712, 713, 714, 715, 716, 717, 718, 719, 720, 721, 722, 723, 724, 725, 726, 727, 728, 729, 730, 731, 732, 733, 734, 735, 736, 737, 738, 739, 740, 741, 742, 743, 744, 745, 746, 747, 748, 749, 750, 751, 752, 753, 754, 755, 756, 757, 758, 759, 760, 761, 762, 763, 764, 765, 766, 767, 768, 769, 770, 771, 772, 773, 774, 775, 776, 777, 778, 779, 780, 781, 782, 783, 784, 785, 786, 787, 788, 789, 790, 791, 792, 793, 794, 795, 796, 797, 798, 799, 800, 801, 802, 803, 804, 805, 806, 807, 808, 809, 810, 811, 812, 813, 814, 815, 816, 817, 818, 819, 820, 821, 822, 823, 824, 825, 826, 827, 828, 829, 830, 831, 832, 833, 834, 835, 836, 837, 838, 839, 840, 841, 842, 843, 844, 845, 846, 847, 848, 849, 850, 851, 852, 853, 854, 855, 856, 857, 858, 859, 860, 861, 862, 863, 864, 865, 866, 867, 868, 869, 870, 871, 872, 873, 874, 875, 876, 877, 878, 879, 880, 881, 882, 883, 884, 885, 886, 887, 888, 889, 890, 891, 892, 893, 894, 895, 896, 897, 898, 899, 900, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 923, 924, 925, 926, 927, 928, 929, 930, 931, 932, 933, 934, 935, 936, 937, 938, 939, 940, 941, 942, 943, 944, 945, 946, 947, 948, 949, 950, 951, 952, 953, 954, 955, 956, 957, 958, 959, 960, 961, 962, 963, 964, 965, 966, 967, 968, 969, 970, 971, 972, 973, 974, 975, 976, 977, 978, 979, 980, 981, 982, 983, 984, 985, 986, 987, 988, 989, 990, 991, 992, 993, 994, 995, 996, 997, 998, 999, 1000.

him, and he made no objections to the proceedings of the district court of St. Louis county, save the demand for change of venue. Judgment was signed in the last named court upon the verdict and the real property of A. sold upon execution to satisfy the debt of \$10,000.

ALLEGES FALSE ARREST.

William D. Edgerton Begins Suit Against Great Northern.

William D. Edgerton has begun an action against the Great Northern Railway company and M. D. Bresnan, a special detective in the employ of the company to recover \$10,000 damages for alleged false arrest. The complaint alleges that on Oct. 25, 1896, the defendant Bresnan unlawfully arrested the plaintiff, who was in the employ of the railroad company as a brakeman, and forcibly took him from the train at St. Cloud, falsely accused him of having committed highway robbery, and then and there arrested and imprisoned the plaintiff in the freight house of the railroad company at St. Cloud for the space of six hours. Subsequently the plaintiff was turned over to the St. Cloud police and imprisoned at the police station for eighteen hours.

TWO DIVORCES GRANTED.

One Other Seeks a Decree, Alleging Cruel Treatment.

Anna Beadle wants the district court to grant her a divorce from Romaine Joseph Beadle. According to the complaint, the couple were married in Milwaukee in May, 1894. The plaintiff is twenty-four and the defendant thirty-two years of age. The complaint alleges cruel and inhuman treatment of the plaintiff by the defendant. The plaintiff asserts that her husband has beaten and choked her, and threatened to kill her. She also alleges that he is circulating slanderous stories about her.

Judge Otis granted a divorce yesterday.

He granted a divorce to a woman from Harvey Wentworth on the ground of cruel treatment. The plaintiff is twenty-eight years of age. Mrs. Christy McMullen likewise seeks a divorce from George E. McMullen on statutory grounds. The case was tried before Judge Kelly, who awarded the plaintiff the custody of her four-year-old child.

STOLE HAAS' HORSE.

Thief Gets Away With Valuable 220 Trotter.

J. Q. Haas, vice president of the Mutual Life Insurance company, lost a valuable horse and buggy from in front of the New York Life building yesterday morning. It is thought that the animal was stolen in a collision with an animal with a record in the neighborhood of 2:20, a fact which leads to the belief that the theft was the result of a well planned job by some one who knew the horse's worth. The buggy was a light driving affair, black, with red running gear. Mr. Haas left the city shortly after 8 o'clock, and coming out a few moments later missed the rig. The matter was reported to the police.

JURY OUT ALL NIGHT

In the Suit of Smithson Against Wisconsin Central.

The jury in the personal injury suit of Smithson against the Wisconsin Central railway company retired at 2 p. m. yesterday. The plaintiff, who was a fireman in the employ of the Chicago Great Western railway, was injured in a collision with the Chicago yards. The Chicago Great Western was also made a party defendant, but the action was dismissed as to this company by order of the court. At 12 p. m. the jury had not agreed.

TROUBLE OVER A DRAFT.

W. G. Spence Brings Suit Against Thue Brothers.

William G. Spence, doing business under the name of "Exchange and Savings bank," has begun an action against William Thue and Frank Thue, co-partners under the name of "Thue Brothers," to recover the sum of \$2,200 alleged to be due the plaintiff under an assurance in writing that the defendants would honor the drafts of the plaintiff, of River Falls, who was employed by the defendants in the chase of live stock. The complaint alleges that the defendants refused to honor a draft for \$2,200, drawn by the plaintiff on the defendants, and in favor of the plaintiff, who had previously advanced \$2,200 to Weisend.

WERE BOTH ACQUITTED.

Ben Clemens and John Wagner Are Cleared.

Ben Clemens and John Wagner, who have been on trial for the past two days before Judge Lewis and a jury of twelve, were acquitted yesterday. The jury was out only five minutes. Joseph Hart, the complainant, testified that the young men held him up one night last month and robbed him of a silver watch. The young men swore that Hart, whom they met on the street late at night, gave them his silver watch to hold as security for \$50 cents due to Wagner's father.

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