B&K TRADE MARK

Men's 50c Fancy Hose

Today Only

60 dozen pairs to choose from. Fine fancy Lisle Thread **25c** Pair Verticle and cross stripes, silk spots and neat figures.

All sizes, but come as early as possible.
Our "Thursday Specials" have many friends.

Browning, King & Co.,

C. E. HASSON, Manager. Seventh and Robert.

CITY NEWS.

The capitol commission will receive bids for the construction of the granite steps and terraces at the new capitol at noon, June 4.

Division No. 4, A. O. H., will hold its annual excursion to Shakopee and return May 26 on the steamer Columbia and barges.

Ned G., son of Mr. and Mrs. George E. Newman, of South St. Paul, died yesterday at St. Luke's hospital, aged fifteen years.

Orders have been received from Washington today directing that Lieut. Col. Reade be mustered out of the volunteer service June 30.

Miss Lillie Guion died yesterday afternoon at her residence, 194 Pennsylvania avenue. Announcement of funeral arrangements will be made later.

The board of school inspectors has decided to hold the annual examination for public school pupils during the first week in June. The summer vacation begins June 14.

Howard L. Smith, of Madison, Wis., and Herbert C. Smyth, of New York city, were admitted yesterday to practice in the United States circuit court of appeals.

Edwin R. Coleman, late of Winnipeg, has received the appointment of general agent of the John Hancock Insurance Company of Boston and will open an office in the Endicott building shortly.

The jurisprudence committee of the Grand Division of the O. R. C. was in session at the Ryan yesterday afternoon. This is the first committee of the national organization to arrive in the city.

The grocery store of William Bevan, West Seventh street and Smith avenue, was entered by thieves early yesterday morning and robbed of $20 in small change. The family slept in the rear of the store.

Nels Olson, charged by J. Marks, a junk peddler, with assault and battery, was discharged yesterday by Judge Orr. Marks said that some one struck him with a stone, but was not sure that Olson was the offender.

Mrs. Catherine Ball died yesterday at her late residence, 721 Stewart avenue, aged thirty-four years. The funeral will take place tomorrow from the above address at 8:30 a. m., with a service at St. James' church at 9 o'clock.

Jay Breedmeier, the boy who sustained a fractured skull by falling from a bicycle at Seventh and St. Peter streets, two weeks ago, has almost entirely recovered from the effects of his injuries and was removed from the city hospital to his home yesterday.

Frank Howe, who was arrested on complaint of D. T. Wellington, and charged with furnishing beer to Annie Breen and several other girls not older than fourteen years, failed to appear in police court yesterday and forfeited $50 bail.

John H. Glashaw, 895 Rice street, was arrested on complaint of his wife, Annie, and charged with assault and battery. In court yesterday the wife said that her husband was intoxicated at the time he assaulted her and requested that the complaint be withdrawn.

Theodore Kehsler, thirty-five years old, assaulted his parents, who live at 369 Sherburne avenue, early yesterday morning. Since a boy, Kehsler has suffered mental derangement as the result of a fall which he once sustained. He will be examined as to his sanity.

The Anti-Vaccination Society of St. Paul, the object of which is to oppose and prevent compulsory vaccination, holds its monthly meeting tomorrow evening at Central hall, West Seventh and West Sixth streets, at 8 o'clock. Members of the society and any persons interested in the subject are invited.

The last regular meeting of the Madison School union will be held this evening at 8 o'clock at the usual place. There will be a general discussion on the topic of the evening, which is "Industrial Training in the Grades," and a good programme of addresses and music will be given.

Hubert Kousman, a six-year-old boy living with his parents at Payne avenue and Jenks street, was run down by a delivery wagon driven by Peter Mallbe, on Payne avenue, yesterday afternoon. He was badly cut over the right eye, but sustained no serious injuries.

H. Leucke, 902 Fauquier street, and John Tower, 945 Marion street, were charged with reckless driving and yesterday given a continuance until today. Tuesday night the defendants ran down W. B. Clift, an old man who resides at 249 Selby avenue, while driving on Wabasha street, at Fourth. Mr. Clift was not seriously injured.

The funeral of Livius Benson, one of the oldest and best known market gardeners in the vicinity of St. Paul, took place yesterday afternoon at his home, near Inver Grove. Mr. Benson died Saturday night of stomach trouble from which he had long been a sufferer. Deceased was about fifty years of age and had been twice married. He is survived by his wife, three sons and a married daughter.

Minnesota's first company of engineers in the national guard is now being drilled at the armory on Monday evenings. It was organized under a law passed by the last legislature with the following officers: Captain, Max Toltz; first lieutenant, Gates A. Johnson Jr.; second lieutenant, Jay Rudd. The company will be mustered in the middle of June and will be a part of the artillery battalion. Thirty-seven prospective members have signed the roll to date.

YERXA

Pineapples Good and Cheap.

Fair quality, each, 8c; per dozen 95c
Choice quality, each, 10c; per dozen...$1.15
Fancy quality, each, 12c; per dozen...$1.40

Fancy Potatoes Per bushel basket very fancy Burbanks **45c**

Fancy Oranges We have part of a carload of those fancy, juicy Redland Naval Oranges, from Geo. J. Grant's grove—they are delicious; large sizes. Per dozen **33c**

Eggs Warranted fresh, per dozen **9½c**

Eggs Fancy, large, selected, perfect eggs, per dozen **12½c**

Strawberries We expect them to arrive in splendid shape today, we always have the best.

Fish Shipments daily of fine fresh fish, both from the Atlantic and Pacific oceans. Lobster day today.

Garden Vegetables.

Only freshest and best. The town's lowest.

Fresh Fruits

Of every seasonable kind; prices more than satisfactory to the consumer.

Flour Yerxa's Extra Patent, warranted equal to any brand of flour on the market (except our 20th Century brand), per 98 lbs **$2.00**
Per 49 lbs $1.00
Per 24½ lbs 50c

Egg Plants Large sizes, fancy, bright, fresh Egg Plants **12½c**

Silver Prunes Good, large, meaty Silver Prunes, 7 pounds for **25c**

7 lbs Santa Clara Prunes 25c
2-lb cans Early June Peas 8c
Fancy Imported Figs, per lb 15c
Fancy California Figs, per lb 6c
Full Cream Cheese, per lb 8c
Marmalade, Fancy Imported, per jar 15c
Good Limburger Cheese, per lb 7c
New Beets, per bunch 5c

F. R. YERXA & CO.
SEVENTH AND CEDAR STS.

WINDFALL FOR CITY.

UNION DEPOT'S $15,000 NEEDED FOR SEVERAL FUNDS.

The Union Depot company having accepted the levee vacation ordinance and agreement, the finances of the city have been enriched to the extent of $15,000. A check for the amount bearing the signature of President Scott, together with the formal acceptance of the ordinances, was tendered to City Treasurer Bremer yesterday and is now credited to the miscellaneous receipts.

With this unexpected windfall, the question now arises what will be done with the money and already several bids have been made for it for funds that are now impoverished. The money available for the projected improvements on the new market site is at a decidedly low ebb and an effort will in all probability be made to have it set aside for that purpose.

It was at first intended that at least $200 of the amount would be used in removing the bridge piers, but as the government has not shown its hand in a demand that they shall be removed, the assembly has pigeonholed the resolution indefinitely.

REVISION BOARD BUSY.

Comparison of Foreign Laws Now Engaging Its Attention.

The commission appointed under the act providing for a revision of the statutes of Minnesota, passed by the recent legislature, is hard at work in its office at the state capitol. The work before this commission, which consists of three members, Judge Fish, former State Senator Stevens and T. J. Knox, of Jackson, is of a complex nature and will no doubt require some overtime from the board.

One of the most important of its duties is the comparison of the statutes of other states and this the commission is now at work upon. Volumes representing the laws of neighboring commonwealths are staked in great piles in the commissioner's office. The commission will no doubt find ample use for the appropriation of $35,000 made by the legislature.

EXPO CLOSES TILL MAY 20.

Supt. McMullen Goes to Buffalo Saturday to Remain.

The board of managers for the Pan-American exposition exhibits from this state, have been informed officially that the grounds at Buffalo, which were closed will not be formally opened until May 20, when the great demonstrations, to be attended by Gov. Van Sant and staff and the state guards, will take place.

Supt. McMullen will go to Buffalo Saturday, and take up his permanent quarters, to remain until the fair is closed. Messrs. Hall, Morton and McDougal will not go until May 20.

The commissioners held a meeting yesterday at which all detail work was definitely laid out.

Pure Cow's Milk

made sterile and guarded against contamination, from beginning to baby's bottle, is the perfection of substitute feeding for infants. Borden's Eagle Brand Condensed Milk has stood first among infant foods for more than forty years.

C. A. MOREY TAKEN HOME.

Member of Board of Control Is Improving Rapidly.

C. A. Morey, member of the state board of control, who sustained serious injuries by falling down a flight of stairs at the state capital building, last Friday morning, had so far recovered that he was taken to his home in Winona, yesterday morning. He was accompanied by Dr. McDavitt, of this city, and Dr. McGaughey, of Winona.

ECZEMA; NO CURE, NO PAY.

Your druggist will refund your money if PAZO OINTMENT fails to cure Ringworm, Tetter, Old Ulcers and Sores, Pimples and Blackheads on the face, and all skin diseases. 50 cents.

WAITING ON THE BOARD

APPLICATION FOR PAROLE OF YOUNGER BROTHERS TEMPORARILY HELD UP

REPORT OF PRISON MANAGERS

It Was Filed Yesterday, and the Matter Now Rests Entirely With the Board of Pardons.

The board of pardons, with which body rests the fate of Cole and Jim Younger, has not yet decided to meet earlier than their regular session in July. Gov. Van Sant said yesterday he did not know when the board would make a decision, but it would, probably, in a day or two. He gave no intimation that a meeting earlier than the one indicated would be held. He gave no intimation that a meeting earlier than the one indicated would be held. Attorney General Douglas, a member of the board, however, seemed to believe the board would meet before that for the special purpose of considering the Youngers' application for a parole, and the board of prison managers' official recommendation for the same, which was filed at the capitol yesterday by Warden Wolfer.

The recommendation calls attention to the fact that the Youngers have served, under their life sentence, more than thirty-five years, less their diminution which they would have been allowed by law for good conduct, and that they are therefore eligible to be paroled under Section 7510 of the General Laws of 1891, as amended at the recent session of legislature. In other words, they are eligible to a parole under the Deming act.

In its communication to members of the board of pardons the board of prison managers further state:

"This board is satisfied that their deportment during the entire period of their imprisonment has been as nearly perfect as is possible, and it is believed that there is a strong and reasonable probability that they will live and remain at liberty without violating the law, and that their release will not be incompatible with the welfare of society."

There is a growing belief that the board of pardons will decide to act favorably upon the recommendation of the board of prison managers, which will mean to give the Youngers their freedom, as paroled prisoners. During the Clough administration, when the plea for their liberty was made, Chief Justice Start opposed it and has ever since been generally looked upon as opposed to any effort of this kind. However conditions are different to what they were during the Clough administration. There was no law then under which a life prisoner could be paroled, and it was a matter of absolute pardon or nothing. There is a great difference between a parole and a pardon, since under the former the convict is still a prisoner just as if he was in the state's prison. His general demeanor and movements are subject to the rigid discipline of the state, whereas, if pardoned, he would not be subject to any of these restrictions.

It is believed by many, therefore, that since the Deming bill made a regular law for the paroling of life prisoners, the opposition, which was manifested in former years against the liberation of the Youngers, will be withdrawn.

BOON NEAR MARKET SITE

ADJOINING PROPERTY BEING SECURED BY BUSINESS HOUSES.

The acquirement by the city of the block on Jackson street for market house purposes has given property in that locality a boom that is already apparent. Two commission houses have secured options on ground for the location of two large buildings, while that inevitable forerunner of a boom, the saloon, is already spoken of, two of the most important corners near the market house having been spoken for for that purpose.

Just at present the joint committee has only in mind the grading of the property, the paving of the same and the erection of sheds, the latter of which will be built of iron. One of the sheds will be given over to the hucksters, stalls in which will be rented, while the balance will be used for the sale of vegetables and other commodities.

When the preliminary work is accomplished, a set of rules will be adopted, and the grounds and buildings run on plans now in force in other large cities.

YOUNG DERBY PARDONED.

Youth Served Seventy-Nine Days Before Conviction.

Bert Derby, a young man of 19 years, who had been sentenced to the workhouse in Ramsey county for a term of seventy-five days, by Judge Kelly, was pardoned yesterday by Gov. Van Sant, at the request of Judge Kelly and T. R. Kane, county attorney.

Young Derby was arrested last December for assault in the third degree. He had been engaged in a personal encounter with another youth. His trial was not held until March 15, during which time he was in prison, covering a period of seventy-nine days. His plea for release was made upon this ground, that he already served his regular term before it had been meted out to him by the court. This was the youth's first offense, and he promised it would be his last. He leaves for his grandmother's home near Indianapolis, where he will work upon a farm.

Mission Goods.

A fine line of Mission Goods, fresh, clean and well selected, in stock at D. O'Halloran's, 385 St. Peter street, and at prices about half those usually charged at mission booths. You can save money by buying your mission goods at O'Halloran's.

A useful book recommended by the missionaries, "How to Make the Mission." Price, 5 cents. Jubilee books furnished free to adults.

NEW BUSINESS CONCERNS.

Several File Articles of Incorporation Yesterday.

The Agency company, with headquarters at Princeton, filed articles of incorporation with the secretary of state yesterday. Its capital stock is $25,000. The incorporators are S. S. and J. F. Peterson and G. A. Eaton, of Princeton.

The Minnesota Rural Telegraph company, of Princeton, incorporated yesterday with a capital stock of $50,000. Its incorporators are L. Rust, E. L. Saxon, C. T. Johnston, L. Erickson and A. E. Wrestling.

The Century Folding Bed company, of St. Paul, filed articles of incorporation yesterday with a capital stock of $50,000. Its incorporators are Howell Hund, George C. Wing and L. F. Griswold, of Cleveland, O. The company will have branch headquarters at Cleveland.

The Wabasha County Fair association with a capital stock of $10,000, and the North Dakota Lignite Stove company, with a capital of $20,000, filed articles of incorporation yesterday.

Shortest and Quickest.

The Minnesota & St. Louis route to Omaha only twelve hours. Leave St. Paul, 9:00 a. m. and 8:00 p. m. New equipment.

CASTORIA
For Infants and Children.
The Kind You Have Always Bought
Bears the Signature of Chas. H. Fletcher

DR. FLINT MAY PRACTICE

GOV. VAN SANT REVERSES ACTION OF BOARD REVOKING HIS LICENSE

CHARGE AND EVIDENCE VARY

Flint Was Merely an Employe of Medical Institute and Not Responsible for the Advertisements.

Gov. Van Sant yesterday reversed the action of the state board of medical examiners in the case against Dr. Edward N. Flint. The doctor, who is one of the physicians and surgeons of the state medical institute, located at the corner of Robert and Fifth streets, this city, was charged by the board with unprofessional conduct, and last January action looking to the revocation of his license was taken by the board.

The governor's action is based upon an opinion from Attorney General Douglas, who found that the complaint and evidence in the case were too widely at variance to render the charge effective. It is upon this ground that the governor gives his decision, which is embodied in the following text:

"On the 21st day of December, 1900, a complaint was filed before the Minnesota state board of medical examiners against Edward N. Flint, under and pursuant to chapter 125 of the General Laws of 1883, charging him with dishonorable conduct as a physician and surgeon, and praying that the license theretofore granted by said board to said Edward N. Flint be revoked and canceled. On the 24th day of January, 1901, the said board of medical examiners rendered their decision, based upon the evidence presented, which decision was to the effect that the said Edward N. Flint was guilty of dishonorable and dishonest conduct as charged, and ordered that the license of said Edward N. Flint to practice medicine and surgery in the state of Minnesota, granted on the 6th day of July, 1888, be in all things revoked and canceled, and that the said Edward N. Flint be debarred from practicing medicine and surgery within said state.

"From said findings and order an appeal was duly and regularly taken as provided by law, to the undersigned, as governor of the state of Minnesota. The entire proceedings, and record in said matter were certified, and hearing was duly had before the undersigned on the 9th day of March, 1901.

"The charges contained in the complaint were substantially that one Wallace A. Reinhardt, whose license had been theretofore revoked, had caused certain signs to be erected upon the building occupied by said Edward N. Flint, and that the said Wallace A. Reinhardt, has caused certain advertisements to be inserted in the public press, that said signs and advertisements contained false statements, calculated and intended to deceive and impose upon the public, and to cause the public to patronize the said Reinhardt; and further that the said Edward N. Flint, having full knowledge of said signs and advertisements, and of the purpose and intent of said Reinhardt to deceive and impose upon the public, and with intent to aid and abet the said Reinhardt, on or about the first of March, 1900, entered into an agreement and understanding with said Reinhardt, whereby he, the said Edward N. Flint, took charge of the office of said Reinhardt, and occupied the same as a practicing physician and surgeon. That the said Edward N. Flint entered into said agreement and understanding with said Reinhardt for the dishonest purpose of alluring, deceiving and cheating those who came to said office for treatment. That under and pursuant to said agreement, said Edward N. Flint extensively advertised himself in his profession in the city of St. Paul, under the name of "State Doctors and the State Medical Institute," and that he, the said Edward N. Flint, caused and permitted the said signs to be erected and the said advertisements to be printed and published and circulated.

"The chief contention on the part of the said Edward N. Flint, upon the hearing on appeal was that there existed a substantial variance between the allegations of the complaint and the evidence and that the proof was insufficient to sustain the charges preferred.

FLINT WAS AN EMPLOYE.

"A careful examination of the evidence leads to the conclusion that the said Wallace A Reinhardt and the said Edward N. Flint did not enter into an agreement as alleged, or any agreement whatsoever. That the said signs appearing upon said building were erected by said Wallace A. Reinhardt long before said Edward N. Flint took charge of the said office. That the said Edward N. Flint was employed by one Frank A. H. Reinhardt, who was the owner and proprietor of said business, in the capacity of an attending physician. That said Edward N. Flint received from the said Frank A. H. Reinhardt a stipulated salary for his services. Neither does the evidence show that said Edward N. Flint caused or permitted the said signs to be erected, or the said advertisements to be inserted in the daily press. In short, the evidence simply shows that the business was conducted by said Frank A. H. Reinhardt, and that the signs upon the building were maintained by him, and the advertisements appearing in the public press were inserted through him, and the said Edward N. Flint was in his employ for the purpose of attending patrons of the office.

"It is hence very clear that a marked variance appears between the allegations of the complaint and the proof offered and received. It is apparent that the complaint was based upon the assumption that Dr. Wallace A. Reinhart, notwithstanding the revocation of his license, was still the proprietor of the said business, and that the said Edward N. Flint was aiding and abetting him in the maintenance of said business by taking his place in the management thereof. If the complaint had charged the said Edward N. Flint with prescribing for patients for compensation, and that patrons, with the knowledge of said Flint, were lured to said office and were deceived by said signs and advertisements, and that said signs and advertisements were displayed for the purpose of deceiving the public to the knowledge of said Flint, then it might properly be claimed that the proof upon the hearing was sufficient to sustain the findings and order made by the said board of examiners.

"The conclusions herein expressed have been reached after a review of the testimony and a careful perusal of the report of the attorney general, who has given the record in this proceding his consideration.

"In view of the variance between the proof and the allegations as above indicated, I am forced to the conclusion that the said order made by the said state board of medical examiners should be and the same is hereby reversed."

BREMER IS STILL THINKING.

Has Not Evolved Plan to Force Comptroller to Audit His Bill.

City Treasurer Bremer has not yet signified what course he will pursue in compelling Comptroller McCardy to audit the board resolution voting him $800 as compensation for a similar sum expended in securing a surety bond.

As the matter now stands, it is in the hands of the committee on ways and means and that body will call on the corporation attorney for an opinion as to the justice of Mr. McCardy's contentions. Until that time the matter will be held in abeyance.

Current rumor credits Mr. McCardy's action as a retaliatory act for Mr. Bremer's activity a few months ago in compelling the comptroller to observe the charter in as far as it related to the furnishing of daily balance sheets. This, however, Mr. McCardy refuses to discuss and points to his opinion as furnished the council as the reason for his action.

TO CURE A COLD IN ONE DAY

Take Laxative Bromo-Quinine Tablets. 25c.

Some Big Engines.

The Minneapolis & St. Louis R. R. now uses the finest type of passenger locomotive on its through trains to Omaha, Des Moines, St. Louis and Chicago.

The Plymouth Clothing House.

Correct Fashionable Dress from Head to Foot.

THE PLYMOUTH

See Show Windows, Seventh and Robert.

Sensational Sale.

Ladies' Finest Tailor-Made Suits, Dress and Walking Skirts, Capes, Jackets and Silk Waists at

Half-Price & Less.

In order to at once double the sales in our popular Women's Department, on Second Floor, and to place this portion of our business as far in the lead as our Men's Clothing Department, we have determined on this most convincing sacrifice of values for the benefit of the public. No lady in St. Paul should fail to take advantage of this great sale.

Everybody Goes to the Plymouth this Year.

CLEVELAND AND HANNA

EX-SENATOR PETTIGREW PLACES THEM IN SAME POLITICAL CATEGORY

FUSIONISTS THE REAL PARTY

Followers of William J. Bryan Represent, He Thinks, the Simon Pure Jefferson Idea of Democracy.

"If the old-line Democrats, so called, assume our livery and attempt a reorganization of the Democratic party, following out the policies of the Cleveland administration, there will be a third party in the field in the campaign of 1904—you may depend upon that. We will not be coerced into an organization which differs only in name with that against which it is assumed to stand in principle."

Former Senator R. F. Pettigrew, of South Dakota, registered at the Merchants yesterday, having called to St. Paul on a business trip. He was averse to entering into politics, and at first declined to be interviewed, but finally yielded in response to a few inquiries, and in the course of his remarks gave expression to the above statement.

The senator said he was taking his usual interest in politics and would continue to watch the political affairs of his state and nation with an earnest interest, but that he was not a candidate for his old position in the United States senate, and would not be when the time came for electing a senator. "I am attending to my private business affairs," said Mr. Pettigrew, "and as to what those affairs are, I will say that they are nothing in which the public has or ought to have any particular interest."

As to the future of the Democratic party, Mr. Pettigrew declared emphatically that the Bryan party would never become submerged in what he termed the Cleveland party. He looked upon the party which followed William J. Bryan to defeat at the polls in 1896 and again in 1900 as the real article, and said that whether "old-line" Democrats undertook a reorganization or not, this party would stand and continue to wield a potent influence. He also said that Mr. Bryan was a great man, of sound principles and unwavering integrity, and that he had not been shaken in the least from his original position by the experiences of the past two campaigns. Mr. Pettigrew said he had no idea who would be the nominee of the Democratic party in 1904, or incase the third party of which he spoke was in the field, who would lead it. He ventured nothing concerning Mr. Bryan's personal future.

"There is no difference between the Hanna Republicans and Cleveland Democrats," said the South Dakotan, and he believed it would be better for the rest of the fellows if the followers of Hanna and Cleveland were all in one party, or if this could be brought about, then he could see some benefit in having the Cleveland Democrats set off in a party to themselves, so that the Bryan adherents could have a field all to themselves.

Mr. Bryan was quoted as having said in a speech at Omaha, a day or two ago, that fusion would not die, but would continue to be a live political faction. Asked for his view of this, Senator Pettigrew said there had never been any fusion. Mr. Bryan was wrong. The people known as fusionists are all Democrats; in fact they are, in the judgment of the South Dakota statesman, the only Simon-pure followers of Thomas Jefferson, and alone have a right to the name "Democrat."

Buy Brick Cheaper Here.

In Minneapolis all brick paving is done by the city, the material being purchased in the open market. A similar scheme is proposed by some of the aldermen for St. Paul, but City Engineer Claussen says it will not pay, a comparison between the two cities showing that St. Paul secures its brick paving at an average of 6 cents per square yard less than its sister city.

AFTER COOKING TURN THE GAS OFF LET THE KITCHEN COOL

SAVE EXPENSE

Always bear one fact in mind when thinking about the advantages of a Gas Range

You Only Pay for What You Need.

It Costs Nothing to Make a Fire.

It Costs Nothing to Get Rid of One When You Are Done With It.

There Is No Waste.

ST. PAUL GASLIGHT CO.

MAY SECURE A BOND.

COMPROMISE MAY BE ARRANGED ON TARBOX SITE.

The abstract of title to the Tarbox property, which the county commissioners desire for a jail site, has been sent to Minneapolis by the agents of the property, where a bond title company has been asked to examine it with a view of securing an indemnity bond.

As to securing of releases of the balance of the claims standing against the property, none so far have materialized. The county commissioners at their meeting Monday in the event that a bond is obtained, will be asked to accept it in lieu of the releases, which it is claimed are impossible to obtain without a delay of several weeks. County Attorney Kane has notified the agents of the property that the abstract must be returned to him by Saturday.

As a protest against further expense, a petition is now being circulated asking the commissioners to abandon the erection of a jail and use the money in putting the top floor of the court house in shape for a permanent jail. The petition asked that contracts be rescinded and the project dropped.

SET-BACK TO NEW MARKET

VOTE OF THE ASSEMBLY MEANS A DELAY.

The preliminary improvements to the new market site have been given a decided setback by a mistake which has just been discovered in the vote taken at the meeting of the assembly last Tuesday evening.

When the action of the committee recommending the awarding of the paving to Fielding & Shepley came up for consideration, only five of the eight members present voted in the affirmative, opposition developing in the persons of Assemblyman Nelson, Denny and Warner, who wanted it sent to the committee on streets. President Dix declared the resolution carried, but, as a two-thirds vote is necessary where money is to be expended, he should have decided in the negative.

CHANCE FOR A PAVEMENT.

West Seventh Street Residents Begin to Feel Hopeful.

The long proposed paving of West Seventh street, from Ramsey street to Tuscarora avenue, has at last materialized to the extent that the board of public works has been presented with a preliminary order calling for the same. The order was introduced at the last meeting of the assembly by Assemblyman Denny.

While the work has been proposed by the passage of the preliminary order, it is hardly possible that the paving will be done this year. Several meetings have been called by West Seventh street residents at which demands have been made for the improvement, but the territory involved being over two miles in length, much opposition is expected, and West Seventh street is now being paved with sandstone from the Seven corners to Ramsey, and the desire is to continue the work the remainder of its length.

Historical Society Meets.

At the capitol Monday evening the State Historical society will meet and Capt. Edward Bell will read a paper on early "Steamboating on the Mississippi and the Red Rivers." Secretary Upham will give a detailed account in writing of his recent discoveries at Prairie Island.

Minneapolis News.

RICHARDS IS CONVICTED.

Man Who Shot His Wife Will Be Sentenced for Assault.

After being out about three hours, the jury in the case of the state against Everett S. Richards, brought in a verdict of guilty in the second degree. Richards, who had been brought down from the county jail to hear the decision, was ill at ease and apparently depressed. He made no sign when the clerk read the verdict, but sat with his head bowed on his breast. The penalty prescribed by the penal code for the offense of which Richards has been found guilty is not more than five and not less than two years in the state penitentiary. Richards will not be sentenced for several days.

At the trial yesterday the defense endeavored to establish the fact that Richards was laboring under emotional insanity at the time the crime was committed. The testimony of Richards himself did not tend to substantiate the insanity theory. He swore that during his conversation with Mrs. Richards he threatened to shoot himself; that he fired a bullet into his hand when his wife told him she did not care whether he killed himself or not and that when he saw the blood he lost all sense of feeling. The rest was a blank. He was asked pointedly whether at the time he knew he was doing wrong in shooting his wife, and he replied that he did. Judge McGee instructed the jury that if they were satisfied that at the time the crime was committed Richards was able to distinguish right from wrong, they should discard the insanity defense and bring in their verdict on the other evidence.

RESTS WITH THE MAYOR

JOINT RESOLUTION DEMANDING INDEMNITY FROM PAVING CONTRACTORS BEFORE HIM

CONTRACTORS OPPOSE THE ACT

If the Resolution Is Pushed They Will Carry the Matter Into Courts for Definite Settlement.

The resolution passed by both bodies of the common council demanding of all paving contractors indemnifying features extending over a period of years, now rests with Mayor Smith for approval.

That official yesterday was the recipient of several calls from brick and stone contractors, who asked that he disapprove of the measure, but to none of them was any degree of satisfaction given. The mayor refuses to state his position, but it is understood that the resolution will receive his signature. Mayor Smith, on more than one occasion, has shown his antagonism to the action of the engineering department in specifying a certain kind of brick only, and the inference is that he will sign the measure, contending that it will give all classes of material a show, by compelling the manufacturer of each to give a guarantee that it will wear and last for a period of years.

The measure received its inception at the hands of the assembly, being introduced by Assemblyman Craig, while in the board support was furnished by Ald. Murphy and Dobner. The credit for its passage in the last named body, however, was possibly due to the vote of Ald. Holt more than anything else. With the exception of Ald. Murphy and Dobner, who spoke for the measure on the ground that it would be a benefit to the property by assuring him a paving that would be bound to last for a term of years, the discussion took on the appearance of a labored struggle for supremacy between the brick and stone contractors on the one hand and the asphalt people on the other. In giving his vote to the resolution, Ald. Holt said his action was influenced by talks with his constituents in which they showed a preference for a contract that would give them a guarantee. This talk on the part of Mr. Holt brought another vote into the field and the resolution was passed with an ample majority.

The brick men declare that if the resolution is inserted in any of the contracts, they will carry the matter into the courts.

STAIRWAY IS CLOSED.

Bluff at South Wabasha Street Is Crumbling Away.

Pending repairs to the bluff, which have for their end the preventing of a large section of the wall from sliding down on the road below the winding stairway on South Wabasha street, has been closed temporarily. The bluff in that locality is disintegrating badly, and a retaining wall is necessary. City Engineer Claussen says that there is no danger to the houses that line the bluff or to pedestrians who may be passing along on the road below. Precautions have been taken to remove all stone that looks insecure.

Smokers Are Pleased.

Smokers are pleased to find Adam Fetsch on Fifth street, near Robert.

If He Says So

Don't doubt your doctor. If you haven't perfect confidence in him, get another. If you have just the one you like, ask him this straight, plain question:

"What do you think of Ayer's Sarsaparilla?"

If he says it's good for tired people, good for purifying and enriching the blood, good for weak nerves, and good for building up the general health, then remember his advice.

Perhaps one of these days you will want to profit by it.

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