Diamonds, ...Watches

And 1,000 Other Articles to select from at lowest possible figures. : : : :

Geoge R. Holmes,

JEWELER

141 East Seventh St.

CITY NEWS.

The Anti-Vaccination society will hold its monthly meeting at Central hall this evening.

There will be no delivery of mail this afternoon on account of it being St. Paul day at the state fair.

James D. and Emma M. Munger have applied to the district court for permission to adopt Wesley Brayton Lawton, whose parents consent.

The court house and city hall offices will be closed today to give the employes an opportunity of celebrating St. Paul day at the fair.

Capt. Joseph Frazier, of the Fourteenth infantry, left Fort Snelling yestrday for his home in Grand Center, Mo., where he will spend thirty days' leave.

Judge Orr in the police court yesterday continued the case of Fred Eschle, charged with the larceny of $20 from his married sister, until this morning.

The case against Walter Clark, fourteen years old, charged with assault and battery, was continued in the police court yesterday until tomorrow morning.

Prof. Farnsworth, of the Cleveland high school, will be at the school tomorrow morning from 9 until 12 to aid pupils in selecting their course of study for the year.

At a meeting of the directors of the State Dairymen's association held yesterday it was decided to hold the next annual convention at Sauk Center. The date has not yet been decided upon.

Troops G and H of the Thirteenth cavalry have been ordered from Fort Meade, S. D., to Fort Assinniboine, Mont., for station. This increases the muster of that post to four troops of cavalry.

A meeting of the principals of the city public schools has been called for tomorrow morning, at which time Supt. Leviston will address them in a general way regarding the work of the coming school year.

Eight tramps, arrested by Detective Moran, of the Margaret police station, in the Burlington yards Wednesday night, were sent to the workhouse for fifteen days each by Judge Orr in the police court yesterday.

Samuel Metzger, a machinist's apprentice, employed at the Great Northern shops, had the palm of his right hand badly lacerated in a planer late Wednesday afternoon. Young Metzger resides at 424 University avenue.

Companies C, of Duluth, and I, of Brainerd, both of the Third regiment, N. G. S. M. are preparing to go to Buffalo, and yesterday made a requisition upon the military storekeeper for kahki uniforms in which to make the trip.

A man giving the name of Richard O'Brien was arrested by Officer Puglesa near the union depot last evening on the charge of disorderly conduct preferred by M. Robinson, of Farmington, Minn., with whom O'Brien had some trouble.

Articles of incorporation were filed with the secretary of state yesterday by the following companies: Cable Investment company, Duluth, general dealers in real estate and rental agents; capital stock, $50,000; incorporators, Homer C. Fulton, John Brown and A. A. Armstrong, all of Duluth. Lutheran Auxiliary Church Society of Harmony, Fillmore county.

YERXA

Peaches Peaches

ALL FREESTONES.

One-third bushel boxes, each	45c
4-basket crates, about ½ bushel. Fine, only	50c
4-basket crates, about ½ bushel. Fancy	65c
4-basket crates, about ½ bushel. Extra Perfect	75c
One-half bushel California style	65c
One-half bushel Washington Peaches, every one wrapped, per box	75c
6-basket crates of the best peaches ever brought to this market—very large Peaches—very large crates—per crate	$1.45

All of the above Peaches are the good, old-fashioned Eastern Crawfords and Elberta kinds, full of flavor and juicy.

The above Peaches are in perfect condition and will doubtless stand shipping to all points. Out of town buyers should send their money at once and share in the great peach bargains we are giving this week.

State fair visitors should express a few boxes of peaches home.

Elegant Cheese Trade

We have just received a few thousand one-pound bricks of guaranteed high grade full Cream Cheese and offer them at, per brick, only 12c.

Mild fall Cream Cheese, per lb..... 10c
Fancy Creamery Butter, per lb..... 22c

Mayflower Butter.

It's the best in the world; has been awarded 5 gold medals, including the Gold Medal Grand Prix at Paris Exposition, reflecting great credit on the United States and state of Minnesota; its price, per pound **23c**

Order a jar and have the best butter in the world.

PEERLESS MEAT MARKET.

Fresh Bonita Mackerel, per lb	13½c
Fresh Salmon Steaks, per lb	12½c
Fresh Codfish Steaks, per lb	12½c
Fresh Flounders, per lb	10c
Fresh Whole Codfish, per lb	10c
Fresh Trout, per lb	11c
Fresh Whitefish, blue fins, per lb	8c
Fresh Pickerel, per lb	8c
Fresh Pike, per lb	11c
Fresh Bluefish, per lb	10c

F. R. YERXA & CO.

SEVENTH AND CEDAR STS.

DEATH OF OLD CITIZEN

FRANCIS H. LOOMIS, A PIONEER MERCHANT, DIED AT HIS HOME

Had Lived in St. Paul Twenty Years, Was Widely Known and Very Popular.

Francis H. Loomis, father of Frank F. Loomis, manager of the Home Life Insurance company in St. Paul, died at 3:30 yesterday afternoon at his home, 813 Fairmount avenue. Mr. Loomis was sixty-five years old, and was born in Syracuse, N. Y. He was engaged in the wholesale grocery business in Syracuse for twenty-five years, and came to St. Paul in 1880. Mr. Loomis, was a member of the firm of Johnson Bros. & Loomis, in this city, for a number of years, and for the past few years had been engaged in the tea business. He was a very popular man and was well liked by all who knew him. Mr. Loomis leaves a wife and four children, all residing in the Twin Cities. Their names are: Frank F. Loomis, Ann e J. Loomis and Elizabeth M. Loomis, St. Paul, and Henry W. Loomis, of Minneapolis.

The funeral will take place from the family residence, 813 Fairmount avenue, at 3 o'clock tomorrow afternoon.

QUARANTINE IS TOO LAX

HEALTH OFFICERS FIND CASES OF CARELESSNESS IN COUNTRY.

Dr. Bracken, secretary of the state board of health, has received a number of reports recently which indicate that in the country districts, particularly in the southern part of the state, there is not sufficient care in the quarantine of smallpox. A young man was found at Hamline a few days ago who was suffering from the disease, and had not yet so far recovered as to preclude danger of contagion to those with whom he might associate. Dr. Kirkwood, of Hamline, who reported the case, stated that the young man came from Preston.

Dr. Hall, health officer of Minneapolis, has also reported the case of a woman named Mrs. Agnes Woods, who is said to have come direct from Dexter, and who was accompanied by a child which was broken out with the disease. The woman and child were found in Minneapolis a day or two ago and were taken in charge by health authorities.

HISTORY OF SMALL-POX

DR. BRACKEN TOLD CANADIAN DOCTORS ALL ABOUT IT.

Secretary H. M. Bracken, of the Minnesota state board of health, has just returned from Winnipeg, Manitoba, where he attended the convention of the Canadian Medical association, held from Wednesday to Saturday of last week. Dr. Bracken read a paper before the gathering last Friday morning upon the "Origin and History of the Present Epidemic of Smallpox in America," which was spoken of in highly complimentary terms by the members of the association, and the Canadian press as well. Dr. Wesbrook, laboratory physician of the Minnesota state board of health, was also given a prominent place on the programme of the convention.

This convention was the second largest in the matter of attendance the association has ever had, and was one of the most successful and satisfactory.

INTERESTED IN MISSIONS.

Women of First Christian Church Hold Annual Meeting.

Th annual meeting of the Christian Women's Board of Missions of the First Christian church was held yesterday afternoon at the home of Mrs. R. F. Eldridge on College avenue. Officers for the coming year were elected as follows: President, Mrs. O. H. Hall; secretary, Mrs. W. H. Crandall; treasurer, Mrs. W. H. Gadd; chairman of programme committee, Miss Cora Johnson. The treasurer reported that $100 had been collected during the year for mission work. The society numbers forty members.

A lawn social will be given Tuesday evening on the grounds surrounding the residence of Mrs. Crandall, on Feronia avenue. The members will give a missionary tea the afternoon of Oct. 3 at the parsonage on Nelson avenue.

CAVALRY VETERANS MEET.

Survivors of First Minnesota Hold Reunion.

Veterans of the First Minnesota regiment of light cavalry to the number of about twenty, held a reunion at the capitol yesterday afternoon. Col. William Pfaender, of New Ulm, presided, and H. P. Shepard, of Worthington, officiated as secretary. The meeting was addressed by Gov. Van Sant.

Shares on sale in Dearing's Home.

END-OF-THE-WEEK EXCURSIONS

Via Chicago Great Western Railway.

Cheap round trip rates every Saturday: To Northfield, $1.16; Faribault, $1.57; Waterville, $1.96; Madison Lake, $2.35; Elysian, $2.14, and Watters, $2.37; good to return Monday following. For further information apply to J. N. Storr, City Ticket Agent, Cor. 5th and Robert Sts., St Paul.

IN ANNUAL SESSION

CONFERENCE OF NORWEGIAN-DANISH CHURCH OPENED YESTERDAY

BISHOP FOWLER PRESIDING

Officers Elected and Committees Appointed at Business Sessions—Eighty Delegates Have Arrived to Take Part.

The regular annual conference of the Norwegian-Danish Methodist church of this district was opened yesterday morning at the Norwegian-Danish church at Thirteenth and Broadway, Bishop Fowler presiding.

The organization was completed by the election of James Sanaker, of Chicago, as secretary. About eighty clergymen were present, representing as many churches, and during the morning session the reports of the presiding elders of a number of districts were read. Reports from different charges as to money raised for foreign missionary and other benevolent purposes were also read. A number of visiting clergymen were introduced to the conference during the morning.

During the afternoon session, Rev. Trelstad, of West Superior, and Paul Haugen, of Stoughton, Wis., read papers on missionary work. At the evening session, the speakers were Rev. Frederick Ring, of Chicago, and J. O. Hall, of Red Wing, Minn.

The conference will continue until Monday night. Saturday morning Bishop Fowler will examine the candidates for admission to full connection in the conference, and Sunday morning he will deliver a sermon.

There will be addresses every evening by different delegates, and the conference will close with the appointments for the ensuing year.

Officers and committees were elected as follows:

Secretary of conference, J. Sanaker, Chicago; first assistant, H. P. Nelson, Kedzie avenue church, Chicago; second assistant, H. P. Bergh, of the Chicago Book concern.

Statistical Secretaries—J. J. Korsmo, Halstad, Minn.; first assistant, R. Wilhelmson, Missouri Valley, Iowa; second assistant, E. Gjerding, Crookston; third assistant, E. Hanson, La Crosse, Wis.

Treasurer, H. C. Munson, Immanuel church, Chicago; assistant, Paul Haugen, Stoughton, Wis.

Following is the list of committees:

Public Service—Presiding Elder O. L. Hanson and Pastor J. C. Tellefsen.

Conference Stewards—L. C. Knutson, A. Knutson, R. Wilhelmsen; O. A. Wiersen; C. Olson, M. Hillerind, A. Ericksen.

Church Extension—E. Hansen, O. H. Wilson, N. L. Thorne, H. P. Nelson, J. Lawrence.

Education—A. Haagenson, M. C. Block, E. Gjerding, Nels Hanson, Oscar Knutson.

Literature—T. M. Hauge, F. Ring, N. H. Nyrup, J. J. Korsmo, A. M. Trelstad.

Conference Relations—A. Hargenson, E. T. Schollert, C. F. Elstzholtz, Ole Jacobson, R. Wilhelmson, A. M. Trelstad, C. G. Gunderson.

Temperance—Henry Danielson, J. P. Anderson, C. H. Josephson, A. Johnson, A. Anderson.

Sunday Schools and Tracts—M. Hillerud, J. J. Peterson, H. C. Munson.

Bible Society—M. L. Kjelstad, M. C. Stenson, K. Vinberg.

Freedman's Aid and Southern Education Society—O. Nelson, C. A. Anderson, Elias Gjerding.

Episcopal fund—N. E. Simonson, Paul Haugen, O. H. Wilson.

Sabath Observance—A. Erickson, G. Mathisen, A. Andreason.

Enworth League—C. J. Johnson, B. E. Carlson, T. M. Hauge.

Resolutions—P. Haugen, A. W. Rosnes, J. J. Korsmo.

Memorials—H. P. Bergh, G. Abrahamson, C. Olson.

TO BUILD BIG DITCHES

DRAINAGE COMMISSION DECIDES TO EXPEND $25,000.

The state drainage commission, which consists of the governor, secretary of state and auditor, met yesterday morning at the governor's office for the purpose of hearing the report of Chief Engineer George Ralph, which has already been outlined in the Globe. The report of Mr. Ralph, which is based upon the result of surveying operations in the course of a recent extended tour through the northern part of the state, contemplates four important ditches which it is estimated can be constructed within the appropriation of $25,000, which will be available for the work of the present year. The board determined to advertise for bids for the work upon those four ditches.

The most important of the four is the Lost river ditch, to be opened in Polk and Beltrami counties, which has already been described in the Globe. The others are the Badger and Skunk, in Roseau county; the New Salem, in Marshall county, and the Good Hope ditch in Norman county.

GRADUATE NURSES MEET

MISS WOOD ELECTED PRESIDENT AT ANNUAL GATHERING.

The Ramsey County Graduate Nurses' association held its annual meeting yesterday afternoon in the Medical association rooms, Lowry arcade. The following officers were elected: President, Miss Wood; vice president, Miss Fremming; secretary, Miss Cannon; treasurer, Miss Krouhn; executive committee, Miss Galway, Miss Clary, Miss Swanson, Miss Geer and Miss Rahn.

The association has ninety members. During the past year four were sent by the association to do hospital work at Brainerd, three to Fargo, one to Red Wing, one to Kalispell, one to Jamestown and twenty-four were sent out of town for special work. A provision was made that in case of the death of a nurse, flowers, not exceeding in value $5, should be sent.

A series of lectures will be given during the winter at the nurses' club house, 577 Oakland avenue. The hour for the meetings of the association was changed from 4 o'clock to 3 o'clock in the afternoon.

DRENCHED IN ELEVATOR

WATER PIPE FLOODS SHAFT IN GERMANIA LIFE BUILDING.

Peter Bjornstad, elevator operator in the Germania Life building, and four passengers were given a sudden surprise yesterday afternoon in the form of an unsolicited shower bath caused by the bursting of a six-inch water pipe. The pipe aids in operating the hydraulic machines and suddenly burst at a new connection which had been made at the fifth floor. The water fell down the elevator shaft in torrents and the occupants of the elevator were drenched to the skin and the shaft flooded. The car reached the ground floor in safety, however, and the passengers were given a chance to see how fast they could run to get away from under the artificial waterfall.

Somebody don't believe it: Fels-Naptha, 5c at your grocer's; and he returns the money if you want it.

Try him.

Fels & Co. makers, Philadelphia.

MAKES HARD FIGHT

"EDDIE" M'NICHOLS KEEPING THE AUTHORITIES ON THE ANXIOUS SEAT

THINGS GO HIS WAY IN COURT

Officers Will Try to Keep Him in the Toils Until the Requisition Papers Arrive.

"Eddie" McNichols, the young Chicago gentleman so popular with the police of that city that they desire his immediate return, does not propose to go back to Cook county without a strenuous fight for liberty, and he gave the officials of Ramsey county another busy day yesterday.

After being discharged by Judge Brill on Wednesday, he was immediately rearrested, and his attorney, Frank Arnold, sued out a second writ of habeas corpus returnable before Judge Brill at 3 o'clock yesterday afternoon.

Expecting this, the authorities had secured from Chicago a certified copy of the indictment pending against McNichols, and Detective Morgan swore out a warrant charging him with being a fugitive from justice. He was arraigned in the municipal court in the morning and his hearing set for 2 o'clock in the afternoon. When he appeared before Judge Orr the state offered the copy of the Cook county indictment in evidence. Mr. Lawler, attorney for McNichols, objected on the ground that there was nothing to show that the copy of the indictment had ever been compared with the original, and the certification was therefore incomplete and illegal. The county attorney and Mr. Lawler debated this point for some time, the court finally holding with the defense, that the copy of the indictment had not been properly certified. Detectives Morgan and Rohan were placed on the stand to identify the prisoner, and testified that an indictment had been returned against him by the grand jury of Cook county, charging him with offering a juryman in the Barry trial a bribe of $50. On cross-examination both detectives admitted that they had never personally seen the original indictment, and had their information from the state's attorney and the official police bulletins notifying them to keep an eye out for the fugitive. The court ruled out the evidence of both detectives in so far as it referred to an indictment existing against the prisoner. The case was then continued until 10 o'clock this morning.

When the hour arrived for the hearing before Judge Brill on the writ of habeas corpus the case was in progress in the municipal court, and the county attorney moved that the hearing be postponed until this morning. Judge Brill said that he did not believe it proper or necessary to act on the writ until the preliminary hearing in the municipal court was completed and accordingly postponed the matter until today.

Judge Orr's ruling on the indictment was a blow to the state, and it looks as if the prisoner would be freed by the court this morning. He will, however, be immediately rearrested, as the officers realize the importance of his capture, and will not allow him to slip through their hands if they can prevent it. Requisition papers are on the way and they desire to hold him until these papers arrive. Detective Morgan seemed much disturbed by the decision of the court, but the county attorney said the prisoner would not get out of the clutches of the officers. The prisoner seemed much elated at the way things went in municipal court and believes that he will outwit the authorities yet.

Attorneys Lawler and Arnold are making a hard fight for him. They yesterday brought suit against Detective W. J. Morgan for $10,000 damages for false arrest, and imprisonment of McNichols without authority. The Chicago department has instructed Detectives Rohan and Morgan to hang on to McNichols at any cost.

Sheriff Justus has kept close tab on the prisoner and in going to and from the jail McNichols was handcuffed to the sheriff. Justus does not propose to give him the least opportunity to duplicate his Chicago escape.

Thrown on Hot Stove.

John E. Norstrom has sued the Minnesota Transfer company to recover $20,000 damages for injuries alleged to have been received on Nov. 2, 1900, when he was a passenger on the defendant's belt line railroad from New Brighton to a point where the Como interurban line crosses the road. He claims that the train stopped so suddenly as to throw him violently against a hot stove, from which he received permanent injuries in the nature of nervous prostration and shock.

Mrs. Gotzian Wins Again.

Judge Otis yesterday denied the application of Archibald Guthrie for the discharge of the temporary injunction secured by the defense in the case of Guthrie against Mrs. Caroline Gotzian. Mr. Guthrie sued to eject Mrs. Gotzian from her Summit avenue residence, which he has purchased. The defendant claims to hold a lease for the house, not yet expired.

Petition to Probate Will.

Judge Charles E. Otis has filed a petition in the probate court asking that the will of the late Mary V. Otis be probated. The petition states that the personal property in Ramsey county amounts to $15,000 and the real estate to $25,000. Judge Otis is named as executor of the will.

Sues for Five Thousand.

Mrs. Martha Lehman, living at 718 Randolph street, has brought suit for $5,000 damages against her next door neighbor, Peter Galles, living at 715 Randolph, charging him with circulating stories and making statements reflecting on her character.

TELEPHONE TO COAST

ROCKY MOUNTAIN AND N. W. COMPANIES TO JOIN WIRES.

It will not be long before people in St. Paul will be able to telephone to Portland, Or. An agreement has been reached between the Rocky Mountain and the Northwestern Telephone companies which will result in the immediate construction of a link which will unite the Atlantic and Pacific oceans by telephone.

The Rocky Mountain company will build its present Eastern terminus at Billings, Mont., to Miles City, Mont., and the Northwestern company will build from its North Dakota terminus to Miles City, thus forming a complete circuit from Boston to San Francisco, via New York, Chicago, St. Paul, Minneapolis, Helena and Portland.

In this connection it is rumored that one of the transcontinental lines will use this telephone service in the transaction of much of its business which is now done by telegraph. Whether the wires of the Rocky Mountain and Northwestern companies will be used, or individual lines maintained, is not known.

May Cut Out Examinations.

The state high school board met yesterday morning at the capitol in the office of superintendent of the state department of public instruction, and in an informal way talked over the advisability of a plan to dispense with the midwinter examinations for candidates for admission to the state high school. No definite action was taken.

Another Reduction in Buffalo Rates.

The North-Western Line—"Omaha" Road—will sell tickets Sept. 7, 8, 9, 10 to Buffalo and return account of the Pan-American Exposition at $19.07 for the round trip.

Tickets and information at City Offices, 413 Nicollet Ave., Minneapolis, 382 Robert St., St. Paul, Minn.

Stylish Clothing

Ordinary ready-to-wear clothing lacks the smart style that marks the made-to-order garment. This is not true of . . . . . .

Rogers, Peet & Co.'s

and Stein-Bloch Co.'s

GARMENTS

They stand in a class by themselves, embodying all the snappy style and individuality of the highest-priced merchant tailored clothing and at the same time selling at a price within the reach of men of moderate means. These matchless garments are designed by the foremost creators of masculine styles, and tailored by expert men tailors from the choicest products of the foreign and American woolen mills. They differ from the swellest creations of the custom tailor only in price.

Our fall line is now complete and includes the latest effects and styles in correct Suits and Overcoats. . . . . .

Prices from $10.00 to $25.00

Don't pay a tailor's exorbitant prices when you can get just as handsome garments for from 25% to 40% less money. . . . . .

Bowlby & Co. — The Boston, St. Paul. — 6th and Robert.

LEVISTON IS BUSY

OFFICE OF SCHOOL SUPERINTENDENT CROWDED FROM MORNING UNTIL NIGHT

RUN ON LABOR CERTIFICATES

Many Parents Demanding Permission to Keep Their Children at Work — Accommodations Will Be Limited.

As the date for the opening of the public schools of the city approaches, Supt. Leviston and Assistant Superintendent Bond find their official lives becoming unavoidably more and more strenuous. Their offices are crowded from early morning until far past the usual hour for closing with parents who come with utmost confidence to demand that their dear children be advanced regardless of the fact that the children in question failed dismally in their examinations, or that particular privileges of some other sort in direct opposition to the rules of school management be extended to them. Teachers also call in large numbers to make inquiries or to talk over plans for the coming year, and many others in search of information of all kinds are to be dealt with.

Probably the greatest trouble, however, arises from the numerous applications for what are known as "labor certificates," the necessity for which comes of the state law regulating child labor. This law requires that every child less than sixteen years of age shall attend school for a certain number of half days out of every school year, and to further the enforcement of these conditions provides a penalty to be imposed upon any person employing a child within the age limit mentioned who cannot bring a certificate from the school authorities to show that he has attended school as required. The law provides for certain mitigation of the terms of the law as to school attendance in case the labor of a child should be absolutely necessary to the maintenance of his family, but in such cases a certificate from the school authorities as to the circumstances is requisite. The most difficult feature in dealing with this class of business is due to the fact that many parents will resort to any sort of deception in their efforts to secure the desired certificates. Some of them show much ingenuity in devising plans to deceive the school officers, but they through long experience are well able to discriminate in most instances.

Supt. Leviston, in conversation regarding the prospective attendance of the coming school year, said to the Globe yesterday:

ATTENDANCE WILL BE LARGER.

"From present indications, I expect that the attendance at the opening of the schools will be larger than that of last year by 700 or 800 pupils. It would be difficult to say in what part of the city we shall have the greatest trouble from inadequate accommodations, for the reason that in nearly every part the schools will be overcrowded. The Rice and Smith schools in the Ninth ward, and the Gorman and McClellan, in the Eighth ward, are exceptions, and we do not anticipate that they will be overtaxed. The new Edison school in the Sixth ward will be opened next Monday, and with that and the new annex to the Douglas, the schools of the West side should none of them be more than comfortably filled.

"At the Longfellow building, Merriam Park, we shall have to adopt the plan of half-day sessions in four more rooms. The Mattocks school in the same ward is also very crowded. In the Fifth ward, the Adams, Jefferson and Monroe schools are all uncomfortably well attended, and we shall have to find some means to relieve them as soon as possible. There are numerous other portions of the city where the accommodations are not what they should be, but for the present we shall have to do the best we can."

WORK AT BISMARCK

COL. POND RETURNS FROM A TRIP OF RECUPERATION.

Col. Pond returned yesterday from Bismarck, N. D., where he has spent the past two days inspecting the work on the water works and sewer that are being put in at the post. He reports that the work on the water works and boiler house is progressing favorably, and predicts that the latter will be completed in about a month and the machinery set up.

The work upon the sewer is not progressing so well. There has been so much rain this season that in a great many places they are striking ground water. This, of course, interferes greatly with the work, which would otherwise have been as far along as the other improvements.

HOLDING TO LEVEE

ASSEMBLY REFUSES TO LET IT FOR PRIVATE PURPOSES

APPLICATION IS DENIED

St. Paul Lime and Cement Company's Request for Strip Turned Down and Sent to Committeen on Streets.

While not a majority vote, yet sufficient in numbers to come within the scope of the rule that demands a three-fourths vote where a public grant is involved, the assembly last evening placed itself on record as opposed to the further depletion of the levee for private purposes. Approval of a lease giving to the St. Paul Lime and Cement company the right to erect a warehouse on the levee between the Robert street and Great Western bridges was denied. The spot is just west of the Diamond Jo warehouse.

A month ago the company made application for the use of the ground, offering a yearly rental of $1, but the legal department held that the ground could not be voted for private purposes unless so dedicated, and the application was accordingly denied. On this the company supplemented it with another ordinance making the warehouse a public one and offering a rental of $100. While approval was given by the board of aldermen at its meeting Monday night, Ald. Knauft made strenuous objection on the ground that it was against public policy, and it was this that largely assisted in the refusal last night.

Assemblymen Craig, Wheeler and Haas led in the fight against it and were successful, though later the vote was reconsidered and the matter sent to the committee on streets. Those favoring it could not secure the required three-fourths approval, and it was on this account that the request had to be declared denied by the presiding officer.

Assemblyman Haas said he did not believe in giving the levee away for private purposes and then encumbering it with an ugly structure, while Assemblyman Wheeler contended that the yacht owners needed a landing, and this particular spot would supply them with what they now lack. Assemblyman Craig concurred in the contentions of Messrs. Haas and Wheeler.

LOCAL FIRM MAY GET IT

BLOOD & CO. MAY BE AWARDED CITY CONTRACT.

The board of aldermen will be asked to reconsider its action of last Tuesday evening in awarding a contract for paint to the National Paint Company of Philadelphia, against a bid made by T. L. Blood & Co., of St. Paul, the amount in question being an excess of $30 on the part of the latter firm.

The contract represents an expenditure of nearly $2,400, and the amount in dispute between the two firms, $30, brought forth considerable discussion, a number of the members contending that the contract should be placed in St. Paul. On the basis of a vote of 6 to 4 the contract was awarded to the Philadelphia company, but the legal department has since declared the vote of no avail, in that it did not carry the required two-thirds majority.

The Northwestern Manufacturers' association has since taken the controversy up, and at a meeting of the assembly last night handed in a communication asking that the action of the board be rescinded.

The award was sent back to the board for reconsideration, and it is believed that the contract will be turned over to Blood & Co.

RIGHT EYE REMOVED

W. R. TOSTEVIN UNDERGOES A PAINFUL OPERATION.

W. R. Tostevin, a member of the board of fire commissioners, has just undergone an operation for the removal of his right eye. Drs. Cannon and Lewis performed the operation, which was considered a serious one, Mr. Tostevin has suffered for some time, and the trouble was due to a tumor. The operation disclosed a second tumor, and as soon as the effects of the first operation pass away, a second will be performed for the removal of it.

Mr. Tostevin was resting easily last evening.

Krupp Branching Out.

BERLIN, Sept. 5.—The Boersen Courier says that Herr Krupp has purchased ninety acres of land near Mengede for the erection of a new factory.

CHANCE FOR A CLASH

BOTH CITY ENGINEER AND MAYOR MAY ISSUE BUILDING PERMITS

FLAWS FOUND IN NEW CODE

Assistant Corporation Attorney Says Amicable Arrangement Between the Two Will Probably Avert Any Trouble.

Nearly twelve months was consumed in the drafting of the building code, which builders and contractors claim will hereafter add materially to the cost of house and office construction, but despite the care taken, a number of annoying errors have crept in, one of which threatens to make trouble.

In drafting the code, all things tending toward the issuance of permits of any character were intended to devolve upon the commissioner of public works, at present no less a personage than City Engineer Claussen, but by a slight mistake, the mayor figures as an authority in a manner that may cause a clash in case one refuses to follow the dictates of the other.

The point at issue relates to the issuing of house movers' permits, one section conferring upon the city engineer the authority of issuing the same, while another places the responsibility upon the mayor. When the ordinance was passed and signed this mistake was noticed, but for fear of invalidating the entire act, the legal department refused to allow it to be changed.

In an opinion furnished yesterday, Assistant Corporation Attorney Griggs holds that both sections are valid, but thinks that a mutual understanding can be reached between the two officials and no interference result. He is of the opinion that the question at issue is so trivial that the mayor will not want to assert his prerogative.

Under the old code, a majority of property owners could prevent the erection in their midst of buildings that they thought inimical to their property interests, but under the new act this is eliminated and only recourse to the courts can prevail.

In his opinion, given yesterday in answer to a number of questions propounded by Building Inspector Wheeler, Asst. Corporation Attorney Griggs says the issuance of such permits is discretionary with the city engineer, but that such authority must not be abused. He holds that the engineer would be correct in refusing a permit for the erection of a shack among a lot of palatial structures, but he stands amenable to the courts in case an appeal is taken.

Sept. 6 is last day to pay water bills on high service to save 5 per cent discount.

PALATIAL TRAIN.

G. A. R. Veterans Going Via The North-Western Line.

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