

WEATHER REPORT.

Washington, D. C., Feb. 21, 1899. Forecast for Wednesday: For Virginia—Cloudy weather; probably rain; fresh to brisk southerly winds.

Norfolk and vicinity. WEATHER FORECAST FOR TO-DAY: For: nearly stationary temperature; fresh and high south winds.

CALENDAR. Sun rises at 6:45 a. m. and sets at 5:53 p. m.

TIDES. Norfolk—High water, 7:09 a. m. and 7:42 p. m. Low water, 0:45 a. m. and 1:23 p. m.

DIED.

PITMAN.—In Smithfield, Va., Friday, February 17, 1899, Mrs. MARGARET PITMAN, mother of Mrs. Frank Hatton, of this city, aged 78 years.

TONNEY.—At the residence of her son, J. P. Toney, No. 250 Bank street, Tuesday, February 21st, at 8 o'clock p. m. SARAH L. widow of the late Henry Toney in the 82nd year of her age.

Monuments and Gravestones. The selection of a suitable memorial in marble or granite can be readily made from our stock.

THE COOPER MARBLE WORKS (Established 50 Years.) 150-163 BANK ST. Norfolk, Va.

AMUSEMENTS.

VAN WYCK'S ACADEMY OF MUSIC THURSDAY, FEBRUARY 23D.

Charles Frohman presents Mr. HENRY MILLER, first time here, in his beautiful romantic play "HEARTSEASE"

As he presented it during its run of nearly two hundred nights at the Garden Theatre New York. Prices, \$1.50, \$1.00, 75c, and 50c.

VAN WYCK'S ACADEMY OF MUSIC FRIDAY, MATINEE AND NIGHT, FEBRUARY 24TH.

The New York Empire Theatre success. "SOWING THE WIND." The great "sex against sex" drama. Prices 25c., 50c., 75c. and \$1.00; matinee, 50c. 1:25-31.

The Question of the Age

CHRISTIAN SCIENCE, What It Is and What It Does.

A lecture on this subject will be delivered at the

ACADEMY OF MUSIC February 22d, 1899, at 8 o'clock p. m. by MR. E. H. HAMMOND, C. S. D., of Baltimore, Md.

This lecture will be free, and a cordial invitation is extended to the people to hear this able exponent on this truth. 1:25-31

AUDITORIUM THEATRE.

S. E. Cor. Nebraska and Union Sts. JAS. M. BARTON, Prop. and Manager. WILEY HAMILTON, Amus't Director.

Open every night in the year. Smoking Concessions, presents, and up-to-date Vaudeville entertainment. Matinee, Tues., Thurs. and Sat. at 2 p. m. Evening performances continuous from 8 till 12. Admission, 10, 15 and 25c. 1:25-31

MEETINGS.

RUTH LODGE, No. 89, A. F. & A. M., will unite with Norfolk Lodge, No. 104, at 8 o'clock p. m., at the laying of the corner-stone of the Confederate Monument.

Headquarters Pickett-Ritchman Camp, C. V., Norfolk, Va., February 23, 1899.

ATTENTION COMRADES.—YOU are hereby requested to assemble at your hall at 12 o'clock noon, THIS WEDNESDAY, February 23d, 1899, in uniform, to participate in the ceremony of laying the corner-stone of our monument to the Confederate dead.

All ex-Confederates in this vicinity, whether members of camps or not, and all sons of Confederate Veterans are cordially invited to unite with us.

By order of GEO. M. TODD, Commander. T. B. JACKSON, Adjutant.

A SPECIAL COMMUNICATION OF A NORFOLK LODGE, No. 104, A. F. & A. M., will be held in Masonic Temple TO-DAY at 12 m. sharp, for the purpose of laying the corner-stone of the monument to be erected to the Confederate dead by Pickett-Ritchman Camp C. V.

Sister lodges of Norfolk, Portsmouth and Berkeley, and all Master Masons in good standing, are cordially invited to unite with us on this occasion.

By order of the W. M. GEO. B. JENKINS, Secretary.

Recorder's Office Grice Commandery, No. 16, K. T., Norfolk, Va., February 21, 1899.

A SPECIAL ASSEMBLY OF GRICE A. COMMANDERY No. 16, K. T., will be held in the Asylum, Masonic Temple, TO-DAY at 12 m. sharp, to act as escort to the various lodges which will participate in the laying of the corner-stone of the Confederate Monument.

The Commanderies of Portsmouth and Hampton are cordially invited to unite with us on this occasion.

By order of E. C. GEO. B. JENKINS, Recorder.

NOTICE.—THERE WILL BE AN annual meeting of the stockholders of the ATLANTIC INVESTMENT COMPANY of Norfolk, Virginia, at the office of A. W. Cornick & Co., No. 272 Main Street, Norfolk, Virginia, on the 14th day of February, 1899, at 10 o'clock a. m., to elect officers and transact such other business as may properly come before the meeting. WM. N. GRUBB, President. A. W. COLINSKY, Secretary.

NOTICE.

The undersigned has purchased of Lilla V. Peed, administratrix of Horace S. Peed, deceased, her interest as such administratrix in the assets and business of the late firm of P. M. PEED & SON, composed of the said Horace S. Peed and the undersigned, and will hereafter carry on the old stand of said firm, No. 217 Water street, Norfolk, Virginia, as the business of Wholesale and Retail Ship Chandlers and Groceries in all its branches, under the name and style of J. M. JORDAN & CO.

All persons indebted to the late firm of P. M. PEED & SON will please make payment to the undersigned.

J. M. JORDAN.

COURT DECISIONS.

Notes of Cases Recently Decided, Which are of Interest to Our People.

DIGESTED BY W. B. MARTIN, (Exclusively for Virginian-Pilot.)

GARBER VS. BRESSE & SONS.

Supreme Court of Appeals of Virginia, January 12, 1899.

FALSE REPRESENTATIONS OF AGENT—FALSE REPRESENTATIONS OF AN AGENT IN THE PROCUREMENT OF A CONTRACT, AS TO WHAT HIS PRINCIPAL WILL DO UPON HIS CONSUMMATION, ARE NO DEFENSE TO AN ACTION, IF THE REPRESENTATIONS WERE ONLY EXPRESSIONS OF OPINION, AND DID NOT AMOUNT TO AN ENGAGEMENT OR UNDERTAKING.

This was an action at law to recover the amount of a note executed by the appellant, Garber, to the appellees for the first premium on an insurance policy issued to him on his life. The defendant filed a special plea claiming that the note had been obtained by false representations made to him by plaintiff's agent, one Weber, without which he would not have taken out the policy nor executed the note.

Upon a demurrer to evidence the lower court decided for the plaintiffs and the defendant, Garber, appealed. The court says: This plea was objected to, but the court held it to be sufficient, and allowed it to be filed.

This plea was objected to, but the court held it to be sufficient, and allowed it to be filed. In doing this it must have held that the representations and assurances of Weber, amounting to an engagement or undertaking, and were not mere expressions of opinion, as to what the insurance company would do, for if this latter construction was put upon the plea it did not set up a good defense.

After very careful consideration of all the evidence, and in the most favorable light for the defendant, as we are bound to consider it upon a demurrer to the evidence, and with a strong desire, if possible under the law (for this is a very hard case) to find in favor of the defendant, we have been unable to do so. Affirmed.

GA. R. R. & B. CO. V. CROMER, and CROMER V. GA. R. R. & B. CO.

Supreme Court of Georgia, November 19, 1893.

NEGLECTANCE—ACCIDENT AT RAILROAD CROSSING.

WHERE A RAILROAD CROSSING IS IN A POPULOUS LOCALITY AND MUCH USED BY THE PUBLIC, BUT NOT IN A CITY OR TOWN OR AT A PUBLIC ROAD, ESTABLISHED BY LAW, WHAT CONSTITUTES NEGLIGENCE IN APPROACHING AND RUNNING OVER SAID CROSSING DEPENDS UPON THE CIRCUMSTANCES OF EACH CASE, AND IS TO BE DETERMINED BY THE JURY.

Emma Parrott sued the Railroad Company for damages arising from the killing of her husband by a train which was alleged to have been due to the gross negligence of the company.

The accident occurred at the crossing of a road running through Union Point with the railroad. Union Point was an unincorporated village of about 1,000 inhabitants.

The crossing in question is the only crossing immediately within the settlement, and is the one which is used by the inhabitants of the village in passing from one side of the town to the other.

The Norfolk Company to W. R. Martin, ten lots fronting twenty-five feet each on the northern side of Boisvau avenue, Ghent; \$3,250.

James E. Heatb, Jr., trustee, William H. Carlick and C. H. Carlick and wife to Archie D. Greene, lot with improvements on the south side of Avenue C, Atlantic City Ward; \$600.

GENERAL COURT NEWS.

A mechanics' lien for \$5,942.23, against the new Citizens' Bank building, was filed in the Clerk's office yesterday afternoon by the attorney for the L. Schreiber & Sons Company, of Cincinnati, O., who furnished the iron and steel work for this structure.

In the United States Court yesterday Mr. P. J. Morris filed a petition in bankruptcy for H. Colinsky. Liabilities are about \$1,500.

Mr. Hugh G. Miller was appointed by the creditors of Fred B. Stevens as trustee. Mr. Stevens' liabilities are about \$30,000.

The collision not having occurred at a public road crossing, the defendant

was under no statutory duty to give a signal or check the train in approaching thereto. Within the limits of incorporated cities and towns and outside of such limits wherever a line of railroad crosses a road which has been established pursuant to law, a railroad company, in the operation of its trains, is bound to give such signals and perform such acts as are required by statute in the latter case, and those which may be required by such reasonable regulations as the municipal authorities may prescribe in the former.

Every school-boy knows the record of General Washington's noble life, his devotion to his country, which he served at such personal sacrifice; and the knowledge of his life, as he came down through the ages, headed in song and story, as the Father of his Country; First in War, First in Peace, and First in the Hearts of his Countrymen.

Such that is good in the American form of government is directly traceable to General Washington's strong personality, and it is very certain that his hands shaped the doctrines of this great republic.

HIS BIRTH.

General Washington was born in Westmoreland county, Virginia, February 22, 1732. He was a son of Augustine Washington and his second wife, Mary Ball, a descendant of John Washington, who emigrated to Virginia from England, about 1657.

Augustine Washington died when his second son, George, was 12 years old, leaving a large amount of property to his widow and five children.

HIS EDUCATION.

His education in the local schools extended only to reading, writing, arithmetic, book-keeping, and land-surveying. He grew tall, had a great physical strength, and was fond of military and athletic exercises.

In 1740 his elder brother, Captain Lawrence Washington, served under Admiral Vernon, in the expedition against Cartagena, and named his residence, on the Potomac, Mount Vernon, in honor of his commander.

HE WAS OFFERED COMMISSION.

George Washington was offered a position as midshipman on his ship, which, but for the opposition of his mother, he would have gladly accepted. This magnificent estate was inherited by him at his mother's death.

HIS DEATH.

On the 12th of December, 1799, just one hundred years ago, he was exposed in the saddle for several hours to cold and snow, and was attacked with acute laryngitis, from which he died December 14, 1799, aged sixty-seven years.

PRINCESS ANNE OPENED.

The Princess Anne Hotel will be opened to-day for the season. This magnificent structure, under the management of the Messrs. W. C. Stokes, of the Merchants, with Col. A. W. Archer, a well-known hotel manager from Richmond, as resident manager.

It is stated that many requests for rooms have been received, and that several notable people will spend the remainder of the winter there.

The trains will take down this afternoon a large number of Norfolk's society people, and a brilliant german will be given. The dinner will be served at 6 p. m.

HOTEL CHAMBERLIN.

Washington's birthday will be celebrated at the Chamberlin, Old Point, to-night, by an impromptu hop. A number of society people from Norfolk will be present.

Rev. Joshua Hunter here. Rev. Joshua S. Hunter, a former pastor of Queen Street M. E. Church, but now presiding elder of the Charlottesville District, arrived in the city last night to attend the conference of presiding elders, with Bishop Galloway in the interest of the "Twentieth Century Educational Fund," at Epworth Church to-morrow afternoon, at 3 o'clock.

The Modern Way.

Commends itself to the well-informed, do pleasantly and effectually what was formerly done in the crudest manner and disagreeably. In order to cleanse the system and break up colds, headaches and fevers without unpleasant after effects, use the delightful liquid laxative remedy, Syrup of Figs, Made by California Fig Syrup Co.

Good health is worth more than anything else to you, and every bottle of Hood's Sarsaparilla contains good health.

A New Song.

"She was Born in Old Virginia" is the title of a very pretty song just published by the Langhorne Music Company, of this city. The words are by J. Vickers Langhorne and music by Robert E. Whitmore.

Auction Sales Yesterday.

Messrs. C. H. Ferrell & Co., auctioneers, sold at the Real Estate Exchange yesterday for Judge J. M. Keeling, special commissioner, all the property situated near the village of Huntersville to various purchasers, for \$4,400.

WASHINGTON'S BIRTHDAY

Will Be Quietly Observed in Norfolk.

To-day Being the Anniversary Also of the Norfolk Light Artillery Blues, a Salute Will Be Fired in Commemoration of Both Events.

To-day the anniversary of the birth of George Washington will be quietly, but properly, observed in this city.

Many years ago the day was made a legal holiday, therefore the schools, banks, postoffice, custom house and other public buildings will be closed.

NATIONAL SALUTE.

To-day being the seventy-first anniversary of Norfolk's crack artillery Blues, the two anniversaries will be observed by firing a salute this morning from the Chesapeake and Ohio wharf of seventy-one guns.

It is not doubted that this company with its record for long and honorable service at times which tried men's souls, will have a large number of Norfolk's people out to witness the salute.

SMOKER AND GIFT.

At 8:30 p. m. the company will still further celebrate by a smoker with accompanying delight in the company room at the armory.

GEORGE WASHINGTON.

Every school-boy knows the record of General Washington's noble life, his devotion to his country, which he served at such personal sacrifice; and the knowledge of his life, as he came down through the ages, headed in song and story, as the Father of his Country; First in War, First in Peace, and First in the Hearts of his Countrymen.

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PARLOR ENTERTAINMENT.

HOME MISSIONARY SOCIETY OF CUMBERLAND STREET CHURCH.

A parlor entertainment was given last night at the residence of Mr. Walter J. Simmons, 125 Bank street, for the benefit of the Home Missionary Society, of Cumberland Street Methodist Church.

The affair was attended by about 200 people, and was a great success. The program was as follows:

Piano Solo.....Prof. Flitz Recitation.....Miss Nettie Miller Vocal Duet—Mrs. Fentress and Miss Powers.

Recitation.....Miss Dott Skinner Piano Solo.....Miss Fanny Berry Bass Solo, "Deep, Deep Sea".....Mr. Walter Dusch Recitation.....Miss Parlette Whistling Solo.....Miss Hofhelmer Male Quartette—Messrs. Coats, Edwards, Crose and Small.

An elegant supper was served. Dr. A. G. Brown, presiding elder of Norfolk District, and Rev. J. H. Amis, of Rappahannock District, honored the occasion with their presence.

All glasses prescribed by Dr. Weck guaranteed. Examinations free. 310 Main street.

Will Ask For Charter.

The Board of Directors of the new Jubilee Association met in the rooms of the Business Men's Association last evening for the purpose of considering the matter of a charter and deciding on a name for the association.

Prior to stock taking we propose to inaugurate a special diamond sale, so during the next ten days you will be able to secure some rare bargains. THE GALE JEWELRY CO.

Officers Elected.

The United Order of Grand Rising Sons and Daughters of Abraham held its annual meeting Monday and elected the following officers for the ensuing term: J. A. Jarvis, S. G. H. F. Sims, S. G. V. H.; Wm. H. Copeland, S. G. S.; William Marsh, S. G. T.; H. Nash, S. G. D.; E. D. Shepherd, S. G. C.; M. Williams, S. G. L. G.; L. W. Thomas, S. G. M.; James Tallie, S. G. C.

See Dr. Weck about your eyes. Examination free. 310 Main street.

Work Resumed on Chapel Street.

Work was resumed on the Chapel street paving yesterday morning. The hands yesterday were engaged in removing the debris and cleaning up the street, from Wood to Chapel.

The City Engineer's Department expects to push this work to rapid completion, and expects, if the weather is favorable, to have the bricks laid to Calvert street in a short time.

The courses of the Virginian-Pilot's "Home Study Circle" begin next Sunday, the 26th of February. See announcement page 7.

Snow Removed.

The street cleaning department removed the snow from Water street yesterday. The street cleaners have worked industriously, and under favorable conditions of warm weather and rain the streets were put in fairly good condition without delay.

OTHER LOCAL ON PAGE 5.

Gained Strength

Able to Walk a Long Distance Since Taking Hood's Sarsaparilla—That Tired Feeling Overcome.

"I was very weak and could not gain strength. I determined to try Hood's Sarsaparilla. After I had taken a few bottles I could get around in the house and walk a block or two. I kept on taking Hood's and now I am able to walk quite a distance and can do many other things about the house, which I could not do for a long time before taking Hood's Sarsaparilla. This medicine has strengthened me wonderfully, and done me good in many ways." Mrs. J. J. GRIMES, 219 West Cory Street, Richmond, Virginia.

Hood's Sarsaparilla

Is the best—in fact, the One True Blood Purifier.

Hood's Pills cure liver ill; easy to take, easy to operate. 2c.

G. O. TAYLOR WHISKIES

MADE BOTTLED PURE SOLD DRUGGISTS, GROCERS AND HOTELS SELL IT. NEVER supplied except in Sealed Bottles, bearing proprietors firm name Signature thus:

Chest Protectors,

Chest Protectors, Chest Protectors,

—AT—

Trotter's Drug Store,

388 Main St., Gor. Ghurch St.

DAIRYMEN.

DAIRY TRADE ARE INVITED TO inspect our new MILL FEED. Unsurpassed by anything offered to the trade for producing Milk. Price below competition. Michigan Green Clover Hay for Milk Cows also.

D. P. REID & BRO.

Hay and Grain.

30 CAR LOADS on hand and enroute. Will be sold cheap. Secure my prices before placing your orders.

CHAS. M. STIEFF FACTORY,

Warerooms Monticello Hotel, Granby Street, Norfolk. JOHN J. FOSTER, Manager.

An Ordinance

COMPULSING THE OWNERS OF BUILDINGS IN ATLANTIC CITY WARD ALONG THE LINE OF THE PUBLIC SEWERAGE TO CONNECT THEREWITH.

Whereas, The General Assembly of Virginia has authorized the construction of a public sewerage system in Atlantic City Ward; and

Whereas, The said sewerage has been laid along certain streets in said ward in accordance with said act;

Therefore, be it ordained by the Common and Select Councils of the City of Norfolk, that

437. The owner of every building in Atlantic City Ward now erected or which may hereafter be erected, occupied or to be occupied for any purpose whatever shall cause the same or some portion of the premises whereon it may be situated to be connected with said public sewer, provided such building or premises be on the line of the said public system of sewerage or drainage.

438. It shall be unlawful for any person to have any privy on his lot or in any house on the line of said public system of sewerage in Atlantic City Ward that is not connected therewith.

439. All buildings and premises situated on or near the court opening into a street along which the said public system of sewerage is laid shall be considered on the line on said public system of sewerage and subject to all the provisions of this ordinance.

440. Any person violating any provision of this ordinance shall pay a fine of not more than \$50 nor more than \$200 and every day of failure to comply herewith shall be considered a separate offence.

441. This ordinance shall take effect from and after July 1st, 1899.

Adopted by the Common Council February 17th, 1899.

J. F. EAST, President Common Council.

Adopted by the Select Council February 14th, 1899.

FRED GREENWOOD, President Select Council.

H. S. HERMAN, City Treasurer, 1622-51

NOTICE TO CONTRACTORS.

Sealed proposals will be received at the office of the City Engineer, Norfolk, Va., until 12 o'clock noon of the 23rd DAY OF MARCH, A. D. 1899, for constructing sewers in the Fifth or Brambleton Ward, of the City of Norfolk, Va.

Plans and specifications of specifications, approximate schedule of work and instructions to bidders may be obtained, and plans and profiles of