# LOCAL NEWS

From the Daily Herald of November 15.

## THE ROBERTS CASE.

### The Argument Concluded---Verdict of Guilty.

Saturday afternoon in the District Court the examination of witnesses in the Roberts embezzlement case was resumed. Those for the defense testified to the long continued ill health of defendant's wife, which occasioned his frequent absence from his office; to his own enfeebled state of health and weakness of mind; to a settled melancholy, a species of insanity, that had taken possession of him of late years; to his steady, upright and economical mode of life and the unquestioned reputation he had always borne in the community. On cross-examination one of the witness stated that a state of melancholy might be superinduced by the consciousness of probable detection in a crime. The testimony of the witnesses for the prosecution was directly to the effect that when the defendant turned his accounts over to his successor he was found to be $38,000 behind. County officers that had business relations with defendant during his last term of office testified that he had exhibited an ordinary degree of business intelligence during that period. Also that in March, 1885, when defendant went out of office, he informed the County Commissioners that there was a shortage in his accounts and asked the assistance of experts to trace it out, and that up to the present time the shortage still existed.

On the closing of the testomony

THE ARGUMENT COMMENCED.

District Attorney Hunt opened for the prosecution, and after a brief statement of the facts in the case was succeeded by William Wallace, Jr., who opened for the defense. Following him E. W. Toole made the closing argument for the defense. He spoke at length to the jury. He made the point that there was no intent or criminal negligence on the part of defendant to cause the defalcation. If there was a shortage shown by the books, it was attributable to the books, which had not been kept up thoroughly in entries. Also that there had been no evidence except as to the books kept by defendant, no testimony being introduced to show that the original records in the County Clerk's office corroborated the shortage shown by the Treasurer's books. Roberts had made no effort to distort the books to cover up his deficiency, which might easily have been done. Finally the good character of the defendant was expatiated upon to show how foreign criminal intention could be to such a nature. In contrast to this were urged the extravagant and spendthrift habits of defendant's son, who was in the Treasurer's office. Mr. Toole closed by affirming his belief in the innocence of the accused and his conviction that, if there had been a defalcation, it was chargeable to the two clerks in his office, whom he named, rather than to the defendant himself.

It was then approaching 6 o'clock, but the prosecution concluded to finish the case that night. One of the jurors, however, was taken sick and the case was adjourned until 10 o'clock this morning.

THE CASE GOES TO THE JURY.

This morning, after court convened, District Attorney Hunt commenced the closing argument for the prosecution. He addressed the jury in an able argument for the conviction of the accused. He devoted some time to each of the arguments of the defense, dwelling mainly upon the partial insanity issue raised and the clearly defined crime that had been committed. The defense had testified that defendant was a victim of *melancholia*, which was a species of insanity. He quoted instances of great men in all ages who were subject to melancholy, and yet no one called them insane. As to the crime he said it could not be shouldered off on the deputies or clerks of the defendant as the defense had endeavored to do.

On the conclusion of his argument the case was given to the jury after Judge Wade had delivered his charge, which was lengthy, covering all the points in the case. Auditors say its tone was unmistakeably favorable to the defense, and that the jury will scarce agree upon a conviction after such instructions. The jury, upon hearing the charge, retired for deliberation and returned into court at 4 o'clock p. m. with a verdict of guilty.

### Thanksgiving Concert.

The ladies of the Cathedral congregation are rapidly perfecting the arrangements for the concert to be given Thanksgiving night at the Opera House for the benefit of the fund for furnishing the episcopal residence. The programme has been all but determined upon and a rehearsal this week will decide that matter finally. It will be replete with the finest musical selections, rendered by the best amateur talent of the city. Yaeger's brass band have volunteered their services, and besides the music they will furnish there will be excellent vocal and instrumental numbers. Among the novelties in the instrumental line are to be one or two eight hand, two piano duets. Vocal and instrumental solos and concerted pieces will compose the balance of the programme. The music is preparing under the direction of Miss Winnifred Deegan, the talented pianiste, whose abilities assure that the concert will be made the utmost possible artistic success.

Tickets for the concert will be on sale in a few days.

### Accident at the Drum Lummon.

Reports of a fatal accident at the Drum Lummon came in yesterday from Marysville with a delegation of miners, who brought in the corpse of one of their numbers who met instant death in the accident. No particulars are available at this hour, but it is learned that this man was killed instantly and two or three others were injured more or less seriously. A cave in the mine is rumored as the cause of the accident.

### W. C. T. U. Appointments.

Mrs. M. B. Reese, the National Organizer of the W. C. T. U., will fill the following appointments:

Missoula, November 21st.
Deer Lodge, November 23d.
Anaconda, November 24th.
Butte, November 25th and 26th.
Dillon, Sunday, November 28th.
Wickes, December 1st.

Further notices will be given of other places to be favored with this excellent woman's presence.

### Right of Way Commissioners.

Messrs. John S. Tooker, E. W. McNerl and Willis F. Parker have been appointed commissioners by the court to appraise damages along the right of way of the Helena, Boulder Valley and Butte railroad. They filed their oath with the clerk of court this morning and will enter upon their work at once.

## O'CONNOR-ROSENBAUM.

### A Quiet Wedding in High Life.

Friends of the contracting parties who attended high mass at the Cathedral yesterday morning were surprised to hear the promulgation of the bans of matrimony between Mr. John E. O'Connor and Miss Ella Rosenbaum, which were published in accordance with the requirements of the Catholic church, of which both parties are members. And this surprise was made perfect when it was made known that the couple had been the principals in a quiet nuptial ceremony that took place at the Cathedral this morning. Yet so it was. At the hour of 6 o'clock Bishop Brondel celebrated the nuptial mass at the Cathedral and pronounced the sacramental formula that made Mr. O'Connor and Miss Rosenbaum Mr. and Mrs. O'Connor. Besides the parents and relatives of the bride, the ceremony was witnessed by a very few intimate friends, whom the bridal couple wished to be present. Miss Nettie Rosenbaum, the sister, and Mr. Thomas Goff, the cousin of the bride, acted respectively as bridesmaid and best man. At the conclusion of the ceremony the bridal party were escorted by a few friends to the home of the bride's parents, on Rodney street, where the wedding breakfast, a repast of sumptuous viands and rare wines, was discussed for several hours amidst the rejoicings incident to the occasion. To-night the newly made couple will depart on their wedding tour, going first to Portland, then to San Francisco and other Western cities, and returning home in three or four weeks.

The union of such well known and estimable parties demands but few editorial comments. Their standing in the social world of Helena is of such prominence as to fully acquaint the community with their personal qualities. The bride, eldest daughter of Mr. H. Rosenbaum, one of the wealthy land and stock owners of the Capital, has been reared from young girlhood in our city, and from that age her development into the marriageable young lady has been marked by a steady and constant growth towards the perfection of amiability, virtue and the consummation of every womanly grace and accomplishment. In the few years that have elapsed since the young lady quitted her convent school and entered the world she has proved herself a loving and dutiful daughter, the ornament and pride of a happy home by whose fireside she acquired the domestic graces and social accomplishments that conspired to make perfect and polished the education imparted during young girlhood. Endowed with beauty of mind and person, these "gifts of the gods," supplemented by the accomplishments and graces lent by the advantages placed within her reach, her character, the admiration of a large circle of friends, the popular young lady leaves her girlhood's home to enter the married state, equipped with every attribute of a virtuous, accomplished and affectionate wife.

Mr. O'Connor, the groom, is a partner in the extensive drug firm of Pope & O'Connor, of this city, and is a highly respected, popular and enterprising young business man. He came to Montana from Massachusetts and in his few years' residence among our people has established himself in a lucrative and prosperous business as well as gained for himself a high place in the estimation of his fellow citizens by reason of his sterling worth and business aptitude as a man of the world and upright personal character and attributes that stamp his social position.

The HERALD greets Mr. and Mrs. O'Connor with its heartiest cogratulations and sincerest wishes for a long, prosperous and happy continuance of the new career they have this morning jointly inaugurated. Also, *bon voyage*.

## THE PEOPLE'S FIGHT.

### A Card from Mr. Woolston Regarding the Allegations of the Monopoly Organ.

HELENA, November 15, 1886.

EDITOR HERALD:—I wish to say to the people of Helena that when the *Independent* states that I have "seen" you, thus implying that undue influence has been used, it is only more of the falsehood and "bluff" which they have attempted to force onto the people to draw their attention from the main issue. I believe your citizens fully understand this question and that it is not a fight between the East Side Water Company and me, but a square fight between the people and this monopoly which seeks to fasten itself upon you forever; and if they can get rid of me they will most likely succeed. Look fairly at the result, if I am driven away. For me it is a loss of some time and neglect of some business which I should have attended to had I not stopped here. For your city the result is far different. It means water monopoly, scarcity of water, poor water for ever. What will be the effect on the future of your city if such a reputation goes broadcast over the land?

Who wants to bring up a family in a city where there is a shortage of water and that unhealthful? What Eastern person would come to your city if you had such a reputation? Plenty of water at reasonable prices means better prices for real estate, better business and general improvement. This fight is squarely between the people and the old water company until all the part to be done by your Council is closed. Then it becomes my business, and I will promise the people to faithfully carry out what I agree to and give them plenty of good water at half what they are now paying in the shortest possible time. Do not be misled by the falsehoods of the *Independent*. I think it will understand they are working, not for the people but for the East Side Water Co., and are paid for it. I defy any one to show where I have used any unfair means. I have not tried to buy any one and shall not. My proposition will stand or fall on its merits.

Respectfully,
GEO. F. WOOLSTON.

### A Warning.

TO THE HERALD:—Can we afford to have it go abroad that Helena is squelched by an odious monopoly? No time is to be lost. We must be up and on the alert and protect ourselves against the lasting injury and ruin that would be fastened on us. Let every man appoint himself a special guardian of the people who are suffering from the extortion and stand up ready to defend our Councilmen in any emergency. If this new water works man is driven from the field don't we all know what we must endure for all time? Our city can never be the Queen City unless our people are public-spirited and will protect themselves against the selfish, cold-hearted monopoly now holding us in thrall. Up, every one of you, and see to it that you are not cheated and wronged after your hard fought fight. Victory is ours. Nail it to the mast, there to remain while ever we are husbands, fathers, brothers, men.

HEARTH AND HOME.

IT is generally conceded that District Attorney Hunt acquitted himself with great credit.

From the Daily Herald of November 16.

## FOUND DEAD.

### The Lifeless Body of an Unknown Man Discovered in a Deserted House Near the Depot.

### The Coroner's Inquest Attributes the Death to Natural Causes.

A short distance off Helena avenue between the end of Rodney street and the railroad stand three uninhabited houses that have been abandoned by their owners. One is a small cabin and the other two are good sized houses. They are completely deserted and, save the shelter they occasionally afford some homeless vagabond, are put to no use whatever. During the summer they formed a favorite resort for tramps, and hence Officer Flynn, the day policeman at depot, makes it his business to inspect them every morning to see that all is right. This morning at ten o'clock he made his customary rounds of the deserted buildings and, whilst scrutinizing the one nearest the railroad, a two-story frame structure that only lacks plaster and weather boarding to be complete, he was horrified at discovering the

DEAD BODY OF A MAN

lying stretched upon the floor in one of the first story rooms. He immediately reported the fact to headquarters and a coroner's jury was summoned, Judge Armitage acting as coroner, to proceed to hold an inquest. Before the jury arrived a HERALD reporter visited the place. In a room in the northwest corner of the building lay stretched upon its back the body of a man, the head touching the lathed wall, beneath an open window frame, the legs lying close together with the heels resting on the ground, and the arms thrown out horizontally on each side with the hands tightly clenched and frozen hard as a board. The breast was slightly elevated and the head thrown back, disclosing a countenance of

A MAN ABOUT FIFTY YEARS OLD,

with blonde hair and moustache tinged with gray. The head was bare, the hat lying on the floor close by. The body was that of a laboring man, and was clothed with warm garments that were of sufficiently good quality to proclaim that the wearer had not suffered from destitution. The corpse was clad in blue woolen coat, gray vest, blue flannel shirt and woolen pantaloons covered with blue overalls. The situation was exposed, and with its numerous openings the house afforded very little shelter from the cold. The weather was severe for the season last night, and most any one would have perished in that exposed place.

THE CORONER'S JURY,

consisting of J. M. Ryan, T. A. Churchill, S. N. Nicholson, Terence O'Donnell, W. A. Rumsey and M. H. Bryan, began their investigations about noon. The body was searched, but no papers or anything else were found to establish its identity. Two pocket knives, a comb, pair of spectacles, corn cob pipe, two buckskin gold purses, one of them containing two five cent pieces, a match box and two Y. M. C. A. tickets were the articles found on the body. After making a thorough examination the jury concluded their inquest by rendering a verdict of "death by natural causes—to-wit, exposure." It is supposed the unfortunate man was under the influence of liquor and sought shelter last night in the deserted house; that slumber soon overcame his faculties and the cold and exposure extinguished his breath of life. The man must have gone there yesterday afternoon or evening, for Officer Flynn says he examined the house in the morning and there was no one there.

A casual spectator thought he recognized the remains as those of

MICHAEL FOLEY,

a miner from Rimini, but that is not certain and remains to be confirmed. None of the jury could identify the body and it will probably be held a few days before interment for recognition. The county has taken charge of the remains pending identification.

### For the New Water Supply.

MR. EDITOR: Are we as a people going to be cheated out of that for which we have prayed so earnestly and so long, *i. e.*, pure water and enough of it? It is no secret that the East Side Water Company are bending heaven and earth, even resorting to corruption and coercion, to prevent the consummation of the contract between Mr. Woolston and the city. Is there no power to cope with these nefarious methods of theirs? Is there no punishment for bribery or attempt at bribery? This claim that through some trivial technicality the contract is not legal is bosh! The exigencies of the case demand that no petty technicality be allowed to intervene. The laws of a country are no greater than the people who make them. Let our people show the world that we will make and enforce laws equal to our needs. We do not want the East Side Water Company to win in their cruel monopoly against the suffering people. Let us arise in our manhood and strength and defend the action of our noble councilmen on Wednesday night last. Let us rise in our strength and manhood and see to it that the contract then ordered to be prepared accepting Mr. Woolston's proposition be carried out in spirit and in letter. Let us rise in our strength and manhood and shake off the cursed monopoly and so-forth into a wider, better. more prosperous existence. Let us show up the villiany of the methods used against Mr. Woolston! No judge or jury could decide against a people protecting themselves from the ravages of fire, against the fearful evils of typhus fever and other dreadful diseases brought on by the use of impure water, even if they had no precedent for so doing; but realizing the terrible necessity should make a precedent. The will of the people must prevail. The people, Councilmen, look to you. Be ye strong as lions. Ye have done a noble thing, consummate it. Close it. Our hearts and if need be, our lives, will defend you. J. A. C.

### Killed in the Drum Lummon.

The accident at the Drum Lummon, spoken of yesterday, occurred last Tuesday. Three miners named Martin, Nelson and Harris, fell about 40 feet down the shaft and one of them, Martin, received injuries from which he died last Sunday. The funeral was held here yesterday and was attended by a large delegation from Marysville.

### Request for Bail

In the District Court this morning Mr. E. W. Toole, counsel for W. K. Roberts, convicted of embezzlement, argued for the release of the defendant upon his old bond until such time as a final settlement in the District Court was arrived at. The matter was submitted to the court but has not yet been passed upon.

From the Daily Herald of November 17.

## WATER WORKS.

### Their Comparative Cost in Different Cities.

In view of the statement of the water monopolists that the Woolston water works proposition is extortionate the HERALD has taken the pains to prepare a table, showing the cost of water works in different cities under the contract system, under which Mr. Woolston is to supply our city with water. On this subject we derive our information from a pamphlet entitled "Statistical Tables from the History and Statistics of American Water Works," compiled from special returns by J. J. R. Croes, of the M. Am. Society of Civil Engineers, and published by the *Engineering News*, *Tribune* building, New York City. We select at random fifteen cities that have a public water supply and give them below in tabulated form, showing the cost of the works, miles of mains, annual rental and number of hydrants. The tables in the book from which they are taken are much fuller and give the population of the cities, daily consumption, sizes of pipes and much other interesting data too voluminous for publication in a daily paper. The main features, however, are preserved in the following table:

| Cities | Cost of works or bonded debt | No. of hyd'nts | Amount city pays per hydrant | Miles of pipe |
|---|---|---|---|---|
| Detroit | $1,652,000 | 872 | $87 50 | 132 |
| Kansas City | ........ | 393 | 110 | 42 |
| Denver | 350,000 | 325 | 114 | 40 |
| St. Joseph | 400,000 | 160 | 60 | ........ |
| Davenport | ........ | 251 | 70 | 22 |
| San Antonio | 160,000 | 139 | 72 | 15 |
| Oswego | ........ | 175 | 134 | 25 |
| Quincy | ........ | 81 | 190 | 20 |
| Atchison | 80,000 | 54 | 111 | 8 |
| Keokuk | 102,000 | 87 | 100 | 12 |
| Cedar Rapids | 65,000 | 76 | 100 | 8 |
| Clinton | 120,000 | 85 | 100 | 8 |
| Fargo | 50,000 | 48 | 100 | 6 |
| Gunnison | ........ | 36 | 100 | ........ |
| Alton | ........ | 89 | 100 | 12 |
| Helena | 500,000 | 150 | 100 | 13 |

We have appended Helena to the above, on the estimates given the Council by Mr. Woolston, the plainer to make the comparison. It will be seen that most of the cities named pay equal or upwards of $100, the hydrant rental per year asked by Mr. Woolston. Also that the number of hydrants and miles of pipe in cities corresponding in population and surroundings to Helena closely approximate the figures in Mr. Woolston's proposition. Readers can draw their own conclusions from the above data, but to illustrate one point take the town of Fargo, Dakota, a western city, not far from our eastern borders. In 1880 this town had a population of 2,693. The statistics quoted are based upon returns in the year 1882, when its growth had not expanded far beyond the census figures. Then the city had a system of six and one half miles of pipe with 48 fire hydrants, for which the city paid $100 per year each. In round figures 50 hydrants for a population of 3,000. Everything being equal and estimating Helena's population at 15,000, a water service for our city based upon the figures of Fargo's system should comprise 32½ miles of pipe and 250 hydrants. This service, of course, would be extravagant and beyond our needs, but the calculation only illustrates the conservatism of Mr. Woolston's proposition as compared with the Dakota town.

Similar conclusions can be drawn in the other instances, several towns being given that are about the size of Helena. But the table itself is sufficient illustration without going into details.

### A Laboring Man's Appeal for Pure Water.

ED. HERALD: Will you be kind enough to print these few lines I have written in regard to water? We want good and pure water. Last summer I never drank such water. Sometimes it was as white as milk and other times so muddy we could not drink it. At times the water smelt so bad I could hardly drink coffee made of it. There were rotton pieces of flesh came through our pipe and the water smelt so bad we could not use it. We have used it a number of years. There was always a scarcity of water, but never so bad as last summer. It was rumored that there was a dead cat and dog and a decayed infant in the reservoir. And if this man Mr. Woolston is driven away by false rumors of the *Independent* and monopoly, we shall all suffer for the want of pure water. Every body knows how bad the water was last summer. What can be the matter with the people? What makes them so slow to do justice to themselves? No one could irrigate in any peace because that substitute of Mr. H's was always meddling and quarreling because we used so much muddy water, that which we paid so dear for. Whose fault is it if Mr. W. does not begin work when the council has decided in favor of the people? LABORER.

### Pertinent Water Inquiries.

ED. HERALD: The following are a few questions I would ask through your paper about some water matters that concern many others beside myself:

First—Can the Merchant Hotel people collect damages from the East Side Water Company for the bursting of two boilers and two heaters which was caused by their negligence?

Second—Can any of the numerous consumers of water collect damages for the stopping up of their supply pipes by the East Side Company with stones, grasshoppers and old sticks of wood, etc., which were let into the pipes by said Water Company and to the damage of patrons?

Third—Can anyone collect damages from the East Side Company if their goods stored in cellars get drowned out from the bursting of said company's pipes?

Fourth—About how many main stops or valves are now in the city?

Fifth—Is there any map or plan shows a valve by which a main could be turned off without detriment to at least the full length of the street?

Sixth—If the main pipe should burst six or seven blocks away from the present stop or valve, would not the remaining water in the pipes be sufficient to cause a great deal of damage before the break was repaired?

Seventh—Do you think that the present stone walls above our city which they call a reservoir will stand a pressure of ninety-five pounds to the square inch during a heavy storm or freshet?

Eighth—About what pressure was the present reservoir built to stand? What is the thickness of the southeast corner and how are the first three feet built and of what material? INQUIRER.

### Will Employ Home Labor.

HELENA, November 17th.

ED. HERALD: I have been asked by a number of your working people whether I should import laborers to do my work on the water system here. I will say that I will import no laborers. I will give the work to the laborers of Helena. The only men I shall bring here will be one man with the machinery and one man to superintend the pipe line. I shall rely upon your laborers for all other work.

GEO. F. WOOLSTON.

## DISTRICT COURT.

### Criminal Business Paramount Yesterday and To-day---Yearson Convicted.

NOVEMBER 11.

Adam Fassold vs. Consolidated Ten Mile Mining & Reduction Company, two cases. To answer in five days.

C. K. Cole vs. Mary B. Child. Cause on motion to dissolve injunction, heard and submitted.

First National Bank, Oneonta, vs. John E. Dutton et al. Demurrer to complaint sustained. Plaintiff has leave to amend.

Territory of Montana vs. J. W. Shannon. Defendant pleads not guilty. Trial set for November 20.

Territory of Montana vs. Charles Ford. Charge, assault with intent to commit rape, etc. J. W. Kinsley and J. J. Williams assigned as counsel for defendant. Plea of not guilty entered, and trial set for November 17.

Territory vs. Frank Hicks. Charge. grand larceny. Defendant pleads not guilty. Trial set for November 17.

Territory vs. Michael Ford. Grand larceny. Defendant pleads not guilty. Trial set for November 16.

Territory vs. James Yearson. This defendant was charged in the indictment with having entered the house of Johanna Flynn, on Silver creek, two miles from Silver City, on the 3d of July last, with intent to commit burglary. The jury rendered a verdict of guilty in the second degree.

NOVEMBER 12—MORNING.

E. M. Dunphy vs. Roman T. Kuhn; dismissed at plaintiff's cost.

Maria Walzer vs. Fred Walzer; decree of divorce passed, signed and filed.

Luttrell vs. Pierce; judgment for possession of property without cost.

Murphy vs. Pierce; judgment for possession of property without cost.

The grand jury came into court, presented two true bills of indictment and again retired. They failed to find indictments against Lee Protzman and —— Troutman, the one bound over for assault and the other on the charge of stealing a horse from Flowerree's herd.

Emhof vs. Emhof; demurrer overruled; answer *instanter*.

West vs. Fisher; amended complaint filed.

Territory vs. Michael Ford; assault with intent to commit rape; plea of not guilty withdrawn and plea of guilty entered. Ordered that $60 be returned to M. Long, prosecuting witness, and the balance to the defendant.

Territory vs. Fred Cole; assault, defendant arraigned; plea of guilty entered.

Territory vs. Lawrence Pouler; charged with exhibiting a deadly weapon in a threatening manner; defendant arraigned and pleaded not guilty. Craven Bros. assigned to defend. Trial set for 15th.

NOVEMBER 15.

Samuel J. Barker vs. J. O. Briscoe; notice of demand for security for costs and answer of defendant filed.

Bishop vs. Bishop; default of defendant entered.

Emhof vs. Emhof; appearance of T. F. Casey withdrawn, and default of defendant entered.

Gans & Klein vs. Toston; judgment for plaintiff for $219.24 and costs.

City of Helena vs. Wm. Reed; motion to dismiss appeal granted, unless appellant files sufficient undertaking within five days.

Gilmour vs. Gilmour; default of defendant entered.

Territory vs. Pooler; defendant pleads not guilty; trial set for 20th inst.

Territory vs. Snell; trial set for 18th inst.

Fred Cole, who pleaded guilty to an indictment for drawing and exhibiting a deadly weapon in a rude, angry and threatening manner, was fined $10 and costs.

NOVEMBER 16—MORNING.

Gilmour vs. Gilmour; divorce granted.

The grand jury came in and presented two true bills of indictment and again retired. Having failed to find indictments against Andrew Stevenson, J. C. Swails, Frank Garland and Fanny Swails, Wm. Limpkey and Angus McDonald, the defendants were ordered discharged and their sureties released.

Territory vs. Sykes, nuisance—obstructing road—plea withdrawn and demurrer filed.

Territory vs. B. Turney; grand larceny; defendant arraigned and ordered to plead 17th inst. S. A. Balliet assigned to defend.

Jonathan vs. Metcalf; dismissed at plaintiff's cost.

Ordered that Ilo W. Adams be admitted to practice in the district until the next meeting of the Supreme Court.

Territory vs. W. K. Roberts; notice filed of intention to move for new trial.

Davis vs. Baldwin; motion to strike out granted.

H. D. Hauser vs. L. O. Hardenbrook; issued execution to Jefferson county.

Geo. W. Taylor vs. Geo. Raush; answer by 22d inst.

Louis Smith vs. city of Helena; answer by 22d inst.

Geo. R. Newell et al. vs. M. A. Meyendorff; demurrer to complaint overruled.

John Emhof vs. Sarah Emhof; cause heard, divorce granted.

W. S. Negus & Co. vs. Jno. A. Bell; judgment by default for plaintiff for $242.66 and costs.

Territory vs. W. B. Turney; grand larceny; defendant pleads not guilty; trial set for 20th inst.

David H. Gilmour vs. Mary McL. Gilmour; divorce granted; decree passed and filed.

Territory vs. Thos. Leitch (Watts) and Ray Wright; grand larceny; demand for separate trials granted. A. J. Craven assigned to defend Leitch (Watts.) Prosecution elects to try Leitch (Watts) first. Leitch (Watts,) and counsel present, trial came on. Jury empannelled and sworn, as follows: George Bardwell, J. S. Brayford, Moses Manuel, Richard Blake, R. A. Craig, Wm. Mann, E. W. Breck, David Merritt, Jno. S. Featherly, Frank LaReau, Jno. J. Fant, George Lane.

### The Dead Recognized.

The remains discovered in a vacant house near the depot yesterday morning by Officer Flynn have been fully identified as those of Michael Foley, an Irish prospector and miner. Mr. Thomas Cruse, who knew the deceased, has taken charge of the body and had it buried at his expense.

### A Small Baby.

[New York Sun.]

The smallest baby in Connecticut is a York State youngster born two months ago at Long Lake, in the Adirondacks. She is the child of David K. and Emily P. Mix, who are visiting in New Haven, and weighs two and one-half pounds. She is well formed, sound of lung and appetite, is thirteen inches long, her wrist is seven-eighths of an inch in circumference, her hand is one inch acress the back, her ankles an inch and a quarter in circumference and her foot an inch and a quarter long. Her eyes are blue and her hair is thick and dark.

## TOWN AND TERRITORY.

—The official returns from Deer Lodge county place Toole's majority at 503. In Choteau it is 433.

—Indians are doing the stampede, depredation act among the herds of settlers on the Musselshell.

—The Jefferson county assessment for 1886, amounts to $2,335,851—an increase of about $360,000 over last year.

—The Delegate vote in Fergus county, with all but two precincts heard from, stands Sanders 452, Toole 625.

—The assessment roll of Deer Lodge county, as returned by Assessor Lodge this year, will foot up $4,485,000, against $3,899,894 for the year 1885.

—The body of the man found dead near the depot to-day will be held a day or two for indeutification at A. B. Taylor's undertaking establishment, on Warren street.

—Mr. W. H. Little, formerly with the Journal Publishing Co., has accepted the position of principal of the Sixth ward school, and entered upon the duties of his professorship this morning.

—Mrs. Wm. Woolsey, the woman accused of setting fire to the stage company's barn on the Townsend and Neihart road, was examined on that charge at White Sulphur Springs a few days ago and acquitted.

—Piatt, of the *Inter Mountain*, the North American condenser, writes up an attempted suicide as follows: Katie Shannon last night made her third grand, dramatic, spectacular, unsuccessful attempt. Dr. Norcross pumped her out and saved her life. No cause assigned.

—*New North-West*: Col. W. W. Botkin, for several years Warden of the U. S. Penitentiary here, leaves to-morrow for Leavenworth, Kansas, having been admitted to the Soldiers' Home at that place. He hopes, after a few months' sojourn there, to be restored to vigorous health.

—A general order just received by Wadsworth Post of this city gives the chosen staff of Commander-in-Chief Fairchild of the G. A. R., and the members from Montana are E. A. Kreidler, of Miles City, Ela C. Waters of Billings, John Moffitt and Rob't C. Wallace of Helena.

—Mr. and Mrs. S. H. Kennett took possession of their new residence on Dearborn street last Saturday. The house, which was erected this reason, is a neat little frame cottage of two stories, tasty in exterior appearance and supplied with every interior comfort and convenience.

—Albert Leach, the young man who robbed Thomas Welch on Sunday, and was arrested at Butler by Officer Lewis, pleaded guilty of petty larceny and was sent to the county jail for ninety days. The stolen goods were found in his possession and were returned to the owner.

—A new time table goes into effect today on the Utah & Northern. The only effect it will have upon the Montana Union will be that the mixed train from Butte to Garrison in the morning will meet the morning train from the South at Silver Bow, so that the passengers from the north will not have to wait.

—Daniel Monroe, a deceased member of the Knights of Labor, was buried yesterday under the auspices of that society. The funeral cortege was a large one, headed by the band and members of the order on foot, followed by a large train of carriages. The pall bearers were John Trudell, T. G. Davis, Samuel Taughan, W. Wick, Daniel Fraser and James Brownlee.

—*Inter-Mountain*: Platt Burr, it will be remembered, could not be produced at the recent term of court by his bondsmen, for the reason that he got locked up in a big building down in Idaho and couldn't get out. Consequently the county sued his bondsmen for the amount of the bond, $1,000. The defendants in this suit to-day filed a demurrer to the complaint on the grounds of the insufficiency of facts.

—Butte has an ice pond on which her citizen's are already amusing themselves cutting "figure 8's." Helena is destitute of an ice rink and even the glory of the roller amphitheater has departed. An enterprising individual who could corral and congeal some of the water now in the air could run an ice rink on a paying basis this winter. We move the suggestion be referred to a special committee consisting of the snow shoe and toboggan clubs.

## PERSONAL.

—H. Rosenbaum, the Missouri valley stockman, is in the city.

—A. M. Esler takes the west bound train this evening for Murray Idaho.

—Hon. J. E. Kanouse and wife of Meagher county, are at the Cosmopolitan.

—A. W. McCune, the merehant and railroad contractor, arrived from Butte yesterday.

—A. B. Hammond, of the Missoula Mercantile Co., registered at the Grand Central yesterday.

—Robert J. Walker, of Reeder & Walker, returned yesterday from a surveying trip to Neihart.

—F. M. Chadbourne, of the Empire Mining Company, returned yesterday from a brief visit to Butte.

—*Miner*: Mr. and Mrs. Harry D'Achieul and Miss Birdie Rumley returned yesterday from a six weeks' visit East.

—Sheriff-elect Daniel McNeill, of Corbin, and editor S. A. Robertson, of the Boulder *Sentinel*, were Jefferson county visitors to the Capital yesterday.

—August Ahlstrom, a wool grower of Choteau county, who recently sold out his flocks, left by the Union Pacific this morning for Gottenberg, Sweden.

—H. T. Brown, editor and proprietor of the Spokane Falls *Review*, arrived from the west this morning *en route* to his old home, Butte, where business matters call him for a few days.

—Fred. M. Wilson, of butyric and journalistic fame, returned yesterday from a western jaunt that covered several West Side counties and extended as far as the Cœur d'Alene mines.

—Gen. Adna Anderson, Second Vice President of the Northern Pacific, passed through Helena last night on his way west. Gen. Anderson will probably make his headquarters at Tacoma.

—J. M. Hannaford, General Traffic Manager of the Northern Pacific, returned from his western trip this morning, and is domiciled at the Grand Central for a day. He goes east to-morrow.

Rev. James William Marshall, pastor of the M. E. church at Haverstraw-on-Hudson, New York, who has been visiting in Helena for a few days, left this morning to complete his tour, going to Portland and San Francisco.

—Hon. J. H. McLeary, Associate Justice of the Montana Supreme Court and Judge of the First District, arrived in Helena yesterday accompanied by Mr. R. H. Norton, clerk of his court. The gentlemen are guests at the Merchants hotel.

—J. R. Johnson, of the valley, will leave to-morrow for the East to spend a few months with old friends in "America." Among the points to be reached in his visit is Pittsburgh, Pa., his old home, from which he has been absent over twenty years.

### Resolutions of Respect.

The following preamble and resolutions were adopted Saturday evening at the meeting of the Nonpareil Local Assembly No. 3.928, Knights of Labor, Helena:

WHEREAS, It has pleased our Almighty Father to remove from our midst our beloved brother, Daniel Monroe; therefore be it

*Resolved*, That we most sincerely regret the loss of our worthy brother, and that as an assembly of the Knights of Labor we do turn out in a body to accompany the remains of our deceased brother to his last resting place; and be it further

*Resolved*, That we, as an assembly, extend our heartfelt sympathy and consolation to the relatives and friends of our deceased brother in their bereavement, and be it further

*Resolved*, That a copy of these resolutions be sent to his bereaved family and that they be published in the daily papers of this city, and be it further

*Resolved*, That a copy of these resolutions be spread on the minutes of this assembly and that our charter be draped in mourning for thirty days.

Signed.

NICHOLAS MONSHAUSEN,
DANIEL FRASER,
T. G. DAVIS,
W. W. WATERS,
JAMES BROWNLEE,
Committee.

### A Barn Burned at Neihart.

About a week ago a barn belonging to Messrs. Sherman and Anderson, proprietors of one of the competing stage lines between Townsend and Neihart, was destroyed by fire and six valuable stage horses were consumed in the flames together with several hundred tons of hay. A woman, whose name we were unable to learn, was suspected to have set fire to the place, and was arrested and taken to White Sulphur Springs the other day for trial. It seems the stage station, where passengers and stock both took dinner, was recently removed from her place and transferred two miles further on, and it is supposed that out of revenge for the loss this cessation of patronage caused her she set fire to the barn. One bit of evidence against her was the discovery the day after the fire of foot prints in the snow that bore suspicious similarity in appearance to those made by her customary brogans. As an unique circumstance may be mentioned the fact that the tracks in the snow were fenced in to prevent obliteration and to preserve them for use during the trial—the first instance on record, we believe, of preserved foot prints.


### Exertion Necessary With Coming of Winter.

On Tuesday, October 12, 1886, the 197th Grand Monthly distribution of The Louisiana State Lottery came off with its accustomed regularity. The sum of $265,500 went far and near, and this was the result: No. 26,442 drew the First Capital Prize of $75,000; it was sold in fifths at $1 each; one to Charles J. Herrmann, a young shingle maker with the Lewis L. Arms Shingle and Lumber Co. of Muskegon, Mich., paid to him in person; one to Wm. H. Turner, No. 236 Randolph street, Chicago, Ill., through Southern Express Co. at New Orleans; one to J. N. Low, with the N. Dak. Elevator Co., Jamestown, Dak., through Lloyds, bankers of Jamestown; one to the London, Paris, and American Bank, limited, of San Francisco, Cal.; one paid through Adams Express Co. to a party in New York city. No. 61,968 drew Second Capital of $25,000, also sold in fifths at $1; one to Mrs. Mary Logue, through Bank of Rideout, Smith & Co. of Oroville, Cal.; one to Collin Kitchen, No. 319 S. Cherry street, a watchman with the Richmond & Danville R. R., Richmond, Va.; one to R. M. Whiteside, Cisco, Texas, paid Wells, Fargo & Co.'s Express; one to Jno. M. Manning, No. 1106 9th street, N. W., Washington city, D. C., (a young law student there;) one to Arthur H. Barnaby, No. 87 North street, Boston, Mass. No. 1759 drew Third Capital of $10,000, also sold in fifths at $1 each; one to E. T. Babbitt, Dennison, Texas, through Merchants & Planters National Bank of Sherman, Texas; one to W. Jackson of Brownsville, Tenn., through Southern Express Co.; one to Dow & Boyett, Mojave, Cal., through Wells, Fargo & Co.'s Express; one to Farmers & Drovers Bank of Louisville, Ky. Tickets Nos. 20,104 and 73,392 drew each Fourth Capital Prizes of $6,000, sold in New York city, Chicago, San Francisco, Carthage, N. C., and Mascoutah, Ill. So the wheel of fortune turns. The next Drawing (the 199th Grand Monthly and an Extraordinary Quarterly one) will take place December 14th, when the Grand Capital Prize of $150,000 will be given to some one. M. A. Dauphin, New Orleans, La., will give all information on application. Remember the approach of cold weather encourages exertion, and try it on.


### LIST OF LETTERS

Remaining in the Post Office at Helena, Lewis and Clarke County, Montana Territory, on the 17th day of November, 1886. When called for please say "advertised."

| | |
|---|---|
| Adams Jacob | Kriskovica Paula |
| Allison George | King W A |
| Augermeier Franz | Kindshoven Peter |
| Baker Lewis C | Lewis John |
| Barstow Chas H | Leahy P |
| Beausoleil Trefle | Limpert George |
| Butler N G | Mann Thomas J |
| Bundock Sam | Merrill E L |
| Challen J H 3 | Matteo Saccomanno |
| Cohn H | Milligan Jo Jr |
| Cornelius E C | Morrison S S |
| Cooper R G | Morrow Geo |
| Corcoran Andrew | Morrin Charles |
| Christiano Costa | Moore George |
| Carbon George | McKinnon Daniel |
| Catteron N Capt | McLeod Norman |
| Dean J | Neuman John |
| Dickinson Boyd T | Nilson C J |
| Dick William | Nixon J H |
| Dunn J F | O'Brine N P |
| Ellis John | O'Brien Fred |
| Erikson Gust | Owens James W |
| Fehlman Louis | Paulson Meinhart |
| Fish James | Perrot Thomas |
| Foster F S | Pence G W |
| Fowler John Thomas 2 | Pence Geo W |
| Gellatly Jas | Pierce James |
| Gilpen J | Proctor J W |
| Gaston R B | Pusey Wm L |
| Gardner Geo J | Potter Chandler |
| Goodale D E | Rice M M |
| Grayson John T Col | Root Frank |
| Grier G D | Rundberg Otto |
| Gustafson C E | Ryan Jas L |
| Hannigan James M | Sarter I G |
| Hawes W H | Shaw W Y |
| Heeser Geo 2 | Sims James E |
| Henzelwood John P | Sharpe All |
| Henry J | Spears E D |
| Hogue J | Stimson A L |
| Holsinger James | Tindolph F M |
| Hyde Frank S | Tighe John 3 |
| Jacobs Joseph | Taylor Wilson M |
| Jones Richard H | Walner Fred |
| Joanes Reese | Wassenmuller Charles |
| Keefe Thomas | Winston Ed |
| Kennevan James | Zobel Gustav |
| Lesperance Alex | Zeis John |
| Ketcham Eugene C | Zimmerman J |
| Knipper Chris | |

LADIES LIST.

| | |
|---|---|
| Bjrnthumn Mattie Miss | Merith E A Mrs |
| Black William S Mrs | McCoy May Miss |
| Cummins M S Mrs | McCarthy Mary |
| Emerson Blanche Miss | McCoy Birdie |
| Fine Margaret Mrs | Peterson Margaret P Miss |
| Fitty Tona Miss | Say Mattie |
| Hanson Jacobine Miss | Sherry Mary Miss |
| Hilderprant Ary Miss | Smith Jennie Miss |
| Johnson Jennie G Mrs | Smith Mason Mrs |
| Jones Anne Miss | Vivian Mrs |
| Kyhn Hattie Mrs | Van Blarcum Alice Miss |
| Lyons Simon Mrs | Wood Etta Mrs |
| Mannal Sophie | |
| Mass M Mrs | |

C. D. CURTIS, Postmaster.

## MARRIED.

BURGESS—ARNOLD.—At the Baptist parsonage, Helena, November 11th, 1886, by Rev. C. B. Allen, Mr. Henry C. Burgess to Miss Nettie Arnold, both of Helena.

BAILEY—McCAFFERTY.—At the Grand Central Hotel, November 11th, 1886, by Judge H. W. English, William M. Bailey to Miss Lizzie McCafferty, both of Jefferson county.

## BORN.

GARON.—In Helena, November 13th, 1886, to the wife of Joseph Garon, a daughter.

ELLIS.—At Sun River, November 10th, 1886, to the wife of John J. Ellis, a daughter.


## FURNITURE.

## JOHN BOWER,

Clore Street, under Encore Hall.

A full and complete line at low prices.
d&wly-jel4


### Estray.

Came to my barn in Helena, on Sunday evening, October 31st, 1886, a roane horse, about six years old; brand so obscure that it cannot be described. The owner can have the same by proving property and paying charges.

DR. J. H. FRENCH,
Veterinary Surgeon, No. 218 Lower Main St.
dlw&w2t-nov6