

The Highland News.

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HILLSBORO, OHIO

IMPORTANT EVENTS

Collected and Compiled from all Quarters.

DOMESTIC.

Tax damage done by the storms in the East on the 21st, 22d and 23d of September were even more widespread than at first reported. Aside from the damage done in Philadelphia and New York, the storm extended as far east as North Adams, Massachusetts, and as far south as Fredericksburg, Va., where the storm extended fifty miles inland from the coast. Bound Brook, N. J., seems to have suffered more than any other single locality. There bridge after bridge was swept away, miles of railway were washed out, and mills and dwellings submerged. Three or four lives were lost, but considering the rapidity with which the water rose and the extent of territory flooded, this is, fortunately, a small number.

A car belonging to Sells Circus train jumped the track near Richmond, Kentucky, killing three men, fatally wounding three and seriously injuring seven or eight others. A cage containing the tiger was burst open and the fierce animal turned out creating much commotion, every body being afraid to go near until daylight, when the door was opened, and the tiger, which had crouched near by, crept back into his prison, and was secured. The electric light and trolley tracks were completely destroyed. The track was torn up for over 100 yards, and the cars were piled into a confused mass upon each other.

Two men were killed and several wounded at Governor's Island by the explosion of one of the guns on Castle William, being used in saluting French men-of-war lying off the Battery.

Dr. Wickenshaw, Minister to Denmark, has resigned.

Panama and Aspinwall have been attacked by what appears to be a cholera case of cholera. They have lost since the 7th inst., and have caused a loss estimated at \$250,000 in the first city and \$100,000 in the latter. There have been four deaths.

Very serious damage has been done in New York City and vicinity by the recent rain-storms. A bridge over a swollen creek at Plainfield, N. J., gave way. Eight people were rescued, but a number are said to be lost.

William C. B. Rowson, telegraph operator of the Harlem line at Ninety-eighth street, New York City, and Conductor Root and brakeman Robbins, of the wrecked New Haven train, have been arrested.

There was a frost in the Watauga Valley, Indiana, on the 25th.

Panama was considerable excitement in the money market in New York on the 25th. There was a demand for money from the opening. The early rate was 8 per cent.; it opened to 7 per cent., and money was scarce at these figures up to half past 12 o'clock, when it was bid up to 12 per cent. Related borrowers came in at this time, and within ten minutes the rate was advanced to 14 per cent. and interest, equivalent to 51 per cent. per annum. The closing rate was 25 per cent. on non-dividend paying stocks, and 14 per cent. on dividend paying stocks. About \$1,000,000 appeared to be wanted during the last half hour. Mr. Van Emburgh started the advance, also the change from per cent. to fractions, by offering \$50,000 at one thirty-second and interest. This was all taken. He offered more money at one-sixteenth and interest, and finally at one-eighth and interest. Hotchkiss & Burnham and Hornick & Dickerman were, perhaps, the largest buyers. A number of loans were called in the forenoon, it is said to provide for a time loan made by Vanderbilt on government bonds. There were rumors of an agreement between three prominent banks to tighten money for the balance of the month; also that the high rate was brought about to induce the Treasury to immediately redeem bonds of the 17th call without rebate of interest.

The Franklin Sugar Refinery of Harrison, Havemeyer & Co., at Philadelphia, has burned. Loss, \$1,000,000.

Damietta, September 25.—Abdallah El Pasha, Sultan Bey and a number of their associates have been sent to Cairo as prisoners under a military guard.

James Stewart, aged nineteen, James Conway, aged sixteen, James Wall, aged eighteen, and William Brown, aged twenty-five, of Buffalo, N. Y., were captured by a squad in the lake while on skiffing, and all were drowned save Stewart. They clung to the sides of the skiff until rendered unconscious by chill, and sunk one by one. Stewart finally managed to right the skiff and paddled back to shore, a mile and a half distant, after having been in the water twelve hours.

The west gallery of the Pittsburg Exposition building gave way and a number of persons, together with a piano, were precipitated to the floor below, a distance of thirty feet. Seven persons were injured but none of them fatally. Two minutes later a shed, on which a number of persons had collected to witness a display of fireworks, gave way, and two persons were seriously injured.

Engineers Merrill and Lieutenant Dannenbaker, who have been to the insane asylum to visit the woman, Jack Cole, who went crazy on account of the hardship in Siberia, report that he failed to recognize them, although he seemed conscious that some one was present that he knew. It is doubtful whether the woman will ever recover.

The Washington Board of Direction of the Garfield Monument Fair orders that application for space, either for loaned or donated exhibits, must be made on or before the 1st of November, and all exhibits must be placed in the hands of the board on or before November 11. Two dollars will be charged for the entry of all exhibits made for the advantage or profit of exhibitors. There will be no charge for space for exhibits of this class, but all cases, counters, etc., must be put up at the expense of the exhibitor. All packages should be addressed "The Garfield Monument Committee, Washington, D. C.," and bills of lading mailed to P. T. Wilson, Secretary of the board. Transportation and insurance upon all art exhibits loaned for the occasion, and transportation upon all articles donated will be at the cost of the Board of Directors. Transportation upon all articles donated for the profit of exhibitors, will be at their cost and risk.

Reverend J. M. Holly, Ohio, was recently robbed of \$12,000 in bonds and \$500 in cash. A few nights since he found a package on his porch, with the bonds and notes intact. A strict search failed to discover the cash, \$800, which was stolen at the time of the robbery, and the possi-

tion is that the thief, finding the securities not negotiable, concluded to return them and keep the money for his share.

A DEPARTURE from Pensacola, Florida, September 25, says: "There are sixty new cases and two deaths here. The increase in the sick is so great and the means of affording relief so inadequate that the Board of Health has called a meeting of physicians with a view to systematizing the medical methods of treating the disease by affording relief to all the needy." The disease is shabing at Brownsville and Matamoros.

FIFTEEN years ago, George Hallenbeck and William Stratton quarreled in Palmyra, New York. Last week they met near Carriazo Pass, Texas, went into a darkened room, and fought a duel. Stratton fired four times, Hallenbeck fired, killing Stratton instantly.

The Western Hardware Company, of Atchison, Kansas, has closed its doors. Liabilities, \$250,000.

The editor of a Polish paper at Chicago shot and killed a tramp who attacked him as he entered his house at an early hour in the morning.

An earthquake was felt on the 27th at St. Louis, Mo., and at several points in Illinois, and at Vincennes, Ind.

Six Sophomores were suspended from Lafayette College, Easton, Pa., last week, making eleven who have been sent home for having Freshmen.

At Heathsville, Virginia, a mill-dam, carried away by flood and water, swept down upon the house of Mr. Bush, drowning his wife and five children.

LEAHUE MERRILL, of Chauncey, Ill., aged sixty years, shot his fourth wife, aged twenty-eight, because he suspected her of infidelity with his oldest son.

The National Council of the Order of United American Mechanics, in session at Wilmington, Delaware, adopted amendments making persons eighteen years of age or over eligible to membership.

A New York Grand Jury has found indictments against several persons for violating the lottery law.

FIFTY new cases of yellow fever and six deaths at Pensacola, Florida, September 27.

At Hampton Cross Roads, in Wythe County, Virginia, a religious meeting was seriously disturbed by an improprietous act. A dispatch says: "At the session of the Baptist Association, Jerry Cox and Lewis Bryson quarreled in church, pulled revolvers, and opened fire. Bryson was mortally wounded, and, while falling, shot and killed Cox. One woman was shot through her bonnet, and a bullet grazed the minister. The quarrel began during a long prayer by the minister, and the greatest excitement ensued. The minister quit praying and fled, and himself took to the pulpit, and the people tramped over one another in their efforts to get out of the church."

On Magnolia street, New Orleans, Melissa Power went hunting for Addie Johnson with a knife. Addie, who was in her room, heard the woman's utterances in the yard, and, arming herself with a knife, appeared at the door. The two women rushed at each other with uplifted arms. A duel with knives was the result. Melissa succeeded in cutting Addie in the left arm, inflicting a large gash, and then followed up her blow by another directed at the heart of the woman. Her aim was true, but the knife glanced and only inflicted a severe gash. Addie then plunged her knife into Melissa's left breast, inflicting a mortal wound. Addie was horribly carved.

Five express robbers have escaped from the New York jail.

HELMER & HAYES, San Francisco brokers, have failed, with liabilities estimated at \$100,000.

A political meeting at Lancaster, S. C., addressed by Colonel Cash, a fight occurred between white and colored men, in which four of the latter were killed and many wounded.

A SHOT-CASE of Clemens Oskamp, jeweler, was robbed at the Cincinnati Exposition of \$100,000 worth of diamonds. The thief boldly approached the case during the absence of the attendant, unlocked the small padlock and took out the jewels while being observed, but those who saw him supposed he was in authority. He made his escape.

The Secretary of War has decided on the Mississippi levee bids. Under the local engineers south of Cairo are instructed by the Chief of Engineers that they shall accept those bids which they consider satisfactory, which were for certain sections of the river work, and at prices lower than those asked by contractors desiring to do all the work to be done between Cairo and New Orleans.

A DISPATCH from Princeton, Kentucky, September 25, says: "Jim Cummings, the train robber, one of the most notorious members of the James gang, is safe in the Caldwell County Jail. He was recognized and sent to Gov. Crittenden, of Missouri, who ordered his arrest, and has sent officers and regulation papers to take him to that State."

SECRETARY TELLER and Inspector Hayward have made the following distribution of the Indian school funds for the present fiscal year: For the support of non-territory schools already established and to be established, \$517,000; for increased attendance at schools now established, \$50,000; establishing new industrial schools, \$150,000; contingent expense of agency schools, \$75,000; purchase of cattle for the industrial schools, \$80,000; completion of the school building, outhouses, etc., for the industrial school near Arkansas City, \$10,000; support of above school, \$31,500; support of the industrial school at Genoa, Nebraska, \$31,500; support of Indians in schools in the States, \$170,000.

PERSONAL AND POLITICAL.

The Secretary of the Treasury has appointed a Commission to examine and report upon the reorganization of the force of the New York Custom-house.

The New York Rubber Comb and Jewelry Company has temporarily suspended payments as a result of the failure of Follett, the bankrupt broker, who failed in the sum of \$600,000.

J. D. OSBORN, the surviving partner of Prentice, Henderson & Osborn, proprietors of the old Louisville Journal, is dead. James F. Stryker has been elected chairman of the New York Republican State Committee.

A DISPATCH from Salt Lake, Utah, September 27, says that Governor Murray, in obedience to the law of Congress providing for appointments to fill vacancies occasioned by failures to hold an election throughout Utah, in defiance of the law and the Edmunds Bill, which disqualifies a polygamist, the appointees of the Governor have been refused the records and places to which they have been appointed. This organized nullification is in obedience to the orders of the Mormon leaders. Those who think it criminal to hold over are whipped in by Council and threats, and polygamists are holding on, Congress, to the contrary. Writs of mandamus have been applied for to enforce the title of officials appointed. The action of Governor Murray is finally executing

the law in the face of the Mormon leaders is approved by the law-abiding people.

GENERAL GEO. STONEMAN, a Colonel on the retired list of the army, and the Democratic candidate for Governor of California, has resigned his position on the retired list, which paid him \$3,000 per annum.

GENERAL STONEMAN is Acting Secretary of War.

The Secretary of the Interior has decided to reopen for settlement a large tract of agricultural land, embracing about ten million acres in Northern Dakota, withdrawn from settlement by Secretary Schurz.

THE following candidates passed examination at Annapolis, Md., for admission to the Naval Academy: W. H. K. Ballard and F. W. Jenkins, Pennsylvania; W. H. Caldwell, Tennessee; H. R. Cassel and W. H. Ford, Ohio; W. L. Doid and M. G. O. Neal, Indiana; R. D. Diable and J. H. Tozile, Kentucky; Benj. Trapall, West Virginia; F. D. Webster, Missouri.

A WASHINGTON dispatch of September 28 says that a gentleman who claims to have personal knowledge says that the resignation of Secretary Folger is now in the hands of the Secretary of State.

SECRETARY CHANDLER has had an interview of some length with Engineer Neville, Lieutenant Danahower and Nindler, main. All relics and records of the Jenette expedition, which have been in custody of Engineer Melville, were formally turned over to the Secretary.

JAMES J. BLACK has remonstrated with the Secretary of the Interior against the recent election of Gov. Murray, of Utah, complained of by the Mormons. He thinks he ought to be removed, and has, it is understood, suggested it.

The Anti-Monopolists, of Nebraska, have nominated E. P. Ingersoll for Governor and the rest of a State ticket.

HON. ROBERT T. LUDLOW, Secretary of War, last week gave bonds in the Sangamon County Court, of Springfield, Illinois, in the sum of \$180,000 as administrator of the estate of his mother, the late Mary Todd Lincoln, of an estate of \$72,000 in government bonds, the rest being personal effects.

FOREIGN.

The Ministers at Cairo on the 27th agreed upon three decrees, namely: The first decree institutes a special Commission for the prosecution of all acts of rebellion committed by military or civil officials. The Commission will consist of nine members, and will be under the Presidency of Ismail Bey. The second orders a Court-martial with eight members, Resouf Pasha presiding, to be held in Cairo, and that it shall give judgment according to the military code, without appeal, in all cases submitted by the above named Commission. The third directs the assembling, in Alexandria, of another Court-martial to try all cases submitted by tribunals recently appointed in Alexandria and Tanha. The proceedings of both Courts-martial will be published, and the accused will be permitted to employ counsel.

SAYS a Quebec dispatch: "Bird Rock will be supplied with food from the Magdalen Islands until Quebec can afford supplies. Eleven people on the rock were twelve days without bread."

CHINA, or something like it, has appeared in Mexico. In one town of 5,000, twenty-eight deaths have occurred.

A train from Benha arrived at Cairo September 28, with the Sixteenth Rifles, an ammunition wagon in the train exploded, killing a doctor in the train with invalids and some men, the number of them unknown. The train is riddled and the flames spread to the railroad depot which was quickly burned. The flames next reached the communication depot, and the train exploded. It was found impossible to prevent the reserve ammunition being destroyed. A train with the Sixteenth Rifles arrived just as another was starting from Alexandria with trucks containing ammunition. Shells on one track exploded, scattering shells all over the station, and demolishing the end of the carriages of the Benha train, in which were a number of invalids. It is feared some of the soldiers and natives are buried under the debris. The loss is estimated at half a million.

A RUSSIAN newspaper publishes a story in effect that the Emperor and Empress of Russia were secretly crowned during their recent visit to Moscow.

ADDITIONAL NEWS.

A FIRE AT Ridgeway, Pennsylvania, destroyed property to the value of \$100,000.

HENRY EDMOND KNIGHT is the new Lord Mayor of London.

A MAN named W. G. Whittaker has been arrested at Philadelphia, on the charge of poisoning his wife, six children and a boarder, by putting arsenic in water with which tea was made. The dispatch states that some of the sufferers are in a critical condition.

It has been decided to retain for the present 12,000 men in Egypt to carry on and consolidate the work for which the suppression of Arab Pasha does little more than clear the way.

FLOODS in Tyrol have reduced hundreds of wealthy land owners to poverty.

REV. H. O. HOFFMAN, Methodist minister at Lincoln, Ill., has been found guilty of lustuary, fornication and falsehood. When the verdict was announced Hoffman was affected to tears, and declared that he would appeal the case to the Judicial Conference.

The California Prohibitionists have nominated Dr. R. H. McDonald for Governor, and Wm. Sims for Lieutenant Governor.

The gross receipts of the Postoffice Department for the fiscal year ending June 30, 1892, have been \$41,938,317.60, against \$36,217,311.05 the previous year; receipts from sale of postage stamps, postal cards envelopes, \$39,333,317, against \$34,978,212 the previous year.

A BUNNY car used in conveying passengers over the International Bridge between Erie, Ont., and Black Rock, a suburb of Buffalo, fell through an open draw into Niagara River, yesterday. Engineer Brian and Edwin Hershey Revere, of Berlin, Ont., were killed. Mrs. Farnlee, of Black Rock; Captain Haggart, the dummy conductor, and a lady, name unknown, were seriously injured. The steamer Falcon was coming up, and the draw was opened for her to pass at the same time that the dummy engine, used to cross the bridge with passengers, was making the last trip for the night. The engineer did not perceive the draw open, and the dummy plunged into the river.

The fallures for the week ending September 20, were 120.

The farmers appear to have beaten the speculators in corn at Chicago, but a corner is looked for in pork and lard.

The value of imports of merchandise into the United States during the twelve months ended August 31, 1892, was \$741,082,917; for preceding twelve months, \$642,848,558. Value of exports for twelve months ended August 31, 1892, were \$737,038,772; for preceding twelve months, \$694,737,454.

STATE NEWS ITEMS.

OUR exchanges report an abundance of hickory nuts, hazel nuts and walnuts. The Forty-first Regiment O. V. I. held their annual reunion at Fort Clinton on the 19th, 20th, 21st and 22d.

LOTTIE ST. CLAIR made a balloon ascension from the fair grounds at Uhrichville, and in descending, landed in the Big Still-water Creek, but pluckily swam ashore.

A FARMER named Burge, living three miles west of Piqua, accidentally shot himself while handling a large revolver, the ball penetrating his side and producing what is thought to be a fatal wound.

In a quarrel at Sandusky between Henry Woolwater and William Zeleker, the latter stabbed the former six times, from the effects of which the wounded man died.

MICHAEL MOORE, of Akron, aged fifty years, fell in the canal and was drowned.

STEPHEN DAY, an old citizen of Mount Vernon, about seventy years of age, sold his store to his son and another young man, intending to retire from business, receiving cash payment of \$800. On going home at night he placed the money in a tin box, in which were stored bonds, drafts, notes and other valuables to the amount of \$12,000. He resides near the depot of the C., Mt. V. and C. Railroad, and at about 10 o'clock at night an excursion train passing through he, with his wife, went to the depot out of curiosity, leaving the house vacant. Upon his return, fifteen minutes later, the box containing his valuables was missing. He at once made known his loss to his neighbors, and the entire village was aroused and search made for the thieves, but could obtain no clue. Mr. Day is confined to his bed, and is bewailing his loss to that extent that it is feared his reason will become deranged. The sum total was the savings of a lifetime.

The local factory at J. W. Emrich & Co., at Wooster, destroyed by fire the past week, including all the contents. Loss, \$12,000; insurance, \$1,100.

The various classes of the Southern Ohio races set down for October 3 and 4 having failed to fill, the Board of Directors declared the races off. There will be no fair in Montgomery County this fall.

The Home Insurance Company, after a meeting of Directors last week made an assignment to Joseph W. King, of Green county, the assets being \$60,000. A bond of \$80,000 was given.

WILLIAM T. BROWN, from Ashland County, the first prisoner convicted under the new law for seduction of a pupil by a teacher, died suddenly a few days ago in the Penitentiary of heart disease. His case caused considerable comment, and was tested in the Supreme Court.

ISA KINERLY, a young man in the employ of Adam Schatz, near Defiance, in Alexandria, was killed by lightning while at work in the field.

EDWARD SEDGWICK, an inmate of the Hamilton County Jail, fell asleep while reading a paper by the light of a small lamp, and in the night overturned the lamp, allowing the oil to escape and saturate his bedclothing. In a moment himself and all the bedding was on fire, and the helpless man yelled frantically for help. By the time he was released from his fiery furnace he was horribly burned and unable to stand. The flesh fell from his left side and the abdomen. He sustained the greatest agony, and after twenty-eight hours suffering, died. His crime was that of outraging two little eight-year-old girls last July, to whom he communicated a loathsome disease, and one of the girls lost her eyesight in consequence. He was an ice cream peddler, and had taken the little girls in the wagon with him and drove to a secluded spot in the suburbs where the horrible crime was committed.

CHARLES F. COLLINS, of Kent, one day last week swam to Congress Lake on a water of \$50, making a mile in thirty-two minutes. Miller, the famous diver of Cleveland, also swam, making a mile in thirty-four minutes.

JOHN WINKLER, a Swiss, living near Stone Creek, in Tuscarawas County, is said to be the stoutest man in that section of the State. On a wagon of 100 he carried a full barrel of flour from New Philadelphia to Canal Dover, a distance of three miles, resting but four minutes on the way. He made the distance in fifty-five minutes' time, and reached the home stretch in remarkably good condition.

E. W. CLARKE, of Painesville, aged forty-one, died of consumption on the 24th. Deceased was once publisher of the Lorain County News and Belleville Gazette, and for twelve years past editor and proprietor of the Painesville Advertiser, which, on account of ill-health, he abandoned the first of July last. He graduated at Yale in the class of '67 with honors, at the age of twenty-six. He was a man of ability and integrity, and well and favorably known on the Reserve.

CHARLES BOWERS, a farm hand living one mile west of Canton, attempted to jump from a moving freight train in the night at a crossing, but miscalculated and landed in a cattle guard and was instantly killed. He was aged twenty-five years, and from Edinburg, Virginia.

MRS. ELIZA MILLS, the wife of a prominent farmer near Gallipolis, was instantly killed in a runaway accident.

Wm. McCREAK, aged sixteen years, and an orphan, living near Painesville, was killed while cove hunting by a tree falling upon him.

W. EDWARDS, of Youngstown, fell from a building upon which he climbed to take down a flag and was killed.

Wm. ZENNA, who stabbed and killed Henry Wellenbrock, at Sandusky, has been held for murder in the sum of \$5,000. The last rail on the C. and A. Railroad, connecting Marion and Lima, has been laid.

It is ordinarily supposed that a wound in the heart is immediately fatal; but after Tom Adams, a prominent mining operator of Wood River, Utah, had received a large-sized bullet through that organ from a pistol in the hands of Frank Brown, he knotted his adversary down and beat him severely. Third parties finally interfering, Adams walked off to a drug shop, where he suddenly fell dead. It was found that the bullet had completely pierced his heart.

His murder is described as an unusually odd occurrence for one of that kind, because he had closed a large mining transaction, and with the profits was about to start for Chicago to meet his wife, from whom he had long been separated.—Chicago Herald.

Sir Bernard Burke, the well-known Irish herald, has frequently been asked: "What is the surname of the children of Queen Victoria?" and he says: "I feel persuaded that the royal house of Saxe-Coburg has no surname. When the adoption of surnames became general, the ancestors of the illustrious race were Kings, and needed no other designation than the Christian name added to the royal title." The case of the Plantagenets and the Tudors was quite different, and the sobriquet of the former originated their surname.

COMMERCIAL LAW.

Brief Digests of Late Decisions, (From the St. Louis Commercial Gazette.)

INCREASE OF FIRE RISK.

Where the insured had placed a steam threshing machine near his barn temporarily, and in consequence of an explosion the barn was destroyed by fire, the company defended on the ground that the risk had been increased without their consent. Held, that as the use of such machine was not expressly prohibited by the policy, the company was liable.—Foreign Mutual Ins. Co. vs. Myer, Supreme Court of Pennsylvania.

EXCESSIVE CONSIGNMENT.

Defendants, with a knowledge that a consignment of goods was in excess of the quantity ordered by them, made no objection on that ground, through a negotiation took place for a reduction of price, but received into stock fifteen out of twenty-five cases sent. The other ten cases remained in bond until they were sold to pay duties. Held, that the defendants had waived any objections as to the excess.—Cody vs. B. & O. Co. vs. Foster, Vol. 2, Law Times, p. 542.

FRAUD AND DAMAGES.

A vendor of goods who has been defrauded by fraudulent representations which induced him to part with them for less than their value, may recover the price of the property, less the sum he has received, in an action he has brought, without returning the amount he has already received.—Clows vs. Traor, Supreme Court of Iowa.

TITLE TO PERSONAL PROPERTY.

The rule that a party selling personal property, of which he is in possession, but which he does not own, warrants the title to the thing sold, and that, if by reason of defect of title nothing passes, the purchaser may recover back his money, though there be no fraud on the part of the vendor, does not apply to the case of a bona-fide vendor of over-lands of stock of a corporation, as he has a title which he can transfer and a remedy against the corporation.—People's Bank vs. Kurtz, Supreme Court of Pennsylvania.

COMMON CARRIER.

Common carriers can not insist upon unusual or unreasonable conditions before receiving freight. A condition that goods carried shall be liable for "various charges of freight by other goods of the same consignee or owner," is not unreasonable where the consignee is actually indebted for such arrears. The fact that one has been in the habit of shipping goods under such conditions does not in itself make goods shipped to him under similar receipts liable for arrears. Where a consignee has an special authority to make such an agreement, a consignee who has not himself assented to it is not bound.—Kirkman vs. Philadelphia & Reading Railroad Company.

OPENING STREETS.

When by the opening of a particular street by the municipal authorities the street of property through which it passes would be unable to lay out another street or street upon his own land, thereby increasing his available frontage and the market value of his property as a whole, such state of facts should be considered by the jury in estimating the benefits. Whatever contributes to the market value is a fair subject of consideration, and the test is the market value for any purpose for which the property is available, and not the use to which the owner wishes to put it.—City of Allegheny vs. Black's Heirs, Supreme Court of Pennsylvania.

ALTERING NOTE.

A promissory note was made payable to A, and there was added to his name, after the making of the note, the word "President," and in his indorsement the words "President O. F. B. Association." In suit the defense was made that these alterations invalidated the note. Held, that it made no difference in this case whether the alterations in the note were material or immaterial. Such alterations having been made by a party interested in the instrument, the makers of the note were not bound by it.—First National Bank of Springfield vs. Fricke, Supreme Court of Missouri.

ATTORNEY AND CLIENT.

An attorney has no power by virtue of his employment as such to compromise his client's case. But where an attorney has apparent power to make a compromise, and the compromise so made is not so flagrantly unfair as to imply fraud or put the opposite party to an inquiry, it will be upheld and enforced, although it may subsequently appear that the attorney exceeded his authority.—Black vs. Rogers, Supreme Court of Missouri.

TRUST.

An executor who sells trust property in violation of his trust is responsible to the beneficiary, and if deceased the beneficiary may pursue his estate to recover the proceeds of the sale and in such cases he may file a cross-bill to a creditor's suit against the estate of the deceased trustee, as in Ashlin, Supreme Court of Virginia.

ATTORNEY'S COMPROMISE.

Courts are inclined to favor a compromise finally made by an attorney of a matter in litigation, and will uphold it if good reasons can be found for it.—Whipple vs. Whitman, Supreme Court of Rhode Island.

COLLATERAL SECURITY.

Defendant borrowed \$500 from A and gave him five \$100 coupon bonds as collateral security. A failed, made an assignment, and became a fugitive. Held, on a suit of A's assignee, that he must produce the collaterals or account for them before he could recover from defendant.—Stuart vs. Bigler, Supreme Court of Pennsylvania.

LIBEL.

In determining whether a publication is libelous, the words are to be taken in their usual, popular and natural sense, as they would be received by the world.—Commonwealth vs. Chambers, Vol. 8, Criminal Law Magazine, p. 642.

MECHANIC'S LIEK.

New machinery furnished to an old mill and placed in the same in such a manner that it could be run by the belt already attached to the other machinery, and which might be detached and removed without detriment to the building or other machinery, is not such a repair, alteration or addition to the building as will entitle the party furnishing the same to a mechanic's lien.—Hallett vs. Gillespie Bros. & Co., Supreme Court of Pennsylvania.

OFFER AND ACCEPTANCE.

An agreement between the maker and holder of a note not due that the former will pay and the latter receive a sum less than the unpaid amount called for by the note in full satisfaction of the same is valid. If the maker duly offer to perform on his part and the payee fails to perform on his part, an action lies by the former for the balance resulting to him from the breach of contract by the latter.—Schweizer vs. Lang, Supreme Court of Minnesota.

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ON HAND AND MADE TO ORDER. ALSO

LUMBER AND SHINGLES!

AT THE FACTORY OF
J. W. PENCE,
Cor. Walnut & West Sts., HILLSBORO, O.