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Mining Versus Farming.

One of the most important questions now in this State is on trial at Yuba City in the mining debris case. It is now actually a question with a great portion of California whether hydraulic mining shall proceed and all the land below its level be destroyed for farming purposes, or whether we shall in defense of a greater industry prohibit one peculiar branch of a lesser industry. As the *Record-Union* truly says, hydraulic mining is steadily destroying the principal rivers of the State. It has already inflicted enormous injury upon the Sacramento river. It has so filled up the bed of that stream that every winter brings floods more than before. It has become necessary to lighten the levees everywhere, and notwithstanding these precautionary measures it is evident that a time must come when this process will cease to afford protection, while it is clear that every break in the levees must involve increased destruction of property, the higher they are raised. Nor is this all. Suisun bay is being filled up with mining debris, and the harbor of San Francisco is threatened with destruction. The consequences of hydraulic mining, if carried on for twenty years from the present time even at the same rate as now, must be calamitous to the enduring interests of the State. The most fertile area of the northern region is menaced with destruction. It will, if no preventive measures are adopted, be gradually buried under a sea of sand, incapable of cultivation. Navigation of the Sacramento will be stopped, and the river will be transformed into a mere ditch. In the winter it will bring down sudden and heavy floods, and its waters will overflow its banks, and overflow hundreds of leagues of country. In the summer it will run almost dry, and will be unnavigable for anything but row boats. On the other hand, the hydraulic mines, at the same time that they are destroying the country below them, are making a howling desert of the region in which they are situated. The washing down of the upper strata of soil from wide areas of country leaves the bedrock exposed to view, and makes any future cultivation of that region impossible. It is being prepared to precipitate storm waters with sudden violence upon the valleys below. In a few years the mines must be exhausted, and then the entire mining region will have to be abandoned. If the working of the mines has in the meantime resulted in the ruin of the valleys, the prospects of the State will have been effectually blighted. These considerations demonstrate the absolute necessity of changing the old mining policy. The conditions have already been virtually altered. California is no longer substantially a mining State. The mining interest has long since become one of secondary importance, and it must yield to more enduring ones. It is of infinitely more importance that the fertility of tillable land should be preserved, and that the rivers should be kept open, and that the valley cities should be protected against floods, than that the hydraulic mines should be maintained. We have discovered that an acre of good arable land is far more valuable to the State than an acre of mineral land, no matter how thickly the latter may be studded with gold and silver. For whereas the mineral land can only contain a limited wealth in the precious metals, the productive capacity of the farming land is unlimited, and it endures forever. As a matter of State policy, therefore, it is clear that the protection of the agricultural interest demands and must receive the first consideration. As a question of rights and privileges it is also beginning to be realized that the miners cannot possess an equitable claim to pursue their business at the sacrifice of their neighbors' interests. The Rights of Man must always stop at the point where the enjoyment of a liberty further entails the perpetration of a wrong. No man has ever been guaranteed the liberty which requires the infliction of injury upon another for its full fruition. Every man is equally entitled to protection in the prosecution of legitimate industries, and therefore the farmer must be entitled to protection against the seductive depositing operations of the miner. These are the more modern views, and though the miner is fully determined to test his rights to the utmost in the Courts, we are satisfied that in the end the rights of agriculture will be recognized, and that the deposit of debris in the rivers and streams will have to be discontinued. The contest is a new one, but the principles involved are old as the hills, and there is no

room for controversy concerning them if only the subject can be discussed without prejudice.

Communism and Socialism.

It may be well to ponder on the following reflections uttered by a man whose great abilities recommend him to all: The schemes ending in modern Communism and Socialism pretend to have for their object to prevent or remedy certain inequalities which grow up in society from the unrestricted exercise of property or inheritance. The question then is, shall wealth of whatever description, in single hands, be limited? Such a limit is gross injustice. If a limit to the amount of property prevailed so as to include all kinds, it would act to the prejudice of exchanges and greatly embarrass business. If only land was affected by such a limit it would not be difficult to evade the law by dividing property among the members of one family. Inequality inevitably springs out of differences of vigor of mind, of intelligence, of sobriety, of thrift and economy. The law of inheritance is that law which is the great stimulus to industry and the great civilizer of mankind, only perpetuates differences of condition. The advantages attained by the father might be retained and increased by the child. The justice of limiting property in land in general to a definite amount or to an amount having certain money value is neither politic nor just, because the importance of landed property in political science is relatively less, as a country grows older; the other shapes in which the gains of labor can be put, become more numerous and more important, while land remains the same in quantity and increases but slowly in value. But all communism contains a contradiction in itself, because the power of choosing their work and of distributing their property is taken away, it passes over to the community. Thus a new dependence arises, a veritable slavery, which is opposed entirely to the idea of equality. It is clear that every kind of communism would put a new and more intolerable loss of freedom in the stead of social dependence. The aristocratic character of communism condemns it as being contrary to nature and man's destiny.

LAST NIGHT'S NEWS.

[Special to the Herald by the Western Union Telegraph Company.]

Pacific Coast News.

New Trials Refused.
SAN FRANCISCO, Aug. 1st.—The motion for a new trial of the case of Bachelier and Henninger, police brokers, has been denied.

Money Market.
SAN FRANCISCO, August 1st.—Legal tenders, 99½ bid, 99½ asked; Mexican dollars, 93 bid, 94½ asked; trade dollars, 97 bid, 97½ asked; half dollars 97.80 bid, 98½ asked.

Five Denies—Thieves and Forgers Arrested.

SAN FRANCISCO, Aug. 1.—E. W. Burr, President of the Clay Street Savings Bank, publishes the following card in the evening papers: "I hereby publicly disavow any statements made by witnesses in the case of the United States vs. W. B. Carr, accusing me of demanding and receiving commissions for loans made to G. M. Pinney upon certificates issued by R. C. Spalding as Navy Paymaster and referred to by said witnesses. I further say that I never received, directly or indirectly, any commission or compensation whatever for making the loans referred to by said witnesses, and that I never demanded or requested any such to be paid to me."

(Signed) E. W. BURR.
Subscribed and sworn to before me this first day of August, 1878.

SAMUEL S. MURPHY,
Notary Public.

P. A. Bowen was arrested to-day charged with forging the name of Dr. A. E. Mintie to several checks and orders for money. John McIntyre, a pal of Bowen's, was charged with forging in the same connection. Wm. Schneider, another member of the gang, was charged with grand larceny. McIntyre was in McIntie's employ, and by his aid the gang were enabled to steal cash from the money drawer and commit forgeries to the amount of about \$1000 on the Farmers' and Merchants' Bank.

Fatal Fall from a Swing.
SAN FRANCISCO, August 1.—Yesterday afternoon Ellis Calhoun, the five and a half year old son of Jos. A. Calhoun, fell from a swing and fractured his skull, which resulted in his death to-day.

Wife Murder and Suicide.

SAN FRANCISCO, Aug. 1st.—This afternoon Henry Droge, a German groceryman, shot and killed his wife at his residence and was in the presence of his sister and her husband, with whom Mrs. Droge had taken up her residence on account of Droge's intemperate habits. Droge, after killing his wife blew his own brains out.

San Francisco Markets.

SAN FRANCISCO, August 1st.—Flour—Demand fair and prices unchanged; superfine \$4½; extra bakers and family \$5½; Oregon extra scarce and firm \$4 7½ to \$5½. Wheat—Demand fair and prices unchanged; good to choice shipping \$1 57½ to \$1 70; fair do \$1 45 to \$1 57½; milling \$1 57½ to \$1 72½. Barley—Offerings light and prices firm; choice new brewing \$1 05; bay feed \$1 02½; choice \$1 02½; oats \$1 02½; sales \$1 02½ to \$1 05 for good to choice feed. Corn—Demand but little doing; large California yellow \$1 90. Rye held at \$1 20. Hay, choice common, \$7½; stable \$9 to \$10; choice wheat \$18½ to \$14. Potatoes highest, owing to low receipts; sales of choice at \$1 40. Wool—Better grades in demand and firm; Oregon eastern 17½ to 20; valley 21½ to 25; Nevada 12½ to 18; Humboldt choice 23 to 25; southern nominal.

Latest News from the Hostiles.

BOISE CITY, Aug. 1.—The stage from Boise City to Silver City was attacked by Indians near Mundy's ferry on Snake river. The driver was shot through the body but brought the stage to the ferry.

The guard of five soldiers at the ferry and the employees of the station exchanged fire with the Indians, when the stage left.

A body of volunteers left here for Snake river and a small detachment of troops from Fort Boise are en route for Mundy's ferry. A band of hostiles, supposed to be Bannocks, returning to the scene of the original outbreak, Camas prairie. It is expected that Bruneau Valley will be again raided.

SILVER CITY, August 1st.—Two scouts of a party of six have just reached here from the vicinity of Three Forks, Sucker Creek. The scouts state the party of hostiles who killed Pute Chiefs Big George and Pretty Johnny. They report that Jeff Carter and Seven Up Smith are undoubtedly killed. Volunteers leave here to-night for the vicinity of Bruneau.

Scouts have been sent in various directions during the past 24 hours. As yet no body of Indians bigger than forty in number have been discovered at any point.

Indian Depredations Still Going On.

SILVER CITY, Idaho, August 1.—Intense excitement still continues here. The hostiles are raiding throughout the country along the border of Sucker creek, Snake river and the Owyhee. They are taking off all the stock they can find and committing other depredations. Heavy firing was heard at Camp Lyon last night. Great indignation is expressed against Gen. Howard for taking Egbert's troops from that point some weeks ago and doing nothing with them. An armed guard left here this afternoon for Mundy's Ferry, to bring in the body of murdered Henningway, killed yesterday. He will be buried here to-morrow. Mr. Christman is reported to be killed by savages near Sucker creek. James Geer, reported killed yesterday while in charge of Somers' camp's stock, reached town this morning. The friendly Putes here were brought to town last night. None of them were killed.

No Jury in the Lord Case—Temporary Verdict.

SAN BUEKA VENTURA, August 1st.—Up to adjournment at six o'clock this evening, only ten jurors had been secured for the trial. Some seventy names were examined in getting these. One of the jurymen summoned this afternoon, upon being questioned as to his opinions, said he had often heard it said that More ought to have been killed; had said it himself and still thought so. The Judge dismissed him with an emphatic word or two.

On the arrival here of the schooner Hueneme the Captain's wife was brought ashore suffering from symptoms of insanity. It is hoped to be only temporary. For some time previous to making port she had been closely watched, manifesting a suicidal intent.

Howard Still Pursuing.

BOISE CITY, August 1st.—Gen. Howard with the main body of the troops was at Rocky cañon on Malheur river, last night in pursuit of the hostiles. The Indians who attacked the stage yesterday were estimated at about two hundred, and they have gone up Snake river towards Bruneau valley. Parties just arrived from Payette valley report two small parties of Indians on the tributaries of the Wiser.

Chinamen Killed by Indians.

SILVER CITY, August 1st.—The hostiles on the way up Snake river yesterday, stopped at Rauschmayer's ranch and encountered a number of Chinese employees, four of whom they slaughtered. The savages have been committing serious depredations at Sucker creek and other points within fifty miles of this place. There is no probability that they will come nearer town.

Suicide by Strychnine.

SANTA CRUZ, August 1st.—Mrs. Harry Benton committed suicide this morning by taking strychnine. No reason is given for the act.

Saw Mill Burned.

PORTLAND, Oreg., Aug. 1.—The large saw mill of Boney & Co., of Glencoe, Washington county, was destroyed by fire last night. The building and machinery was all destroyed; about 150 ft. of lumber, feet of lumber. The loss cannot be estimated. No insurance. Supposed to be accidental.

Latest Eastern News.

Washington News.

WASHINGTON, August 1st.—The President has appointed John M. Burchard, of California, agent for the Malheur Indian agency. Director of the Mint Linderman has declined in consequence of yellow fever at New Orleans, and the death of the melder and refiner, to intermit for ninety days active preparations for coinage at that mint.

Alluding to the report that some sort of a compromise would be made in the South Carolina revenue case, Commissioner Ramm said to-day that there would be no receding from the position taken; that special counsel Earl had received his instructions and would proceed to act and see that the laws are enforced.

Chloroformed and Murdered.

NEW YORK, August 1st.—Henry Smith, a policeman, of Jersey City, with his wife, retired last night at 11 o'clock, and at 4 this morning Mrs. Smith awoke to find her husband dead, with his skull crushed. He had been murdered in his sleep, and it appears the assassins first chloroformed the husband and wife, as the deed was perpetrated without Mrs. Smith's knowing anything about it. Mrs. Smith says she was awakened at 3.16 A. M. by her husband throwing his hand over her face, and she discovered a handkerchief on her face which had peculiar flavor. She removed the handkerchief and, turning towards her husband, noticed that both pillows covered his head and body. These she removed, and saw a pool of blood under him, which had also saturated her own clothing. This, she says, was the first intimation she had of the commission of the crime. The handkerchief which Mrs. Smith says covered her face is missing. Chief Nathan ordered her under arrest and a close watch will be kept upon her.

Anti-Yankee Sentiment Revived.

NEW YORK, August 1st.—Chas. Montgomery, on complaint of George Clark, of Springfield, Oregon county, was lodged in jail in de-

fault of \$25,000 bail, in the suit brought by Clark for \$48,000 damages of property burned by Montgomery's tenants, a mutual society, of which Montgomery is alleged to have been an active member between December 29, 1873 and September 1, 1876. Clarke is said to be the largest land owner in this State, owning between 40,000 and 50,000 acres in the counties of Green, Dutchess, Oneida, Otsego and Montgomery. The affidavit of Clarke sets forth that he became possessed of the lands through a grant by the Colonial Council to Wm. Corry and tenants by the State vs. Clark to vacate his letters patent on account of fraud in obtaining the grants. This suit was decided in Clark's favor in every court. Clarke's father had lost out the land in farms of 200 acres each for periods of different lengths. These leases began to expire in large numbers and new leases were offered to the tenants at an increase of 50 cents to \$1.50 per acre.

Bismarck's Son Defeated.
BERLIN, August 1st.—Count Bismarck, son of the Chancellor and candidate for Parliament, has been defeated at Luneburg.

Herzegovina Occupied.

VIENNA, August 1st.—The eighteenth division of the Austrian army occupied Herzegovina to-day.

Eastern Affairs.

PERA, August 1st.—The Austrian occupation of Bosnia and Herzegovina threatens a ministerial crisis in Constantinople. The Minister of War and Minister of Public Instructions are strongly opposed to the occupation and think it should not be submitted to without a formal convention. Grand Vizier Safvet Pasha, who wishes to avoid a difficulty with Austria is at variance with his colleagues.

The Porte is preparing a memorandum to the signatories to the treaty of Berlin setting forth its views on the Greek claims and in answer to the statement of the Greek representative at the Congress.

Off to Make Yearly Contracts.

NEW YORK, Aug. 1.—Representatives of San Francisco houses were told to-day that the Union Pacific Railroad would make yearly contracts for freight at favorable rates, which was understood to mean the old tariff, provided the houses would agree to ship all their goods by railroad. The dry goods houses are very much put out at the increase in railroad rates. It now takes 20 days for goods to reach San Francisco by ordinary rail route. The express companies undertake to deliver them in ten days and charge twenty dollars per hundred pounds.

Nomination of Hamner R. Putnam.

ERIE, Pa., August 1st.—The Republican Convention of this county to-day formally re-nominated Putnam to the Convention of this district which nominated J. Hamner for Congress. The Erie delegates, who were in the majority, were instructed to vote for W. W. Reed, but he, who had been previously denounced, was declared the nominee.

Progress of the Yel on Fever.

NEW ORLEANS, August 1st.—The Board of Health reports twenty-four new cases and seven deaths for the past twenty-four hours.

Mining Town Destroyed by Fire.

SALT LAKE, August 1st.—The mining town of Alta, in Little Cottonwood, was almost entirely destroyed by fire this afternoon. Loss unknown.

Quarantine at Memphis.

MEMPHIS, August 1st.—The quarantine against freights and travelers from New Orleans is being rigidly enforced and the Board of Health will employ three detectives to proceed down the river and notify New Orleans passengers that they will not be permitted to enter Memphis.

Chapter of Fatal Accidents.

BALTIMORE, Aug. 1st.—At Hagerstown yesterday, at a pigeon shooting match, Samuel Donohue, aged 50, was shot dead accidentally by Wm. B. Cokour.

At Lanaxoning, Maryland, Mary Pritchard, aged 19, was killed and Robert Deakage probably fatally and Abraham Lynch severely bruised by the breaking of a swing.

The South Carolina Democrats.

COLUMBIA, August 1st.—The Democratic State Convention met to-day. Gen. John D. Kennedy presided. The platform adopted reaffirms the platform of 1876; is in harmony with the pledges and performances of Gov. Hampton, and guarantees full protection to all classes in the administration of Justice. Accompanying the platform is a series of resolutions, which were also adopted, urging unity of purpose and action among Democrats; denouncing fusion with Republicans and disapproving the running of Independent candidates; also, strongly recommending the fostering of immigration and inviting people from every part of the globe to make their homes in South Carolina, and directing attention to the revenue troubles in the upper counties; urging Congress to amend the law and quiet the irritation and requesting President Hayes to grant amnesty to all rebels and ex-Confederates.

Sanction to Martinez Campos—Terrific Storm.

HAVANA, August 1st.—The Provisional Cuban Committee gave a banquet to-night in honor of Gen. Martinez Campos, who was accompanied by the highest government officers. There was great enthusiasm.

Nine vessels are reported lost and six ashore in a storm on the south-western coast on the night of July 30th.

European Cable News.

Honors to Beaconsfield and Salisbury.

LONDON, August 1st.—A dais has been erected on the southern side of Guild Hall upon which stands a canopy throne. There, on Saturday, will be seated the Lord Mayor, the plenipotentiaries, and the chief officers of the corporation. There will be accommodation for 1,700 persons, including 400 Members of Parliament. In the fore court of Guild Hall a spacious pavilion is being erected to seat 1,200 persons, another 600 being accommodated in the library. None of these can see the proceedings, but will see the guests as they arrive. Lords Salisbury and Beaconsfield are expected at Guild Hall noon after 5 o'clock, when the presentation of the freedom of the city will be given. Temple Bar is to be in some sense reconstructed for the occasion. One side remains and the other a wooden model of the demolished wall has been erected to be spanned by a banner inscribed "Peace with honour." After the ceremony at Guild Hall the Lord Mayor's Banquet will be given at the Grosvenor.

Caernarvon Wants an Explanation.
LONDON, Aug. 1.—In the House of Lords to-day, Lord Caernarvon, attacking Lord Beaconsfield, asked an explanation of the latter's remarks regarding the former's retirement from the Cabinet. He said if Lord Beaconsfield meant to say that he (Caernarvon) at the moment of difficulty and danger flinched from what he had pledged himself to do, he must absolutely deny such statement.

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NEW ADVERTISEMENTS.

Largest Auction House in the City!

H. R. BROWN,
AUCTION AND COMMISSION
MERCHANDISE.
Two doors East of Old Stand, on COURT ST., opposite Court House.

REGULAR SALE on Saturdays from 9 o'clock A. M. till 4 P. M. Special Sales made at any time.
HORSES, WAGONS, and all kinds of goods bought and sold.
Reference: R. E. Hyde, Pres. Bk. Valisla by permits; J. F. Spence, Cash Com. Bk. J. A. H. R. BROWN, Auctioneer.

OLDEST AUCTION HOUSE

IN SOUTHERN CALIFORNIA.

E. W. NOYES

Has opened out at No. 1 MARKET ST., opposite the Court House, and will be pleased to serve his old friends and the public. Particular attention paid to Real Estate sales. Regular sale days for Horses and rolling stock.

WEDNESDAYS & SATURDAYS.

As I have no partners and do my own work, I intend to make my charges less than those of anybody else in the business, charging on real estate two per cent. for the first \$1000 and one per cent. on all sums above that amount.

Will buy FURNITURE, HORSES, WAGONS and all kinds of property, and pay cash.
On Saturdays' sales commence at 10 A. M. and close at 4 P. M.

E. W. NOYES,
Oldest Auctioneer in Southern California.

Furniture Factory

FOR SALE.

LOCATED AT WILMINGTON,

Los Angeles County, California.

Factory has all approved machinery in use, which is entirely new. Machinery driven by an eighty horse-power boiler and engine. Railroad switch connects factory with S. P. R. R., giving facilities for shipping to all points in interior, and its close proximity to the wharf enables material to be landed at the factory from the mills as cheaply as in San Francisco.

WILL BE SOLD CHEAP

To close up partnership affairs of R. D. Wilson & Co., Apply to the surviving partner, J. DEBARTHELOME, myself, San Gabriel P. O., Cal.

CIGARS!

HUGO KREMER,

PROPRIETOR OF THE

KEY WEST CIGAR STORE,

CAN NOW BE FOUND AT

NO. 5 SPRING ST.,

At the Key West Cigar Factory.

Mr. Hugo Kremer manufactures HAVANA TOBACCO into cigars of approved brands. He also deals in all lines of Smokers' Articles. Give him a call.

BAKERY

CONFECTIONERY.

MRS. SIMPSON announces to her friends and the public that she has opened a store at OLD SANTA MONICA CANON, where she will keep a full supply of bread, cakes, confectionery, fresh fruits, nuts and groceries at Los Angeles prices.