

# THE NEWS OF NORFOLK ON PAGES 2, 3 & 5.

## HUMPHREYS

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PARIS.

When in Paris telephone our house, 32 Rue Etienne-Marcel, and they will send to your hotel or tell you the nearest drugist who keeps Humphreys' Specifics. Nearly all dealers have a supply of "7" for Grip and Colds. Specific "4" for Diarrhea, very important when traveling. Specific "1" for Fevers, Congestion. Specific "10" for Dyspepsia, Indigestion. Specific "15" for Rheumatism. Specific "16" for Malaria. Specific "26" for Sea-Sickness. Specific "27" for Kidney and Bladder. Manual of all diseases, especially about children, sent free.

For sale by all druggists, or sent on receipt of price, 25c. each. Humphreys' Homeopathic Medicine Co., Cor. William & John Sts., N. Y.

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SOUTHERN SHORTHAND & BUSINESS UNIVERSITY, Norfolk's popular business school, and one of the leading business colleges of America.

Not only has every graduate secured a situation, but also every student who has become only a reasonably proficient book-keeper and stenographer.

Day and night sessions the year round. Call or write for particulars.

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UNIVERSITY OF VIRGINIA. Lectures, July 2 to Sept. 1, 1900. Especially helpful to beginners; to candidates for admission to the bar; and to practicing lawyers who have lacked systematic instruction. For Catalogue address R. C. MINOR, Secretary, Charlottesville, Va.

## 1,000 Rolls of Fine Matting



just arrived; will be sold from \$3.50 to \$20 per roll; in rich colors and unique designs, and in an unlimited variety to choose from. Our floor coverings of all kinds are made to wear and are of the best manufacture.

## Carpets 25c. a yd.

Lineum for this week will interest the purchaser. Do not fail to see our line of parlor furniture—\$10 a suit. Our goods are all new, and prices to suit purchaser.

## JNO. WILLIS, JR.

231, 233, 235

## Church Street

### A Few of Our Prices.

Postum Cereal ..... 25c. pkg.  
Graham Nut ..... 25c. pkg.  
Blue Hen Matches ..... 15c. pkg.  
12 pkgs. Postum ..... 25c.  
6 Bars Oatmeal Soap and 1 pkg. Bee  
Washing Powder ..... 25c.  
10 Bars Pile Soap ..... 12c.  
6 Bars Ivory Soap ..... 12c.  
Entire Wheat Flour ..... 3c. pound.  
Baking Chocolate ..... 15c. cake.  
Best Quality Mocha and Java Coffee ..... 25c. pound.  
Good Mixed Tea ..... 25c. pound.  
Pool's Water Ground Meal ..... 15c. pkg.  
Smithfield Hams ..... 15c. pound.  
Westphalia Hams ..... 15c. pound.  
Best Saito Ham ..... 15c. pound.  
Princess Anne Co. Eggs ..... 12c. doz.  
Eagle Milk ..... 15c. can.  
Challenge Milk ..... 15c. can.  
We want your business, and sell cheap for cash.

VIRGINIA GROCERY CO.  
D. PENDER, PROPRIETOR.

## COURT DECISIONS.

DIGESTED BY W. B. MARTIN.  
EXCLUSIVELY FOR  
VIRGINIAN-PILOT.

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

MARCOM V. R. & A.A., L. RCO.  
Supreme Court of North Carolina.  
March 20, 1900.

A RAILROAD COMPANY IS NOT LIABLE FOR THE DEATH OF A FIREMAN RESULTING FROM A DEFECT IN ITS TRACK CAUSED BY THE WANTON ACT OF A TRESPASSER, UNLESS IT COULD BY THE EXERCISE OF REASONABLE DILIGENCE HAVE PREVENTED THE CONSEQUENCES OF SAID ACT.

The Court says: This is an action brought by the administrator to recover damages for the death of his intestate, alleged to have occurred through the negligence of the defendant. The deceased was a fireman on the defendant's engine, which left the track, resulting in his death. The defendant contended that the accident did not occur through its own negligence, but was the direct result of the malicious act of some outside party, in pulling out the spikes and pressing in the end of the forward rail, thus making what is called in railroad parlance a "back switch." The effect of such a switch is to cause the wheels on one side of the engine to run off the open end of the rear rail upon the ties, and, as the hinge is on the inside of the wheel, to eventually force the engine clear of the rails. Defendant further contended that it was in no way responsible for such malicious act, and, consequently, had no reasonable diligence to prevent it. This view was evidently taken by the jury, who found for the defendant, and there appears sufficient evidence to justify their finding. The principles governing the case at bar are well settled. It is the duty of every railroad company to provide and maintain a safe roadbed, and its negligent failure to do so is negligence, per se. But, while the company is held to a very high degree of care, there must in all cases be some element of negligence, to justify a recovery; and it cannot be held responsible for the wanton and malicious act of an outsider, unless it could by the exercise of reasonable diligence have prevented the consequences of such act. As the law places upon the company the positive duty of providing a safe track, including the incidental duties of inspection and repair, its unsafe condition, whether admitted or proved, of itself raises the presumption of negligence. This is the burden of proof. These principles are correctly laid down in the charge of the court, and, as we find no substantial error in the conduct of the trial, the judgment is affirmed.

HAUPT V. P. M. L. INS. CO.  
Supreme Court of Georgia.  
March 1, 1900.

A POLICY OF INSURANCE WHICH STATES THAT IT SHALL "CEASE AND DETERMINE" UPON A FAILURE TO PAY ANY PREMIUM WHEN DUE, IS NOT KEPT IN FORCE AFTER SUCH A FAILURE, MERELY BECAUSE IT WAS THE CUSTOM OF THE COMPANY IN THE CITY WHERE INSURED RESIDED, TO RECEIVE OVERDUE PREMIUMS FROM OTHER POLICY HOLDERS.

The court says: The only remaining inquiry is whether or not the alleged practice of the company in dealing with other policy holders in Savannah was of itself sufficient to keep Haupt's policy in life after his failure to pay the second premium when due. It cannot be seriously contended that this usage or custom became, by implication, a part of the contract evidenced by the policy. Paragraph 4 of section 1 of the Policy Code declares that "the custom of any business or trade shall be binding only when it is of such universal practice as to justify the conclusion that it became, by implication, a part of the contract." Granting that such a custom as that mentioned in the plaintiff's petition existed in Savannah, the policy



Look at your tongue! If it's coated, your stomach is bad, your liver out of order. Ayer's Pills will clean your tongue, cure your dyspepsia, make your liver right. Easy to take, easy to operate. 25c. All druggists.

Want your mustache or beard a beautiful brown or rich black? Then use BUCKINGHAM'S DYE for Whiskers. 50 CTS. OF DRUGGISTS. G. B. HILL & CO., BOSTON, U. S.

issued to Haupt expressly negatives all idea that the parties thereto contracted with reference to such custom. In so far as any local usage is inconsistent with the express terms of a contract, it certainly cannot be said that by implication such usage became part and parcel of that contract. Parties by their contracts may disregard any usage or custom ordinarily prevailing in their transactions, and, if they make the terms of their contracts contrary to the usage, they must have intended their contracts to exclude the usage." Applying this cardinal rule of construction, "a custom of receiving over-due premiums" is not an excuse for failure to pay a premium in accordance with the express stipulations contained in a policy of insurance.

No insurance company could with safety grant indulgence to any of its policy holders in a given locality if by so doing it became, as matter of law, bound to grant like indulgence to all of its patrons in that locality, whether it was willing so to do or not. The establishment of such a doctrine would render it out of the question for such a company to grant accommodation in many instances where such a course would be mutually advantageous to itself and its policy holders. We understand the law to be that all persons, natural or artificial, are at liberty to insure, and the benefits of contract stipulations in a particular instance, without losing the right to insist upon such stipulations in other instances, so long as no one is misled and induced to act to his injury. Surely it cannot be said that, simply because an insurance company grants to one policy holder indulgence in a particular instance, to which he is not entitled under the strict terms of his contract, another policy holder has the right to act upon the assumption that similar indulgence or favor will be shown him, notwithstanding the company's claim under its contract any shadow of right to the same. Affirmed.

## BRIEF ITEMS OF INTEREST.

Mr. L. F. Bass, of the Umstader-Meyers Co., returned to-day from Baltimore where he spent several very pleasant days in company with his brother, Mr. E. E. Bass, from New Haven, Conn., formerly of this city.

Mr. Morris Colinsky, of Washington, D. C., is visiting his brother on East Main st.

Mr. J. E. R. Carpenter, the well-known architect, has leased the plot of land on the South side of Plum street, near Granby, now vacant, and will erect thereon a two-story building, with compartments for six stores on the neighborhood of \$25,000 and L.L.S.M. (era) ground floor and offices above. The building will cost in the neighborhood of \$25,000. This is another move in the direction of making Plum street one of the business streets of the city. No doubt destined to be. Since the new federal building is nearing completion, the other vacant lots on this street are being advertised for sale.

Mr. J. E. Kidwell of the Southern Railway Company, Washington, D. C., is visiting friends on Freemason street.

Miss Nina Butler, of Cambridge street, left yesterday morning to attend the Carnival in Richmond and will spend several weeks there with friends.

## Electrical Workers' Smoker.

A meeting of the Independent Brotherhood of Electrical Workers was held in Central Labor Union Hall Friday night.

The smoker given by this union last Saturday night was a success in every way. As a result of this entertainment several applications for membership were received. This organization is steadily growing and in the near future will have all of its members graded. It will then endeavor to come to some understanding, which will be of mutual benefit to the contractors and electrical workers.

## Grain Exports.

The exports of grain from the Norfolk ports for the past week confined to corn and embraced 42,857 bushels.

## CUBAN POSTAL FRAUDS.

ASSISTANT SECRETARY MEIKLEJOHN TO DIRECT THE INQUIRY.  
(By Telegraph to Virginian-Pilot.)

Washington, May 12.—Assistant Secretary Meiklejohn has apparently been charged with the direction of the prosecution of the inquiry into the alleged Cuban frauds. At noon to-day the Assistant Secretary retired into Secretary Root's private office for a secret conference with Deputy Auditor Lawshe and the postoffice inspectors who have been detailed by Postmaster General Smith to investigate these Cuban postal frauds.

Colonel Edwards, the army officer in charge of the division of customs and insular affairs, also was called into the conference.

At the conclusion of the conference at the War Department it was announced that Acting Secretary Meiklejohn had appointed Abraham Lawshe, deputy auditor for the Postoffice Department, to be assistant auditor for auditing the accounts of the department of the postoffices in Cuba in place of W. H. Reeves, who has been suspended pending the result of the investigation of the alleged frauds. Mr. Lawshe will leave for Havana Monday.

To-day's conference lasted for several hours and it is believed that the officials concerned have progressed far with the inquiry at this end as the material in hand permits. The papers, under the close scrutiny of the experts, have sufficed to establish a state of things in the Cuban postal service demanding prompt and strict investigation into the relations of other employees than Neely at the earliest moment. It was rumored that Mr. Rathbone, the director of the Cuban posts, had been suspended in order to clear the way for the inquiry. This rumor, however, appeared to be at least premature. There were no suspensions ordered in the case beyond that of Auditor Reeves. But General Wood has been called full authority to make suspension of officials if the inquiry he is making at his end tends to connect Mr. Rathbone or any one else with the frauds in the slightest degree. In view of the activity with which General Wood is proceeding with his investigation, immediate developments may be looked for in Havana.

Acting Secretary Meiklejohn received an express package to-day from General Wood at Havana containing an application for the extradition of Neely. Mr. Meiklejohn immediately sent

the document to the Department of Justice for the action of the Attorney General, who undoubtedly will cause its presentation to the Governor of New York without delay.

It is declared to be the purpose of the administration to leave nothing undone to ascertain the true situation of affairs in Cuba and to bring to speedy justice every person who may be found to have been connected in any manner whatever with frauds upon the postal revenues.

## POSTAL AUDITORS JAILED.

Havana, May 12.—Messrs. Reeves and Reynolds, the auditors of the postal department, who have been under surveillance, have not been sent to jail, but are detained in their own rooms under the charge of a detective. They will not be allowed to communicate further with any employees of the post-office until after the investigation of the postal frauds have been completed. Carried over to-day that Neely confessed to a knowledge of many of the transactions, which, in the opinion of lawyers, tends to implicate others besides Neely. Rich was Neely's partner in a number of business enterprises in Cuba and also holds power of attorney for him. It was through Rich that \$5,000 of new issue stamps were recovered and he has not been arrested on account of the valuable assistance he is now giving in unveiling the plot. Further, he has agreed to give evidence when Neely is arraigned.

The amount of the defalcation, so far as discovered at present, is \$36,000 during the year 1900 and \$69,000 during the year 1899. Of this amount \$5,000 has been recovered, \$2,000 deposited in a bank here in Neely's name, and \$6,500 he had in his possession when arrested. A brick yard and cocoa groves, the value of which is yet undecided, the property of Neely, have been attached. Neely's bond with the Fidelity Deposit Company amounts to \$30,000, and the estimated bonds of others, against whom evidence is accumulating, will amount to from \$15,000 to \$20,000. The probability is that the Government will lose in the neighborhood of \$30,000 or more.

## WILL GO TO CUBA.

New York, May 12.—John D. Lindsay, counsel for Neely, the Cuban postmaster matter said to-day that Neely was perfectly willing to go to Cuba if Governor-General Wood desires his presence there and he thought even that extradition papers might be superfluous. Neely, however, he admitted that both Neely and his counsel preferred to have the case tried here, where it would come before the federal courts of the Southern district of New York.

"Everybody knows the condition of the courts in Cuba," explained Mr. Lindsay. "All manner of irregularities exist there, and, worse, if anything, by the passage of law over the island. From time to time General Wood issues an imperialistic edict stating that so and so will obtain in the courts hereafter, or gives out a statement from Washington to the effect that henceforth such and such a section in the penal code will be changed."

Mr. Lindsay went on to intimate that the state of affairs in the Cuban courts was so uncertain on account of the capriciousness of Mr. McKinley's policy that Neely much preferred, if possible, to try under the jurisdiction of the plain United States courts. Washington, May 12.—It is understood that Governor Roosevelt will leave here for New York to-morrow morning, and that an officer of the Department of Justice will meet him there on Monday morning when the requisition for the extradition of Neely will be promptly honored.

Late advices received at the War Department from Governor Wood indicate that it is the opinion of the Havana officials that the defalcation in the postal funds will not fall short of \$75,000.

## McVernon Boulevard.

(By Telegraph to Virginian-Pilot.) Washington, May 12.—Secretary Root and Adjutant-General Corbin visited Mount Vernon to-day. Secretary Root's purpose was to inspect the projected National boulevard, which is to connect Mount Vernon with the capital.

## "Still Waters Run Deep."

In your body lies the vital fluid, the blood. It makes no noise, but it gives you life. If it is strong, pure, full in volume and vigorous, you reap the benefit. If not, the still waters of life, tainted and poisoned, are well-springs of disease. Hood's Sarsaparilla purifies the water of life at its source. It makes the blood healthful and keeps it so, as nothing else can.

Family Medicine—"We value Hood's Sarsaparilla very highly. When we feel the need of a medicine we take it and it keeps our systems in good order." N. J. Lehigh, Booth, Kansas.

Eczema—"Hood's Sarsaparilla and Hood's Olive Ointment cured eczema very quickly. I would not be without them." Mrs. Rayner, 126 Kellogg Street, Fall River, Mass.

Tired Feeling—"We take Hood's Sarsaparilla for our spring medicine and whenever we have that tired feeling and we find it is good." Mrs. John Work, Cochran, Pa.

Hood's Sarsaparilla Never Disappoints.

Hood's Pills cure liver bile, the non-irritating and only cathartic to take with Hood's Sarsaparilla.

## Important Notice!

Special limited quantity of FINEST HAVANA CIGARS For box trade at factory prices.

Hamburger's Cut Rate Ticket Office 27 MAIN STREET.

## LATEST FROM RICHMOND.

Continued from Page 1.

North Carolinian, now a resident of this city, Dr. J. Allison Hodges.

As many strangers are expected to be in the city on Monday, there will doubtless be a large crowd to witness this interesting ceremony.

## IN THE PHILIPPINES.

A letter has been received here from a Richmond boy now in the Philippines, in which he expresses the opinion that the insurrection is very far from an end.

"As soon as we subdue one place and move on," he says, "the people break out again. I don't think that quiet will ever reign again, unless enough men are sent to garrison every town and village."

## TROOPS STILL ON GUARD.

A strong body of troops is still guarding the jail at Martinsville, where in is confined C. G. Hairston, the negro who tried to criminally assault Miss Gaudin, an eighteen-year-old girl yesterday. The people are in a highly excited state, but the soldiers are masters of the situation. Particulars of the assault received to-night state that Miss Gaudin, accompanied by her little brother, passed by a field where Hairston was at work. He approached her with a pistol in his hand, and tried to drag her to the woods. She resisted violently, and succeeded in wresting the pistol from him. He then ran and she fired at him twice but without effect.

## JACKSON WARD CASES.

Judge Lamb, of the Chancery Court, refused to sit at the Jackson Ward alleged forgery cases this morning on account of personal reasons, and Judge Wellford heard arguments on the bills for injunctions this evening at five o'clock. Mr. W. L. Royall prepared two separate and distinct bills to prevent the electoral board from placing the spurious names of candidates on the official ballot. Mr. Royall presented the case and Judge Wellford at once granted the injunction.

## SENATOR BARKSDALE SPEAKS.

At the Democratic meeting held in the western part of the city to-night, Senator Barksdale, of Halifax, was the principal speaker. He advocated the Constitutional Convention and said free silver was a dead issue. Isaac Diggs, a former member of the House of Delegates, who has heretofore been regarded as a "machine man" denounced the machine. He said men drawing \$5,000 a year were trying to defeat the will of the people in having the call for the Constitutional Convention voted down.

## BAD COMPLEXIONS RED ROUGH HANDS FALLING HAIR PREVENTED BY CUTICURA SOAP.

The most effective skin purifying and beautifying soap in the world, as well as purest and sweetest for toilet, bath, and nursery. It strikes at the cause of bad complexion, red, rough hands, falling hair, and baby blemishes, viz, the clogged, irritated, inflamed, overworked, or sluggish pores.

Sold throughout the world. POTTER D. AND C. CO., Props., Boston. How to Have Beautiful Complexion, free.

## GREAT CLOTHING SALE.

We will begin to-morrow our great CUT PRICE SALE OF

## READY-MADE CLOTHING

Suits, regular price \$8; this sale, \$5.75.

Suits, regular price \$10; this sale \$8.25.

Suits, reg. price \$12.50; this sale \$9.

Suits, regular price \$16; this sale \$12.50.

We guarantee these suits all wool and from \$3 to \$5 less than others are selling them for.

GLAUDE W. NORTHERN & BRO.

234-236-238 MAIN STREET.

## One of the Most Extraordinary Offerings in Men's Suits.

Suits that are worth up to \$18 go on - \$8.75

Sale To-morrow, Monday, for - \$8.75



We closed out early this week from a very prominent maker of Men's Clothing—all his small lots of Spring and Summer-weight Cheviot, Worsted, and Striped Flannel Suits—aggregating about 450 Suits—in fully 25 or 30 different styles—all this season's effects and every one of them a neat and stylish pattern. This maker has a well-deserved reputation for the excellence of his work and the perfection of his fitting. The Cheviots and Worsteds are Single-breasted Sack Suits, with Single or Double-breasted Vests; while the Striped Flannels (which, by the way, are destined to be immensely popular this season) have Double-breasted Coats, but no vests. With the values ranging up to \$18— you certainly will jump at the chance to choose from the lot at - \$8.75

## Men's Hats, Worth up to \$2.25, Choice, \$1.00.

Of the special sales and the regular stock we've about 33 dozen odds and ends of Men's Derby's Fedoras and Golf Hats left. While every shape and every shade is included, there are not all sizes in them all.

The price is the least ever named—but we're clearing up the small lots of the season.

## Men's Madras Negligee 59c

Shirts - - - - - 59c  
With each of these Shirts are two collars and pair of cuffs to match. The patterns are checks and stripes, of new arrangement and colorings. These Shirts were made to sell at 89c.—and well worth the money, too.

French Lawn Negligee Shirts, in stylish stripes of Blue, Pink, Red and Lavender. They are perfect fitting and with each is a separate pair of cuffs. Regular \$1.50 Shirts, for ..... 98c

Men's Jean Drawers, with string and knit bottoms, reinforced seats; 50c. you've always paid. For a day..... 36c

Men's Balbriggan Shirts and Drawers, French neck, overlook seams, double gussets and pearl buttons. Best of the 35c. garments, 23c. for ..... 23c

Men's Polka Dot Hose, in Black, Blue and Tan. Good Hose for 10c. a pair. Big bargain at... 10c

Men's Lisle Thread Half Hose, in Royal Blue, Black and Tan; warranted fast colors, with split soles and double heels and toes. 23c. for ..... 23c

Lot of Silk Club Ties in a great assortment of fancy colors. Worth 25c. Choice ..... 15c

## Comfortable Footwear.

Style. Comfort. Durability.

We have the largest assortment of fine, comfortable and durable Shoes in the city. A call will convince you of the fact. They are within the reach of each and every one.

## Hornthal & Morris.

We are agents for the following machines:

The Standard White, New Home, Domestic and Household

A good new machine from \$18.00. Splendid line of second-hand machines from \$5.00 to \$15.00. Needles and all parts for machines can be had at our office. We repair sewing machines and guarantee the work.

C. C. GUNTER, STANDARD SEWING MACHINES, 163 Church Street, Norfolk, Va.

## WE HAVE

JUST RECEIVED A TRAIN LOAD OF HANDSOME NEW FURNITURE FOR SPRING AND SUMMER USE. TH IS STOCK INCLUDES MATTINGS, LACE CURTAINS, BABY CARRIAGES, GO-CARTS, REFRIGERATORS, GASOLINE STOVES, OIL, WOOD AND COAL RANGES, COMPLETE LINES OF KITCHEN, DINING-ROOM, BED-ROOM AND PARLOR FURNITURE. REMEMBER, YOU CAN FIND NO FINER STOCK THIS SIDE OF BALTIMORE. CALL AND GET JUST WHAT YOU WANT AND WE WILL MAKE THE TERMS SATISFACTORY.

D. LAFFLER, 426 & 428 CHURCH ST.