

LINCOLN.

Incidents of the Day at the Capital of the State.

Strange Action of a Lawyer Who Finally Gets Into Trouble.

A Site for the Norfolk Insane Asylum Selected - General Notes and Personal Mention.

AT THE STATE CAPITAL.

MANY MATTERS IN BRIEF. Reported by The Bee's Bureau. LINCOLN, Neb., July 3.—Not long since a constable at Bennett named Hitchcock made complaint against Thomas G. Price for shooting at him with intent to kill. A couple of Bennett's foremost lawyers made out the affidavits, getting the constable to sign them. The case was set for trial at 10 o'clock yesterday and continued till 1, and then when the defendant was here with all his witnesses and ready for trial, and when the constable found he had signed affidavits he could not substantiate, he concluded to withdraw the complaint. Suddenly one of the attorneys, Mr. Rhee, appeared upon the scene and proceeded to tell everybody that he would make the complaint himself. The defendant requested the constable to let his complaint stand, and the case was taken to the district court, where justice can be properly dealt out. Bonds were given for the defendant's appearance and cool days will come before the attorneys will be called upon to vindicate the majesty of the law.

K. D. Stearns will scream for the eagle at Avoca to-day. Mrs. Jane and Miss Emory Wells, of Stuart, Ia., mother and sister of Mrs. William Crook, of this city, are spending a few days visiting their friends here. Everybody and their friends will justify the Fourth in some of the adjacent towns, except a few who may want "to get full" and stay at home.

The political pig is beginning to boll, and anxious want-to-be candidates are freely circulating themselves among the dear people, signifying their willingness to be sacrificed upon the official altars of their country.

The following is the mail carriers' work for the month of June: Mail delivered—209 registered letters; 63,608 mail letters; 11,067 postal cards; 10,466 local letters; 4,332 local postals; 36,846 newspapers; total delivery, 126,523 pieces. They collected 30,942 letters; 7,962 postal cards; 2,367 newspapers; total, 41,271 pieces.

Mr. Dales, who was at the last meeting of the board, has tendered his resignation as deputy district clerk, to take effect the latter part of this month. Thursday night at Cortland a fight took place which resulted in three knock downs and no arrests. Surveyors were at work on O street fixing the grade for the new street railway line.

Major Klentsch has accepted an agency to wholesale beer for Dick Brothers of Quincy, Ill., and will travel some in the east.

W. H. Wilcox, the architect, who has charge of the St. Paul Methodist church and the state university building will spend about ten days in the city. He is still suffering severely with neuralgia.

Capl. Winters, representing Dick Brothers of Quincy, Ill., is visiting in the city.

Mrs. Nightingale, of Alexandria, who has been visiting her sister, Mrs. S. J. Alexander, for the past week, returned to her home yesterday.

Mr. Eugene Lyons, formerly of Pontiac, Ill., now one of the leading business men of Juniata, is in the city visiting friends.

F. A. Field, a prominent nursery man of Kearney, Neb., will spend the fourth and fifth visiting the boys do battle.

J. J. Imhof took a look at the metropolis yesterday.

D. B. Welpton, a prominent insurance man, passed through to Unadilla last evening, where he went to adjust a loss.

J. T. Youngblood, one of Lincoln's vice young men, has gone to visit parents and friends in Marietta, Ohio.

Among the day's arrivals were: W. S. Golden, Nebraska City; J. R. Poole, Pawnee City; George H. Powers, E. S. Munson, Beatrice; E. L. Stone, wife and children, F. C. Morgan, Omaha; James Spets, Y. F. Yandt, Milford; A. B. Cotton, Galesburg, Ill.; J. A. Campbell, L. Rothschild, Seward; C. J. Daif, Nebraska City; H. E. Goodwin, Chicago; A. H. White, Peoria; F. Ormsby, A. French, Boston; William H. Wheeler, Des Moines; Mrs. Y. Whitney, Syracuse; J. N. Bieall, North Platte; J. W. McKibban, Adams; A. W. Crawford, Council Bluffs; W. B. Morrison, Holkman; S. H. Welch, J. R. Perkins, L. A. Bowers, A. J. Hammond, Omaha; J. B. Read, York; A. C. Owens, Red Oak, Ia.

Mr. Rhea, an attorney from Bennett, was arrested here last evening on a charge of carrying concealed weapons. He pleaded guilty to the charge of having the weapon, but claimed that he was justified in carrying it. He then changed his plea to not guilty and became bolterous. The case was continued till 1 o'clock Monday. The lawyer then demanded his revolver, but Justice Cochran refused to return it to him, when he became somewhat excited, and the justice intimated there would be commitment if he was not more docile. He was released upon his own recognizance to appear Monday morning.

Articles of incorporation of the Swedish mutual fire insurance company, of Axtell, Kearney county, were filed in the secretary of state's office last evening. The state board which issues hospital to be built there, selected a site and were much pleased with the ground donated and with the surrounding country.

Charley Carter, chief clerk in the land commissioner's office, returned home last evening from a visit among his friends in Ohio.

KANSAS WHEAT CROP. TOKESA, Kas., July 3.—The report of the Kansas state board of agriculture for the month ending June 30 shows an increase in

the acreage of winter wheat over the estimates of correspondents, such as to make the area of the state about 2,000,000 acres. The average yield will be twenty bushels per acre for the state, which indicates that the product in the whole state will be 127,000,000 bushels, or 21.73 per cent of the harvest of 1884 and short of the average annual product for five years about 29,000,000 bushels. The corn area is about 4,922,000 acres, an increase of 20,000 over last month and 377,000 over the crop planted in 1884. The condition is 82 per cent compared with June 30, 1884. The probable product is 169,171,000 bushels or 21,700,000 short of last year's crop.

CONNUBIALITIES. Miss Daisy Stewart, granddaughter of Gen. David Hunter, U. S. A., will be married in October to Mr. Liddell, of Florida. A twenty-year old lad is among those seeking a divorce in Topeka, Ga. He has been married two years.

Two brothers married two sisters under a persimmon tree by the roadside in Banks county last Sunday evening, and all went on bridal tour to the cotton patch on Monday morning.

Walker Blaine, son of Hon. James G. Blaine, is to be married this summer to Miss Etta, daughter of Ex-Gov. D. D. T. Farnsworth, of Buckhannon, W. Va.

Miss Sallie Marie, the bride of Senator Pendleton, at the wedding wore a heavy ivory white satin with full court train, the front a mass of rare point lace. The point lace veil was the same worn by her mother and grandmother. It was trimmed with diamonds and fastened to her hair with diamond pins. She carried a bouquet of Niphetos roses.

A minister at a recent wedding came very near being broken up right in the midst of the ceremony, and all by the bride, a pretty, fragile, young little thing, and one of his favorite parishioners. She had insisted on the most rigid of the Episcopal church forms, and her Unitarian minister had humored her. Imagine, then, his surprise as he dictated the vows: "Promising to love, honor and obey," to have her distinctly alter her oath to "Promising to love, honor and be gay," looking him directly in the face while he. He had some difficulty to control his inclination to laugh, and, not being prepared for the contingency, let it slip.—(Boston Home Journal.)

A matrimonial agent, with a rich heiress on her books, is just the sort of business lady to succeed in Paris. Such a person has turned up there, and has been largely patronized by bachelors in quest of wives with fortunes. She took a room and announced in a curious list of ladies eligible and ready to marry, that a rich heiress, the owner of 2,000,000 francs, was anxious to find a husband. The matrimonial agent had not less than twenty suitors for the hand of the unknown lady. She received them separately, but would not divulge the name to any one under 500 francs. Every one paid the \$100, and all were sent to various parts of France. As might be expected, they returned to Paris love torn, the clever lady having disappeared with a total of 10,000 francs.

A woman in Vermont recently applied for a divorce on the ground "that when in New York wanted to marry her." This woman was undoubtedly honest, and stated the real facts in the case. She did not accuse her husband of infidelity, cruelties, neglect, cruelty, or even ill-temper. She tactfully acknowledged that he was a pretty nice sort of a man, and a fair average of men as they are found in Vermont, but no particular fondness for him; but desired to have her marital relations with him annulled, because "a man in New York wanted to marry her." Evidently she desired to marry him, or she would not have sought to obtain a divorce from her present husband.

MILWAUKEE, Wis., June 29.—Harry Winborn, a militia waiter, and Gustie Giesman, daughter of a former merchant of this city, were married Saturday evening by a colored waiter on the West side. An attempt was made to consummate the marriage Friday night, but the mother of the girl prevented this. The girl then agreed to have no more to do with Winborn. This was only a ruse to gain time, as the next evening they were married. While the fact of the marriage was denied to night by the mother and daughter, Winborn admitted to an officer that the ceremony had taken place. The girl later confronted the pair when Winborn later confronted her. "There is no use denying, give the whole thing away, and we'll try and make it right with your parents." To this the girl made no reply. Her family are very much excited over the affair, and threaten vengeance on Winborn. Mr. Giesman said to-night that he had been sure to learn for the first time that his daughter was married to Saturday, when his wife told him a detective had been at the house, but did not tell the reason for his coming. To-night he learned for the first time that his daughter was married to a negro. He sought the assistance of the police to have Winborn arrested, but they declined to interfere. Giesman says his daughter is 16 years old, and, who had been kept at home, could not imagine where she had become acquainted with Winborn. The latter is said to be quite a nabber. He is a fine looking fellow, and about 25 years old.

PERSONAL. Dr. D. L. McLaughlin, of Tecumseh, is at the Paxton. C. W. Pool, of the Tecumseh Journal, was in the city yesterday. Mr. Byron D. Bent will celebrate the Fourth at Glenwood.

Mr. Dave Anderson left last evening for Des Moines to spend a few days. H. J. Zemil and E. C. Zemil, of Bernuda, West India, are at the Paxton. George M. Bosler, a prominent cattle man of Carlisle, Pa., is at the Paxton.

Mr. Jesse Lova has returned from Troy, N. Y., Polytechnic school. H. L. Walsh and C. A. Bird, of North Platte, registered at the Paxton yesterday. Miss Emily Fay, from St. Louis, Mo., is in the city, visiting her sister, Mrs. Hochstetzer.

Mr. R. G. Macleod, of the Grand Union Tea Company, is visiting friends in Plattsmouth. Mr. C. M. Bachman, of the U. P. headquarters, will spend the Fourth visiting his folks at Shelton, Neb.

Mr. J. J. Imhof, proprietor of the Commercial hotel at Lincoln, was an Omaha visitor yesterday and a guest at the Paxton.

W. A. Paxton, jr., son of the Hon. William A. Paxton, returned home from college yesterday, to spend the summer with his parents.

Judge George A. Meech and family, of Chicago, who have been on an extensive pleasure trip through the west, are at the Paxton, on route home.

George G. Sears, wife and daughter, a very handsome young lady, of Portland, Oregon, on route home from the east, were Paxton guests yesterday.

The Hon. Alexander Ramsey, ex-United States senator from Minnesota, and ex-secretary of the interior, but now a member of the Utah committee, is in the city yesterday, on route home from Salt Lake.

Mr. George Malvin, bookkeeper for the Ashburn House Brewing Co., left yesterday afternoon over Wash to St. Louis to spend the glorious Fourth among his many friends in that city. It is whispered that when he returns he will be accompanied by Mrs. M.

At the Metropolitan: J. Billster Armstrong, I. F. Kinsley and wife, Blair T. J. Ramond, Plattsmouth; F. W. Frate, Howard; G. Borden, Salem; G. T. Watson and son, Greenwood; A. J. Caryenter, Chicago; E. N. Jenkins, Denver, Colo.; T. W. Burns, Gt. Falls; D. D. Brown, St. Joe; R. C. Corbair, San Francisco; Cal; M. D. Townsend, Mounton; O.; and B. B. Nims, St. Louis.

Seal of North Carolina Tobacco is the best.

EVIDENCE ALL IN.

Another Batch of Testimony in the Ballard Murder Case.

The Old Bluff Made at Reporters—An Expert on the Subject of Insanity.

The Ballard murder trial has reached that point where the attorneys will have an opportunity to air themselves before the court and jury. The evidence was all completed at 5 o'clock yesterday evening, and court adjourned until 9:30 Monday morning. Much time has been consumed in the trial of these considerations the amount of testimony taken on it yesterday morning Judge Neville scored some of the attorneys quite sharply for their waste of time, upon the strength of which General O'Brien took occasion to work off that stale old gag about reporters being there to try the case; to prejudice the minds of jurymen and spectators against the accused, by giving expressions in the proceedings that are partial and one-sided. It so happened that only the BEE reporter was present when Gen. O'Brien struck his extremely dramatic attitude, and attracted the press, and he tried to look at the modest, young individual, fiercely. He even went so far as to move that the reporters be excluded from the court room, while Ballard is on trial, but his honor, Judge Neville, emphatically declared, that he would not entertain such an unreasonable and foolish motion for the short, fleeting space, of an instant. So far as the BEE is concerned, not a line, nor a word of criticism or opinions have been uttered in its reports.

MORNING SESSION. The murder trial, before Judge Neville in which the life of Thomas Ballard is at stake, was resumed yesterday morning with the usual crowd of interested spectators on hand.

Chris Hartman, a man who had worked with Ballard, more or less, was called to the stand as the first witness of the day. Mr. Hartman's testimony followed in about the same line as that given by witnesses for defense, Thursday, and was intended to show that the murderer had of late years, by reason of excessive drink, become insane, and was not responsible for his act.

Dr. Spaulding was recalled to the witness stand for the purpose of proving the development of moral insanity in Ballard as well as mental insanity. His testimony however, was virtually a repetition of what he testified yesterday. The circumstance related by one witness yesterday of Ballard having at one time, when heavily full, went about the street butting his head against barrels, boxes and brick walls is what brought up this morning the moral insanity question.

Chas. B. Berkott, one of the attorneys for Ballard was called to the stand. Mr. Berkott had known the prisoner ever since he came to Omaha about seven years ago. He had never known Ballard to be what he considered a sober man; was always trying to get drunk; witness witness knew Verpoorten and so far as his knowledge extended the two were on friendly terms; Verpoorten often carried money from the saloon and turned it over to Ballard; didn't think that Ballard had very many mental faculties left.

C. E. Baldwin, one of the attorneys for the state, was also examined; he had known the murderer a long time, and also knew the murdered; Mr. Baldwin was attorney several years for Alex. Damon while he was alive, and has been the legal advisor of Mrs. Damon since his death; he had also been the attorney in three or four cases for Ballard; as to Verpoorten, he was a strictly honest and reliable man; Tom Ballard was a good man in his line of business, which was runner for hotels, and was never in such condition that he could not do business; Ballard was discharged from the St. James hotel on witness' recommendation, for the reason that they wanted to certain expenses; as attorney for Mrs. Damon, witness thought that Ballard was the best man to put in charge of the hotel, even over Smith, who was then the lessee. They were compelled to discharge somebody, and it was decided to discharge Ballard.

At the conclusion of Mr. Baldwin's testimony the court adjourned until 2 o'clock.

AFTERNOON SESSION. The court was called to order at 2 o'clock.

Charles Olmstead was called to the stand again, this time by the defense. He testified that Ballard commenced to get drunk on Tuesday night before the killing of Verpoorten took place on Sunday.

Being cross-examined the witness said that he saw Ballard on Saturday before the murder, but he seemed to be straightening up then. "On Thursday," said the witness, "he came and snatched a revolver at me three times, but I thought he was fooling."

The defense also called Ira Smith to the stand. He testified that on Tuesday morning before the murder, Ballard called him out of bed and said, "I'm drinking, and am going to get drunk." Sunday morning, however, he acted as if he was over the spree.

Mr. Joe Miller, the county jailor, was the next witness. He testified that when brought to the jail after killing Verpoorten, Ballard was under the influence of liquor, staggered around, and he gave him liquor to sober up on. Continued to give him liquor for one week.

The cross examination brought out nothing new of interest.

Dr. Spaulding was recalled to make some little corrections, or rather to restate some of his previous testimony, wherein he had remarked that the appearance for a cause for committing some crime, through force of moral insanity, might seem like pure, unadulterated crazedness.

THE DEFENSE RESTS. With this the defense rested its case, and the prosecution commenced to introduce its rebuttal testimony.

John F. Bliven was called to testify as to the condition of Ballard on Sunday, March 15th, whether drunk or sober. Witness thought he had been drinking a little, but was not drunk.

Samuel Stevenson, who saw the shooting, thought that Ballard was sober; he also felt satisfied that Ballard was sensible enough to know right from wrong.

Dr. E. A. Kelley was called to the stand as an expert on the subject of insanity. Dr. Kelly had spent three years and a half as physician in the insane asylum of Ohio; insanity, he said, consists in a derangement of the cerebral centers and gray matter of the brain; he never knew of intermittent insanity but there is remittent insanity; the actions of insane patients of all kinds and classes were described at considerable length.

here is no such thing as insanity on any one subject, nor is moral insanity so classified by scientists; dipsomania is an uncontrollable appetite for strong drink; Epimaniacs are not liable or likely to commit crime or do injury to others, unless attempts are made to restrain them from doing about as they please. A hypothetical question concerning all the facts in the case put to the witness, for the purpose of ascertaining his opinion regarding the sanity or insanity of Ballard at the time he killed Verpoorten, raised a lengthy objection and argument from Gen. O'Brien, but the objection was overruled and the witness answered substantially as follows: "I should say that such a man was not insane."

The cross-examination did not produce anything different from that given in the direct examination. It demonstrated, however, the fact that Dr. Kelley is an unusually bright expert on the subject of insanity.

At the close of Dr. Kelley's testimony the evidence was announced as being all in, and both sides rested. The case was then adjourned until 9:30 o'clock Monday morning, when the arguments will commence.

RUSTLING FOR ROOM. A Desperate Struggle Between Two Railway Corporations.

The C. B. & Q., Seeks to Enjoin the C. St. P. M. & O., From Putting Down a Track.

That old fight between the Chicago, Burlington and Quincy and the Chicago, St. Paul, Minneapolis & Omaha railroad companies, to secure and occupy the right of way from Farnam to Chicago streets along the river bank, broke out in new shape yesterday. These two corporations have long been disputing and shaking their fists at each other as to which had the best right and should occupy the ground mentioned. As first the Burlington & Missouri River concluded that it would go ahead and put down a track anyway, but was enjoined by the Chicago, Milwaukee, St. Paul & Omaha, then it laid before the council an ordinance, which if passed would give it the clear right of way to run across Farnam street, Douglas street, Dodge street, Capitol avenue,avenport street, Eighth street, Ninth street and Tenth street. Quite recently the other company has been making a few moves, as though it intended to commence putting down track immediately. To prevent them from so doing however, the Chicago, Burlington & Quincy people went before Judge Neville in the district court yesterday, with a petition praying him to grant an injunction against any such proceeding. Judge Neville issued a restraining order which stands good until Monday, when he will hear the arguments for a permanent injunction. Plaintiff petition alleges that they need more track privileges and facilities for the transaction of their business here, and that having taken proper steps to secure the same, they reasonably expect, and are led to believe, that the ordinance will be passed and become a law at the next meeting of the council. Rumors were afloat last evening that the Chicago, St. Paul Minneapolis & Omaha railroad would put a gang of men to work during the night, to laying track, and as there are two days together now, in which court will not be in session, they can have plenty of time to cover all the ground under dispute. A BEE reporter looked over the scene about midnight, but everything was quiet then, and nobody seemed to be stirring about.

Wabash Strikers Arrested. KNOX, Ia., June 3.—Three men named McKenn, Collins and Burkie, from Council Bluffs, were brought in to-day by Deputy United States Marshal Fulton charged with being ringleaders of the strike on the Wabash road at Council Bluffs on the 29th and obstructing trains. They will be arraigned in the federal court to-morrow.

The suspension of Officer Hinchey from duty has created quite a commotion in police circles and may be the means of instituting an unusually interesting series of investigations. Officer Hinchey is charged with violating the order which prohibits policemen from going into saloons and drinking when on duty. His case will be attended to next week by the council committee on police.

IMPIETIES. Bishop Sherris, a Mormon dignitary, always signs his letters to his wives, "Yours, frantically."

Sam Jones, the revivalist, observes: "God won't keep a young lady pious who has her waist encircled seven times a week by the arms of a spider-legged dude."

A lady addressing a company of Sunday school officers and teachers and giving a reminiscence of her experience as a Sunday teacher, said that one of the inducements held out to her to take charge of a class of boys was that one of them was "cacher of the nine."

She thought if the nine were all like him she did not wish him to catch them for her.—(Boston Journal.)

There is something that has preyed heavily on my mind ever since our engagement, dear," he said, "but I am almost afraid to tell you of it." "What is it, George?" the young woman asked, anxiously. "I am a somnambulist." "Oh, is that all?" she exclaimed, with a sigh of relief, "I have always been a Universalist myself, but of course when we are made one I shall expect to attend to your church."

Freddy went to Sunday school. He was in the infant class. One day his father said to him: "How is this, Freddy? You have been going to Sunday school for some time, and have never yet brought home a good ticket. I am really ashamed of you." "Papa," said the little child, swelling up like a toad, "I'll bring home a good ticket next Sunday, if I have to look it."

Teacher to class in architecture:—"Gentlemen, you have examined the designs for to-day's lessons." Class—"We have." Teacher—"Well, then, Mr. Brown, will you kindly tell me what the name of a church is?" Brown—"Certainly, sir. It is the Sunday school superintendent who is cashier of a bank."

"Your Mr. Brown is a queer kind of a preacher," said a Methodist layman to a Presbyterian of the same standing.

"Why?" queried the Presbyterian.

"Because he swears when it is necessary, for he told me so himself."

"It's true, too, but there's nothing wrong in that."

"There isn't? Well, that's strange doctrine for a Christian. I'd like to know how you explain it."

"Simplest thing in the world. He swears when it is necessary; but my dear brother, it is never necessary to swear except on the witness-stand."

There is a moral to this story, which you can have, if you wish.—(Merchant, Traveler)

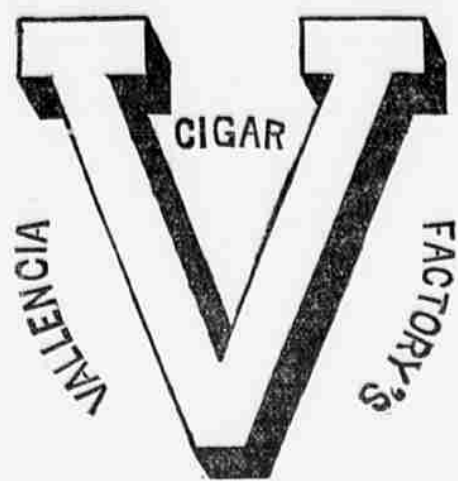
At a small social gathering in Kallanzooe last week, one of the guests, a somewhat noted D. D., who has traveled much both at home and abroad, related the following incident concerning his visit to the church of the Holy Sepulcher at Jerusalem. Said he: "We, too, visited this place, claimed to be the de-

Field & Farnsworth TO BAT! DAISY CUTTER. FORSYTH ON DECK.

Messrs. D. M. STEELE & CO., Omaha, July 26th. 1885.

Gentlemen—Having read the different testimonials in behalf of your celebrated V cigar, we feel that we cannot refrain from adding our testimony to the already long list, would be doing an injustice to the manufacturer of, not only the best cigar in the market but to the smokers, especially in North Omaha where we are located. Every day we hear complimentary remarks, and as our cigar trade has largely increased since the introduction of the invincible V. We feel under obligations to say that the cigar is all that has been represented and we take pleasure in recommending the V to every smoker. Yours very truly, FIELD & FARNSWORTH.

What is known as cumulative evidence can as a general thing be accepted as a clinching argument either for or against. Our V cannon is loaded to the muzzle with cumulative, and while we are getting ready to fire our broadside on the glorious Fourth, suppose --- YOU FIRE the finest cigar you will ever get hold of for the money, the



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Field & Farnsworth, 2115 Cuming Street.
Foster & Bro., Council Bluffs.

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DEALERS will receive GRATIS with First order for 1000 "V" Cigars, one beautiful 7x13 advertising photograph in stylish hardwood frame, retail value \$2.25; and one striking street sign.

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HUMPHREYS' HOMEOPATHIC VETERINARY SPECIFIC. Cure Diseases of Horses, Cattle, Sheep, DOGS, HOGS, POULTRY.

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PIELES! PIELES! PIELES! A sure cure for Blind, Bleeding, Itching and Ulcerated Piles has been discovered by Dr. Williams' Indian Pile Ointment.

DR. PRICE'S SPECIAL FLAVORING EXTRACTS ARE USED. Vanilla, Lemon, Orange, etc. flavor Creams, Puddings, etc. as delicately as made only as the fruit from which they are made.

DR. PRICE'S SPECIAL FLAVORING EXTRACTS. Price Baking Powder Co., Chicago, Ill. Dr. Price's Cream Baking Powder. Dr. Price's Lupulin Yeast Gems.

Seeking Satisfaction. About three weeks ago it was, that M. G. McLeod made an unsuccessful attempt to catch and stop a runaway horse at the corner of Douglas and Fifteenth streets.

NO POISON IN THE PASTRY IF DR. PRICE'S SPECIAL FLAVORING EXTRACTS ARE USED.

John McCullough Doomed. Chicago, Ill., July 3.—W. J. Johnson, attorney for John McCullough's wife, is quoted to-night as saying that the physicians at Bloomington informed Mrs. McCullough that her husband might have periods of apparent improvement, yet his disease is progressive paralysis of the brain and is absolutely incurable, ending in one or two years in utter imbecility and death.