NEWS OF INTEREST FROM IOWA.

COUNCIL BLUFFS.

MINOR MENTION.

Davis sells drugs.
Stockert sells carpets and rugs.
Williams makes $4 photos for $2.
Fine A B C beer, Neumayer's hotel.
Victor heaters. Bixby & Son, agents.
Wollman, scientific optician, 409 B'way.
C. E. Alexander & Co., pictures and frames Tel. 366.
Get your work done at the popular Eagle laundry, 724 Broadway Phone 157.
Colonel Charles R. Hannan, president of the First National bank, is in Kansas City on a business trip.
Born, to Mr. and Mrs. W. C. Potts of Omaha a daughter. Mrs. Potts was Miss Jennie Crase of this city.
Mrs. Grace D'Urre and nieces, Anita and Emilie Bierwith, are home from a six months' sojourn in California.
Mr. and Mrs. George B. Miller of South Seventh street are home from a trip to the Buffalo exposition and other eastern points.
Three children in the Brake family at 609 Hazel street were reported to the Board of Health yesterday as suffering from measles.
B. D. Warren of Garretsville, O., who has been the guest of Sheriff Cousins, left yesterday on a visit to relatives in Bolivar, Ind., on his way home.
Sol McMullen, a creditor of the banking firm of Officer & Pusey, filed fourteen claims against the Thomas Officer estate yesterday. The claims aggregate $6,000.
The records of the Board of Health show that there have been fifty-three cases of smallpox in Council Bluffs since January 1 and eight during the latter part of last year.
The Shamrocks and the Riverview base ball teams will play Sunday afternoon on the grounds at Thirty-fourth street and Broadway. The game will be called at 2:30 o'clock.
Wanted, an experienced woman as plain cook in private family; $5 a week and no washing. Address Mrs. Horace Everett, corner Eighth street and Second avenue, Council Bluffs, Ia.
Rev. John Askins of Tabor will occupy the pulpit of the First Congregational church tomorrow in the absence of Rev. J. W. Wilson, whose wife is critically ill at the Woman's Christian association hospital.
The police were notified yesterday that Dan Lyons, well known in this city, had died in Omaha from the effects of sunstroke. Patrick Lyons, 2630 South Eighth street, was notified of his brother's death by the police.
Miss Lula Pinrod, aged 17 years, died yesterday at the Woman's Christian association hospital. The funeral will be Sunday afternoon at 3 o'clock from the First Baptist church, of which she was a member. Deceased was an orphan. Two brothers and four sisters survive her.

N. Y. Plumbing Co., telephone 250.

Pickpockets at Manawa.

Pickpockets continue to do a thriving business at Lake Manawa and complaints of losses are made daily to the authorities. Taylor Woolsey was relieved of between $60 and $70 Thursday night and an attempt was made to rob Mrs. Ira Odell of a handsome brooch. Another woman complained of an attempt to steal her watch while getting on the car and a Council Bluffs business man who did not want his name made public was robbed of his cardcase containing a $5 bill.

Visitors to the lake criticise the management for not having some plain clothes officers on duty at the platform where the cars stop and where most of the pocket-picking is done while the people are crowding into the cars. While it is admitted that the grounds are well policed the lack of proper protection for the visitors to the resort from the pickpockets who infest the depot platform is complained of. The one uniformed officer at the depot, it is asserted, is wholly unable to keep the crowds back from the cars and at the same time keep his eye peeled for members of the light-fingered fraternity. Several of the members of the city police force have volunteered their services at the lake at night if furnished with the necessary transportation.

Davis sells paint.

Visits New High School.

The Board of Education held an informal meeting yesterday morning and visited the new High school and the addition to the Second avenue school, now in course of erection.

It was decided to get the work of grading the grounds at the new High school under way as soon as possible so that the necessary retaining walls and cement walks may be constructed.

Work on the Second avenue school addition is progressing rapidly.

Burned by Gasoline Explosion.

Mrs. L. E. Mayberry, 318 Williams street, was badly burned about the hands and face yesterday morning by the explosion of a gasoline stove. The blaze was extinguished by the firemen, the damage being confined to the kitchen. The building is owned by Ernest E. Hart.

The department was called yesterday afternoon to the residence of C. H. Smith, 735 South First street, where fire had started in the barn from some unknown cause. The damage was nominal.

Prostrated by Heat.

E. F. McCormick, carpenter, was overcome by the heat yesterday afternoon while working at Garden and Knepher streets. He was taken to his home at Twenty-sixth street and Avenue A in the police ambulance.

Charles Suits was prostrated by the heat at the corner of Frank street and Broadway yesterday afternoon and had to be taken to his home on Harrison street in the ambulance.

Council Inspects Paving.

The city council held a special session yesterday afternoon and inspected the recently completed paving on Worth, Story and Bluff streets. Except in one instance the abutting property was found able to bear the cost of the improvement and the city engineer's assessment schedule was approved. In the case of the piece of property found unable to bear the cost the city will be called upon to pay about $200 of the paving.

Made for those who know what's good."
Woodward's
Ganymede Chocolates
and Opera Bon Bons
Made By
John G. Woodward & Co.
"The Candy Men."
Council Bluffs - - Iowa.

Iowa Steam Dye Works
304 Broadway.
Make your old clothes look like new. Cleaning, Dyeing and Repairing.

LEWIS CUTLER
Funeral Director
(Successor to W. C. Estep)
28 PEARL STREET. 'Phone 97.

FARM LOANS 5 PER CENT
Negotiated in Eastern Nebraska and Iowa. James N. Casady, jr., 136 Main St., Council Bluffs.

TWO GIRLS ARE MISSING

Parents and Police Expect a Double Elopement.

FLORENCE BARTLETT, RETTA DOOLITTLE

They Are Only Sixteen, but Seem to Have Serious Love Affairs—Mother is Injured While Prosecuting Search.

The police force of this city is actively engaged searching for two young girls who have disappeared from their homes and whose anxious parents have sought the assistance of the authorities in trying to find them. The missing girls are Florence Bartlett, who lived with her parents on Little Benton street, and Retta Doolittle, daughter of J. A. Doolittle, a farmer of Carson, this county. The Bartlett girl left her home Sunday and although she has been seen several times since the police yesterday were unable to place their hands on her. Miss Doolittle is supposed to have eloped Wednesday from the parental roof with a youth named Trice and was thought to be in this city yesterday, but the police were unable to find any trace of her. Both of the young women are only 16 years of age. Young Trice, who is said to have eloped with Miss Doolittle, is under 20 years.

The Bartlett girl has run away from home before. It is only about two years ago that she left with a young fellow, but was arrested at Glenwood and returned to her parents. She left her home last Sunday and is supposed to be in company with a young man employed in a local restaurant, but whose name is not known to her parents. It is reported that she has been seen several times in Fairmount park and was ordered away from there late at night a couple of days ago by Park Patrolman Murphy. A thorough search of the park was made yesterday, but no trace of the girl could be found. It is thought, however, by the officers that the couple are hiding either in the park or in the vicinity.

Parents Victims of Runaway.

The parents assisted in the search in the afternoon and when returning from the park were the victims of a runaway accident. They were driving in a light spring wagon and at the corner of Fourth street and Broadway the horse took fright at a passing motor and started to run away. The wagon was overturned and Mr. and Mrs. Bartlett and their little baby were thrown out. Mrs. Bartlett suffered a dislocation of the right knee, while the baby received a severe bruise on its head. Bartlett, who hung to the reins, managed to stop the horse and escaped with a few bruises. Mrs. Bartlett and the baby after receiving medical attendance were removed to their home on Little Benton street.

Retta Doolittle, the 16-year-old daughter of J. A. Doolittle of Carson, left her home Wednesday, driving across country to this city with a young man named Trice, son of a well-to-do farmer in the same neighborhood. The marriage record in the office of the clerk of the district court fails to show that they secured a license here, and it is thought that if they are married they secured the license across the river. Doolittle was in the city Thursday night searching for his daughter, and from information he received he believed that young Trice had gone to the home of relatives in Hancock, but he was unable to secure any trace of the girl. The police received word yesterday from Carson that the young woman was probably at the home of a friend on South Seventh street in this city, but nothing had been heard of her there.

Gravel roofing. A. H. Read, 541 Broad'y.

Deaths in Council Bluffs.

David Tostevin, a pioneer resident of this city, died yesterday morning at St. Bernard's hospital, of which he had been an inmate for the last three years. He was a civil engineer by profession and in the early days of Council Bluffs surveyed and laid out a greater portion of the city. He had filled in the early days the office of county surveyor and the position of deputy county treasurer and other official positions in this county. He came to Council Bluffs in the early '50s.

Two sons survive him, Harry, who resides in Omaha, and George, living in Salt Lake City. He was a brother of Thomas Tostevin, for many years city engineer and at present chief engineer for the motor company. Two sisters reside in New York.

John T. Stewart died yetserday morning at his home, "The Gables," on Bluff street, from paralysis, after an illness of several years. He was 67 years of age and was one of the pioneer business men of the city, having come to Council Bluffs in 1855. His wife, one son, Charles Test Stewart, and one daughter, Miss Elizabeth Stewart, survive him.

Deceased, with his brother, the late Joel Stewart, founded the wholesale grocery firm of Stewart Bros. and for many years was engaged in the packing business. He was one of the original founders of the Bridge and Motor company and was its president until a few years ago, when declining health compelled him to relinquish all business activity.

Before overtaken with ill-health Mr. Stewart was prominent throughout the state in business circles and was widely known.

The funeral will be Monday morning at 9 o'clock from the residence. Rev. George Edward Walk, rector of St. Paul's Episcopal church, will conduct the services and burial will be in Fairview cemetery.

Shepard Would Be Treasurer.

William M. Shepard announced yesterday that he was a candidate for the republican nomination for county treasurer. His name had been mentioned earlier in the campaign in connection with this nomination, but later it was understood he had withdrawn from the race. Recent developments, however, have induced him to become a candidate and it is said that he has recently completed a canvass of the country districts, which has induced him to have his name brought before the convention in opposition to William Arnd, the present incumbent, who is out for a renomination.

W. M. Shepard held the office of county recorder until succeeded by the present incumbent, E. E. Smith. Three years ago he was a candidate for the nomination for county auditor.

Accused of Horse Stealing.

Nick Worlds, a runaway boy from the Christian home, is under arrest at the city jail charged with the larceny of a horse and buggy belonging to D. B. Morse, bookkeeper for Cole Bros., who lives three and a half miles east of the city.

Morse left the buggy standing in front of a residence on Sixth avenue, where he had been delivering some fruit, when young Worlds took it and drove off toward Omaha. At Thirty-fourth street and Avenue A he drove on the motor tracks in front of an approaching car. The motorman called to him to get off the track, but the boy became frightened and was unable to turn the horse. As the motor slackened up the boy jumped from the buggy and ran toward the pumping station. Passengers on the car supposed he had become suddenly deranged by the heat and two men started after him. Just as the boy reached the pumping station the engineer caught him and the lad collapsed. He appeared to be entirely unconscious and lay as if dead. Water was thrown in his face and sympathetic bystanders fanned him with their hats, but the boy gave no sign of life.

The police were telephoned to and the ambulance was sent to the scene. It was thought that the bay was a carrier for one of the local papers. He never gave a sign of life until the police station was reached, when he was instantly identified as an inmate of the Christian home, who had been in trouble before for stealing things. It then developed that the boy had played "possum" and that there was nothing the matter with him. The horse and buggy were later identified by Morse.

George Morrison Discharged.

George Morrison, charged with fracturing Delbert Carver's jaw during an altercation over the possession of accreted land near Crescent City, had his preliminary hearing before Judge Aylesworth in the superior court yesterday and was discharged. During the hearing it developed that Carver and Morrison had a fight and that there was no premeditated assault on the part of Morrison.

It appeared that Morrison, who was carrying a shotgun, went into the field where Carver was and was drinking at the watering trough when Carver went up to him and said: "Guess you will have to take that gun to the table with you when you eat." This Morrison took to be an implied threat and he retorted saying to Carver: "If you are looking for trouble you can have it right here."

Carver said he was hunting trouble and in a few seconds he realized that he had found it.

It was not until two days later that Carver discovered that his jaw was fractured. He went to a dentist, as his teeth appeared to ache and the dentist on examining his mouth found that the jaw was broken in two places. Then Carver had Morrison arrested on a charge of assault with intent to kill, the information being filed before Justice Ferrier. Morrison yesterday took a change of venue to the superior court.

Davis sells glass.

Real Estate Transfers.

These transfers were filed yesterday in the abstract, title and loan office of J. W. Squire, 101 Pearl street:

John Beresheim and L. F. Murphy, receivers, to Richard Walsh, lot 10, block 13, Williams' 1st add, r. d.	$ 100
L. F. Potter and wife to William Thies, e½ sw¼ and that part se¼ w of railroad, 17-77-39, w. d.	4,360
Charles R. Hough to Morris Hough, undiv 1-12 in w½ se¼ and e 22 acres sw¼ se¼ 5, and w½ sw¼ 4-76-43, w. d.	500
Mary E. Wright and husband to E. O. Sweet, lot 10, block 27, Everett's add, w. d.	800
Total four transfers	$ 5,760

PENSIONS FOR WESTERN VETERANS.

War Survivors Remembered by the General Government.

WASHINGTON, July 20.—(Special.)—The following pensions have been granted:

Issue of June 29:

Nebraska: Additional—Joseph V. Davis, Cedar Rapids, $12. Increase—James D. Sherman, Omaha, $10; Charles A. Hale, University Place, $10; John W. Elarton, Aurora, $8; Joseph H. Malone, Lexington, $10; Willard R. Smith, Beatrice, $10; Stormens Pheefferman, Beatrice, $12; Albert W. Knapp, O'Neill, $17. Original widows, etc.—Ann Harrison, Verona, $8; Margaret Baxter, Indianola, $8; special accrued July 1, Mary E. Gilbert, Haydon, $8; Auguste Martins, Plattsmouth, $8. War with Spain, original—Clinton E. Gandy, Broken Bow, $6; Ward C. Crawford, South Omaha, $6.

Iowa: Original—Samuel Myers, Keokuk, $6; Roswell S. Cory, Jefferson, $6; Pembroke E. Freeman, Newton, $6; Jasper E. Eaton, Keota, $8. Additional—Joshua Moren, Westerville, $12; Jeremiah Bresnahan, Croton, $12. Increase—Robert E. Burlingham, Oelwein, $10; Martin Camp, Burlington, $8; Samuel VanOrsdel, Hillsdale, $12; Jacob Patterson, Greenfield, $8; William T. Smither, Anita, $10; Andrew McMane, New Sharon, $17; Griffith Speakman, Cedar Rapids, $8; Edward T. Latta, Grand View, $8; Glen Potts, Oelwein, $24; John M. Taylor, Albia, $12; John Ohmit, Sioux City, $10; James W. Scott, Washington, $8; Calvin R. Anderson, Sioux City, $10; Job E. Card, Atlantic, $10. William E. Bagley, Granger, $10. Reissue—Levi Simons, Summerset, $10. Original widows, etc.—Mary Sturdevant, Wichita, $8; Sarah Coffman, Columbia, $8; special accrued July 1, Sarah Robley, Forbush, $8; Rebecca J. Franklin, Marble Rock, $8. War with Spain, original—Rollin V. Mills, Villisca, $6; widows, etc., reissue, Sophia Ashford (mother), Bedford, $12.

Colorado: Original—William M. Alexander, Boulder, $6; Thomas J. Smith, Pagosa Junction, $6; Laban Hanold, Alamosa, $8. Increase—Gottfried Beyrels, Boulder, $8; Jose Salvador Avila, Monte Vista, $8; Charles H. Doane, Georgetown, $10; Joseph D. Hensley, Colorado Springs, $12; Salbador Cordoba, Sopris, $8; Edward Flynn, Hoehne, $8.

South Dakota: Restoration and increase—Michael Clark (dead), Huron, $10. Increase—Levi Fishbeck, Utica, $12; Matthew L. Graham, Hot Springs, $12. Original widows, etc.—Elizabeth A. Clark, Huron, $8. War with Spain, original—William H. Baker, Hermosa, $6.

North Dakota: Increase—John Olson Bakken, Abercrombie, $8.

Montana: Original—John Mohs, Great Falls, $8; Thomas R. Cutler, Soldiers' Home, Columbia Falls, $6.

Issue of July 1:

Nebraska: Original—James Tout, Grand Island, $10. Increase—James McDade, Superior, $12; Aaron Conner, Germantown, $17. Original widows, etc.—Special July 5, Jane A. Town, Elsie, $8. War with Spain, original—Guy E. Minor, Nelson, $8.

Iowa: Original—Robert Ranck, West Point, $6. Increase—John P. Stark, Bonaparte, $10; Albertus S. Clark, Mason City, $8; Levi W. Easton, Des Moines, $24; John Geiger, Letts, $12; Isaiah Bowen, Clarksville, $12; Francis Hill, Edgewood, $12. Reissue and increase—Thomas Powers, Little Rock, $12. Original widows, etc.—Eliza S. Schmidt, Hampton, $8.

Colorado: Original—George H. Hall, Longmont, $8. Increase—John Watkinson, Rocky Ford, $10; Charles E. Dudley, Hermosa, $10; Barney Sancomb, Denver, $10.

Young People's Christian Union.

WARSAW, Ind., July 20.—Next week from July 24 to 28 the Winona assembly grounds will be the scene of one of the largest church gatherings in the United States—the national convention of the Young People's Christian union of the Presbyterian church.

Prominent speakers will make addresses before the convention, among them being Rev. J. W. Vandeventer of Scotland, who will have charge of all the children's meetings during the session; J. W. Baer, secretary of the International Christian Endeavor societies; Rev. W. W. Baer, member of the national board of Foreign Missions, and Rev. J. W. Asherwood of St. Louis and others will speak. Rev. J. Wilbur Chapman, the Evangelist and pastor of the Fourth Presbyterian church of New York, will deliver the address of welcome.

Illinois Commissioners Organize.

SPRINGFIELD, Ill., July 20.—The Illinois board of commissioners for the Louisiana Purchase exposition at St. Louis met and organized here today. Governor Yates delivered a brief address. Officers were elected as follows: President, Senator H. M. Dunlap, Savoy; first vice president, O. N. Travous, Edwardsville; second vice president, Senator J. P. Maloney, Chicago; secretary, John J. Brown, Vandalia; assistant secretary, James H. Paddock, Springfield; treasurer, Senator P. T. Chapman, Vienna; attorney, John Lynch, Olney.

Committees were decided upon and the commission will meet again at St. Louis at the call of the president.

BOERS LECTURE IN IOWA

Circulate Petition in Their Behalf to Be Sent to McKinley.

ROOT INSPECTS SIGHT FOR ARMY POST

Last of Republican County Conventions Called—Dr. Powell Stops in Des Moines—Children Marry—Hardware Man Missing.

(From a Staff Correspondent.)

DES MOINES, July 20.—(Special.)—The presence of two direct representatives of the South African republics in Iowa on a lecture tour and working up interest in the cause of the Boers has renewed the interest in the cause of the Boer people. These representatives have been warmly received everywhere. The governor of the state, before going away on his vacation, signed a hearty indorsement of the work being done by the Boer representatives. A petition addressed to the president of the United States on behalf of the Boers is being generally circulated throughout Iowa and especially in the communities where there are many Hollanders, and it is receiving thousands of signatures. This petition is as follows:

We, the undersigned citizens of the United States, respectfully represent that it is proper for the government of the United States, in the cause of humanity, to protest to any other of the powers of the world when in the prosecution of a war a course is adopted which is so cruel as to be violative of the rules of civilized war and inhuman in its results to the populations involved and especially to non-combatants; that such a protest may be properly made, in a case calling for it, to a friendly power and that there are many precedents therefor; that in 1863 the governments of France, England and Holland protested to the government of Russia in the conduct of the war against the insurgent Poles; that the making of such a protest has never been considered an unfriendly act toward the power to which the protest is directed; that the government of the United States always condemned the cruelty to non-combatants in time of war with Spain, because of Spain's cruelty to the oppressed Cubans; that the chief engine of cruelty used by Spain in its war upon the Cubans was the horrible reconcentrado system, the contribution of the infamous Weyler to the annals of cruelty; that the government of Great Britain is now engaged in a war with the Dutch population of the Transvaal and Orange Free State and has been so engaged for about two years; that as a measure looking toward putting down of the Boers the British military authorities have adopted the Weyler reconcentrado system with all its horrors; that over an immense expanse of country the Dutch population has been forced by the army into great concentration camps and there kept as prisoners; that their farmhouses and barns have been burned and their fields laid waste; that their pitiful condition has aroused the commiseration of the world and especially of the humane people of England; that their children are dying of insufficient food, that women, young and old, innocent of any offense, are crowded into these camps without sufficient food or water, and are suffering and dying amid filth, indecency and disease; that the conditions are such as to be revolting to the mind of every humane person, and that such indignities, humiliations and sufferings to non-combatants, to old men and women and children are not and never can be justified by the exigencies of any war, and constitute a proper and legitimate grievance against which our government can properly and ought solemnly to protest. We, therefore, actuated by a desire that these miseries may be abated, and mindful of our own women and children, living in comfort and security, while these poor victims of war's cruelty are suffering such bitter wrongs, do respectfully petition that you so exert the power of your high office that a solemn protest may be made by and through the proper officer of this government to the British government against the things herein complained of.

Republican County Conventions.

The last of the republican county conventions have been called by the republicans. The Buena Vista county convention will be held July 29 and the Crawford county convention will be held August 2. This completes the list of republican county conventions. Three conventions are to be held tomorrow—Muscatine, which will be for Cummins for governr; Cerro Gordo, which will be for Trewin for governor, and Des Moines county, which will be for Harrison or Trewin. Just before leaving for San Francisco Minister Conger was interviewed in regard to his attitude toward the republican nomination for governor and reiterated his former statements that he would be the candidate only if the nomination came to him unanimously. This is out of the question now and it is therefore regarded that Conger wished to release the delegates pledged to him from any further obligations. Two counties are instructed for Conger.

Root Says More Land Necessary.

After inspecting the site of the new post in Des Moines today Secretary Root declared that it would be necessary for the government to purchase more land if plans for a full cavalry post are carried out. He also announced that Captain Turner, who has been sent here as superintendent of construction, has full power to contract for water and to arrange all other preliminaries, which makes it certain that there will be no further delay.

Secretary Root arrived from Omaha this afternoon to inspect the site for the proposed army post in Des Moines. Mr. Root paid a hasty visit of inspection to the site, which is still used as a farm, and was entertained by a committee of Des Moines people interested in having work commenced on the army post. The surveyors are here and the superintendent of construction has offices opened.

Dr. Powell Returning.

Dr. Powell, superintendent of the Institution for Feeble Minded at Glenwood, stopped over in Des Moines today on his way home from Chicago, where he has been for a few days. His family will remain near Chicago for a short visit.

T. R. J. Ayres & Sons is the name of a new business corporation organized at Keokuk and of which articles of incorporation have been filed.

The attorney general has been invited to give an opinion whether the railroad commission can have printed the new schedule of maximum freight rates just completed and ready for the printer. The entire schedule has not been printed for five years.

Children Get Married.

A marriage license was issued yesterday to the youngest couple authorized to marry in Des Moines in many years. They were Fred Beattie, aged 16, of Adelphi, and Sarah Crese, aged 16, of Hastie, and they were married today and commenced housekeeping on a farm near Hastie. The license was procured on the personal application of the parents of both the children, without the children being present.

Mysterious Disappearance.

C. J. Luthe, a hardware dealer, has been missing for several days and it was feared he had gone to the river to bathe and was drowned, but his relatives are now convinced that he has gone to Denver. They believe his mind was affected by the heat and that he went to Denver without any real purpose. Someone fitting his description bought a ticket to Denver at that time. He had been a sufferer from hay fever and had frequently talked of taking a trip to the mountains to relieve him.

PIANOS

During vacation is the time to get the young folks started. We have the celebrated

Behning Pianos

An instrument that gives the best of satisfaction. We have also a number of other pianos as well as all other kinds of instruments at prices that cannot be duplicated by any other house in this section.

Bouricus Music House,
335 Broadway. Where the Organ stands upon the building.

RECENT JUDICIAL DECISIONS.

Husband and Wife.

Where a husband, fearing that alimony would be decreed against him in a divorce suit, conveyed land on the understanding that the grantee would sell the land for his benefit, or reconvey it when he desired, a recovery of the land by the husband would not be denied because of the intent with which it was conveyed, it not appearing that any alimony was decreed. 63 S. W. Rep (Tex.) 125.

Defendant, a laboring man, gave his wages to his wife and allowed her to collect the rents of his property and pay the taxes, and to frequently obtain loans on the credit of his wages. The wife had no separate estate, or income, or means of making money and obtained a loan from plaintiff, which she promised to pay out of defendant's wages. Held that the wife had general authority to borrow money on defendant's credit and that he was liable for money so borrowed. 70 N. Y. Supp. 19.

Husband and Wife.

A claim for alimony, whether for arrears accrued prior to an adjudication in bankruptcy or for installments accruing thereafter, does not constitute a provable debt under the bankrupt act of July, 1, 1898, chapter 541, and is not barred by the bankrupt's discharge. 21 Sup. Ct. Rep. 735.

Interstate Commerce.

As. Const. section 218, does not apply unless the shorter is included within the longer distance; a carrier does not violate the law where the long haul is altogether on its main line, while the short haul originates on a branch road, as the shipment is an entirety and cannot be split into parts to bring it within the law. 63 S. W. Rep. (Ky.) 20.

As the presumption is absolute that a shipper is damaged when he is required to pay a greater charge than the laws allows a railroad company which charges more for short than for a long haul, in violation of Cont. section 218, is liable for the excess charged, though it might have complied with the law without decreasing the charge for the short haul. 63 S. W. Rep (Ky.) 33.

Life Insurance.

A policy of insurance, under which insured by the payment of premiums had earned the right to a paid-up policy for a certain proportion of the insurance, had a tangible value, so that its assignment by insured to a creditor in contemplation of insolvency, and with the design to prefer the assignee to the exclusion of other creditors, operated as a general assignment for the benefit of creditors under the statute; the assignment of the policy stipulating that in the event insured should cease to pay premiums the assignee should have the right to surrender the policy and receive its cash value, which amounted to an exercise by the insured of the privilege of surrendering the policy and accepting its surrender value, even if that privilege was a personal one. 63 S. W. Rep. (Ky.) 12.

Mines and Mining.

A patent for a mining claim is not conclusive as to the date of location, such fact not being one which it is essential for the land office to determine in issuing the patent; hence the failure of the owner of an adjoining claim, where the two overlap, to contest the application, is not an admission on his part of the priority of location of the patented claim which concludes him and debars him from thereafter contesting the question in the courts. 108 Fed Rep. 189.

Newspapers.

Section 5461 of the civil code of Georgia declares that "the rates to be allowed to publishers for publishing legal advertisements in this state shall be as follows: For each 100 words the sum of 75 cents for each insertion for the first four insertions; for each subsequent insertion the sum of 35 cents per 100 words. In all cases fractional parts shall be charged for at the same rates." Held, that where a legal advertisement consists of less than 100 words the publisher of the same is entitled to charge 75 cents for each insertion thereof for the first four insertions and 35 cents for each subsequent insertion. 38 S. E. Rep. (Ga.) 987.

Pawnbrokers.

In an action where personal property was pawned for a usurious rate of interest, no right to retain the same as collateral security for the loan accrued to the pledge and the pledgor was entitled to recover the value of the property. 85 N. W. Rep. (Minn.) 1012.

Where wearing apparel, consisting of a sealskin cloak and a pair of diamond earrings is pledged, the pledgee has no right to use the same, and if such use is made by the pledgee, whereby the property is damaged the pledgor may treat the same as a conversion and recover its value. 85 N. W. Rep. (Minn.) 1012.

Water and Water Courses.

As a borough in supplying water to its inhabitants acts as would a private corporation, right to the free use of water from a pipe laid by it may be acquired against it by prescription. 49 At. Rep. (Pa.) 227.

Water and Water Courses.

All persons having lands on the margin of a flowing stream have, by nature, certain riparian rights in the water of that stream, whether they exercise those rights or not, and they may begin to use them when they choose. It matters not how much the owner of land upon a stream has actually used the water, or whether he has used it at all his right to it remains unaffected for any period of time. 86 N. W. Rep. (Minn.) 337.

Personal Injury Suits.

Where a complaint alleged that defendant had a piece of cement tubing, weighing from 500 to 700 pounds, two feet in length and four and one-half feet in diameter, which was so top-heavy that it frequently tipped over from its side to its end, on land adjacent to the street, and not separated therefrom by any fence or other guard, so that, to defendant's knowledge, children were enticed to play with it, because it rolled easily, and that, while plaintiff's intestate and other children were so playing, the pipe tipped over and fatally injured plaintiff's intestate, it stated a cause of action. 64 Pac. Rep. (Colo.) 1047.

Parent and Child.

While a father is entitled to the services of his minor children, yet, where he agrees in advance to compensate them therefor by giving them a certain portion of the crops raised on his farm, conveyances executed by him to them in satisfaction of their claims against him on that account will be upheld as against his creditors. 63 S. W. Rep. (Ky.) 23.

Railroad Companies.

The fact that coal was billed from a point in Tennessee to a point in Kentucky does not make the shipment an interstate one, it appearing that the coal was mined in Kentucky, and loaded on the cars at a switch at the mines, and there taken charge of by the carrier. 63 S. W. Rep. (Ky.) 22.

Real Estate Agents.

An accretion of sufficient elevation above the water to be susceptible of private ownership passes with a conveyance of the land unless expressly reserved in the deed. 63 S. W. Rep. (Ark.) 53.

Telegraph Companies.

When a telegraph company negligently delivered a different message from that it was authorized to deliver, so that the sender was represented as offering goods at a lower price than that at which he had in fact offered them and the supposed offer was accepted in ignorance of the mistake, there was no contract and the sender was not bound to deliver the goods at the lower price. 62 S. W. Rep. (Ky.) 1119.

Trade Marks.

A medical preparation may be used and manufactured by any one who lawfully and in good faith acquires knowledge of its composition, and such person may publish the fact that the product is manufactured in accordance with the original formula and the fact that such preparation has become popularly known by the name of a certain person gives no exclusive right to anyone to appropriate the name as a trademark. 86 N. W. Rep (Minn.) 340.

Attorneys at Law.

Where the parties to an action settle it out of court in good faith, but without the consent of the attorney of plaintiff, the statutory lien of the attorney on the cause of action is transferred to the amount agreed upon in settlement, and may be enforced by suit in equity. 79 N. Y. Supp. 667.

Banks and Banking.

Where there was a balance to the credit of a California corporation in a New York bank, such balance due was properly taxed to the corporation in California. 65 Pac. Rep. (Cal.) 16.

Banks and Banking.

There is a demand and refusal, whereby a cause of action at once accrues and the statute of limitations begins to run, where an assignee for creditors calls on a bank in reference to a deposit of the assignor and is informed of its claim to hold it, and the assignee, after examining the matter, acquiesces in the claim. 49 At. Rep. (Pa.) 213

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