

NEWS OF THE COURTS

BIDS WERE OPENED BY THE COMMISSIONERS.

MYRICK BROS. THE LOWEST

Ireland & Co. Were Six Cents Too High—Oldest Case on the Docket is Settled.

Several important judgments and decrees were filed yesterday with the district court for recording. The judgments had been rendered before, as chronicled in these columns. The Nona Mills company vs. Kirby Lumber company represented perhaps the largest judgment ever granted in these courts. The suit was over the possession of a large quantity of pine land. The judgment amounts to \$166,999 and the award of the land. The decree is quite lengthy, giving the field notes of all the property in question.

The case of Texas Trunk and Lumber company vs. Bondson & Hines, the oldest civil action on the docket, was at last brought to a close. The judgment vests that the plaintiff shall have judgment against J. J. Hines in the sum of \$117.11 and interest, and that the defendant trustees of the church shall pay all the costs of court. This case involves the amount due to the company for lumber furnished Bondson & Hines, with which they partially constructed the large negro church on Wall street. The lumber was furnished back in 1896, and the suit was filed then. It is the oldest suit for damages on the district court docket.

O. H. Bowen, trustee, vs. Texas & New Orleans Railway company is settled by agreement and dismissed.

As stated elsewhere in these columns, the county commissioners met in special session to open bids for the furnishing of shell or stone to Jefferson county, one quantity being wanted at Beaumont and the other at Port Arthur. Two bids were received, the lowest being Myrick Bros. for the Beaumont work, while at Port Arthur the bids were tied. While the commissioners were in session they discussed informally the letter of H. B. Betty, candidate for county judge, and the members decided that they would answer the charges and show the erroneous and misleading features of the letter to the entire satisfaction of the people of Jefferson county. The agreement will probably be signed by all the commissioners and perhaps Judge Wheat.

Wednesday afternoon before Judge Pope the hearing in the matter of the contempt proceedings brought against Constable Joseph Depue, Constable William Flores, Steve Freeman and Sam Cunningham, all of our lake, was called, and on account of the court being engaged in another matter the hearing was postponed until this morning at 9 o'clock. The bench warrant for Constable Flores was issued by the court Wednesday morning, and the defendant was not in court, neither was Constable Machen. The court ordered Freeman and Cunningham placed under bonds in the sum of \$500 each for their appearance before the court, and warrants were issued for Machen and Flores. The contempt proceedings grew out of an alleged violation of an injunction issued by Judge Pope last week relating to an oil well at Sour Lake.

In the Fifty-eighth district court appointment of the judges brought by the defendants in the case of W. W. Bell vs. Wilson D. Wing et al. was again up before the court. The plea of privilege excepts to the jurisdiction of the court on the ground that the defendants are non-residents and cannot be legally summoned in this district. No disposition of the case has yet been made by the court.

Other orders made in cases on the jury civil docket for the day were: O. Sudano vs. S. Goran; reset for October 27. Chicago Press Syndicate vs. Thomas Cronin et al. continued by order of the court, no counsel appearing for either side. F. C. Collins et al. vs. John McKinney; withdrawn from jury docket by mutual consent, and jury fees ordered to be returned to plaintiff. Case reset for November 18 next.

In the county court all cases save one were continued on account of the fact that the county attorney and assistant county attorney are engaged in the criminal district court. Mr. C. W. Howdy represented the state as assistant county attorney in the only case that went to trial, which was that against E. Pipes, charged with unlawfully killing a dog. The complaint against pipes was made by C. M. Nichols, Justice C. S. Brown was retained by the accused, and the evidence was gone into at length and argued by the counsel. It seems that Pipes accused the Nichols dog of killing his chickens, and one day he got a gun and shot the dog. An interesting feature of the trial was the testimony of little Alfonso Nichols. The child is barely more than six years of age, and yet he gave a very coherent statement of what had occurred at the time the Nichols dog met his death. Justice C. S. Brown read the law and submitted his case while C. W. Howdy made up an agreement for the state. The case was tried by a trial jury of six old veterans in the jury box, who returned a verdict in a short time of no guilt.

Other cases for the day were continued, including the case of Ben F. W. charged with the theft of "one chicken," in which case Attorney Matt Crenner is engaged. In the case of B. F. Cantelero, receiver vs. Hine Rice Milling company, in which a writ of prohibition of the Texas supreme court has been made, and a writ of habeas corpus for the release of Cantelero is granted. Interventions were also heard in behalf of W. M. Thurston, M. Tillery and F. F. and J. L. Hammers.

The interventions are for various claims against the Hine Rice Milling company, growing out of consignments of rice previous to the fire which destroyed the Hine mill last fall.

Marriage licenses were issued in the clerk's office of the county court to Tom Harbel and Miss Lydia Mousley and to W. H. Sheppard and Miss Estera Gilder.

There were two unusually important transactions at the court yesterday. One was the meeting of the commissioners, and the other was the concluding of the trial of Eva Brittain upon a charge of murder. Judge Pope transacted his usual amount of business and heard three special good arguments in the day.

The commissioners court met yesterday in special session to open bids and hear the bids upon the furnishing of the shell or rock to the county for Beaumont and Port Arthur. There were two bids in each case. For furnishing shell at Beaumont Myrick Brothers had in a bid of \$2.35 per square yard, while John T. Ireland & Co. had in a bid of \$2.41. The contract was accordingly awarded to Myrick Brothers, they being the lowest bidders. For the Port Arthur work bids were the same each firm bidding \$2.35 per square yard. The result was that the commissioners did not award that contract but postponed action upon it until Oct. 21th. The bids furnished interesting reading at this time when the political situation would be acute if the facts were in accordance with the wild speculations floated out. The bids show that notwithstanding the county has been advertising for a week or ten days they have been unable to buy shell as cheap from any one else as from Myrick Brothers and really saved money by being able to buy from Myrick Brothers. The city report that but one bid was into the court is in keeping with the misleading statements usually circulated by those seeking to besmirch the character of the commissioners and Judge Wheat.

WERE FINED \$5,000

TWO CAPTAINS STUCK AT PORT ARTHUR.

BAD BILLS OF HEALTH REPORTED

Caused Custom House Officials to Assess Them \$5,000 Each for Uncle Sam.

Yesterday at Port Arthur two erstwhile merry jacks tars were fined \$5,000 each, just for a change.

It seems that the captains of the two vessels were not as familiar with the quarantining regulations as good sailors ought to be, and that their failure to produce the proper papers when the custom house officers asked for them cost the sum of \$5,000 each case. The American ship Mary Sanford, from Cardinas, Cuba, Harda captain, and the British ship Porto Praya, from Cape Verie Islands, Anderson captain, were each the two culprits, and on a charge of irregularities in their bills of health they were assessed the fines as stated.

The captains, upon their arrival at Port Arthur and the discovery of the trouble, immediately went back to Sabine and were yesterday afternoon engaged in straightening out the affair. Just what success they met with was not known in Beaumont yesterday evening.

SARATOGA BUDGET.

Items of Interest and Happenings at That Oil Center.

Special to The Enterprise: Saratoga, Texas, Oct. 13.—Sharpe Bros. brought in a drilling rig from Houston and will begin putting down a well as soon as the rig can be placed.

The Gulfley Co. brought their rig from Houston in this place yesterday. It was placed on the derrick and was being connected up in a short while after it was brought in.

The Gulfley gusher is still going, and there has been no noticeable decrease in the gas pressure and its output is placed at 1,500 barrels.

Jack Ebnis of the Markersburg Tank Co. was here yesterday looking after same tanks he is placing here.

Tomms are coming in with a kind of oil well machinery etc.

Captain J. H. Treesevant of Houston spent today in Saratoga, his time being occupied with land matters.

Saratoga will in all probability get a branch house of the Merry Republic Co. as Mr. Merry was here yesterday looking after a location.

This city presents an excellent opening for a hardware and furniture store.

Among the prominent oil men who came in this morning were W. W. Sharpe, Mr. Crawford, Ed. Parker, W. J. Sturm, Judge Boynton and M. G. Carr.

Paul Tved who shot and killed M. J. Terry yesterday morning was released from jail at Kountze yesterday on bond in the sum of \$1,000. Terry's remains have been sent to Powell near Cordogana, for interment.

A. J. Hunsicker the republican candidate for congress from this district has made an appointment to speak at the 27th of this month at 2:30 o'clock. The republicans here are doing all the campaigning they can for their man.

The Ladies of St. Louis Catholic Church will give a banquet at Prof. Chawman's hall and Hammers' club, later building on Crockett street, Oct. 20 to 25 for the benefit of the new church fund. Grand program every night.

The mayor went to a meeting of the Motte's lecture, Oct. 19.

OUR BUSINESS TALKS

COL. DAVIDSON TALKS OF THE COMING ELECTION.

COLD WAVE MADE BUSINESS

Leading Merchants All Wear a Smile When King Norther Called Yesterday Morning.

Colonel W. S. Davidson, president of the First National Bank, has been through the east and north in his recent travels and as usual has taken in generally the situation relative to business and the future prospects with the commercial world. Colonel Davidson spent a few days pleasantly with his parents in Asheville, North Carolina, and then went on to New York. Speaking of the approaching election and its connection with business he said:

"There is a listlessness about the election that has never been known before. In New York City I would never have heard the election mentioned except that I myself, asked about it three or four times. The consensus of opinion there is that matters little which man is elected so far as business is concerned. They are each regarded as safe men and the administration of either would be steady and lacking radical changes in the currency laws or rules.

"Better business conditions will exist after the election because winter follows it and the winter months are always busy months. The traveler can tell very little more about the result of the approaching election than those who remain in Beaumont. The newspapers convey as much information about the political affairs of the nation as one gains by personal contact with the people of other states. There is very little interest in the election, in any state."

"Just keep this cool brazer from the Arctic Pole up and Beaumont will be whizzing along at a boom time pace," said Mr. E. Saffir, the stationer yesterday. "Our business has shown a remarkable increase just today and the norther is not twelve hours old. It is cold weather we need here to get better business conditions. Beaumont has been better off all summer than any other city I know of but from now on things will hum if this norther will only keep up."

"Yes, the jewelry business is largely governed by the weather too," said R. M. Mothner. "This cold wave will do more to build up the wave of prosperity than anything else I know of. Of course, we want factories here, railroads here and new enterprises here, and for immediate action this norther was about the best thing yet."

"Yes, we are smiling today," said Martin Weiss yesterday, "and I think it is attributed to the colder weather. Some good wholesome retail rates into Beaumont would make us smile audibly though. I am thoroughly satisfied with our business for the summer, and feel that this winter will surprise all the business men of Beaumont."

"The White House has enjoyed a bit of the cool brazing weather," said the manager. "October has been unusually warm so far but with yesterday's change we do not anticipate any more of those large snapping hot days. People will now buy heavier clothing and more clothing and the White House is getting its share of the trade."

"The baseball season is over, the norther has arrived and we are selling an unusual large quantity of clothing today," said Louis Mayer, at the Manhattan, "and I don't know why we should not fill carry around an air of satisfaction. Business is going to be better now just as it always is in winter."

"Say we couldn't accommodate the excursionists today or tomorrow if this business and weather keep up," said J. J. Nathan, "but please tell the Enterprise management to hammer away on those low rate special train excursions to Beaumont. We need them."

"Do you see that show window?" said Mr. Ross, "well the cold weather—and that show window did the business for us yesterday. We didn't think it any more than our windows usually are but the people thought so and what they say goes you know."

"Send me 1,000 oysters," ticked the instrument at the telegraph office, and it was signed Ferry at the Alamo Cafe. "The norther did that," said Ferry.

"Yes, that show window store is working over time now," said Larry Harrison, at the French restaurant, "and bit-raises are at a premium. This cold weather is the stuff."

"That's a welling meat," said Miller, as he and Hattie compared notes and each chuckled to himself last night at the day's business for the French Market and Miller's market had started their winter season.

Nacogdoches Field. There seems to be a little line talk and a little work work in the Nacogdoches field, the father of the petrol boom industry in Texas. Since the year '01 the Nacogdoches field has been handled by speculators and jumps in the price of oil has produced a boom in the oil business. The oil business will probably get there on some kind of a solid basis within the next few months.

Mr. J. M. Thresher is getting along well with his account well and is now down in the neighborhood of 200 feet, after working a depth of 425 feet and the good oil the pipe was struck at 100 feet. It is believed, however, that they were in a

WE GET OUR SHARE OF BUSINESS

Why?

SHELL BID AND BETTY

INTERESTING MEETING OF THE COMMISSIONERS.

INFORMATION BROUGHT OUT

Shell Was Purchased Cheaper Three Years Ago Without Competition Than Now With It.

The special meeting of the county commissioners brought out some interesting facts yesterday that will seem important, perhaps, to the small circle of republicans who are attempting to make much out of the shell contracts that have been heretofore made and executed by the county.

About ten days ago the commissioners instructed Judge Wheat to advertise for bids for the furnishing of shell or stone at Beaumont and at Port Arthur. The specifications and terms of delivery were specified in the advertisement. It was, of course, a well-known fact that but three possible bidders were in the field. One was the firm of Myrick Bros., which has an extensive line of tugs and barges and has purchased outright large quantities of shell in the past. Myrick Brothers' bid for Beaumont delivery was \$2.35, as against Ireland's bid of \$2.41. Both concerns being thoroughly able to furnish the material, and the Myrick bid being the lowest, the contract was so awarded.

On the Port Arthur delivery it was different. The Port Arthur bids were each the same. Both firms bid \$2.35. The commissioners finally decided that they would postpone action on the Port Arthur contract until Nov. 24. The facts that are particularly interesting are that two and a half years ago, when Ireland & Co. bid for the Port Arthur contract, their figure was \$1.35 per square yard while Myrick's was also lower than the bid of yesterday. At that time Ireland & Co. had not come into possession of their present efficient tug and barge line and shell barks. The shell bid was in a position to furnish the shell and furnish it promptly, and was the only firm that could do it. Since that time Ireland & Co. have developed rapidly, and with their development they have evidently become thoroughly convinced that shell in Beaumont is too cheap at \$2.35 for the shell and stone contract. This price is considerably higher than Myrick Bros. ever charged, and illustrates that the charges in the past have been too low, if anything, because labor is more plentiful now than it was when the low figures were made. The contractors, therefore, successful and unsuccessful, in bidding have found it necessary to increase their price.

The opening of these bids and their discussion led to the discussion of Mr. Betty's letter and the commissioners from each precinct stated that they want a reply made to the statements before election day, and that then the people may see exactly what the facts are and what has been done. There were many irregularities in Mr. Betty's statements that will be corrected, and when the commissioners make their statement it is believed that the democratic party will not have the slightest reason to be ashamed of its nominees from constable up to president, and especially the county commissioners and county judge.

Complex machinery of this kind is difficult to set in motion and if the ordinary course is followed in these negotiations, it will be at least a year and probably longer before the meeting can be held.

The state department will address separate notes to every government represented at the last conference, inviting suggestions as to the time and place of meeting, and without doubt, in the spirit of caution that is always exhibited by any of these governments, before giving their assent to the proposed conference will seek to secure an ironclad agreement as to the scope of the conference. Many limitations are expected to be proposed in this way, and it is realized that much difficulty will be experienced in securing harmony.

Jimenez Popular. Cape Haytien, Hayti, Oct. 12.—The revolution in the republic of Santo Domingo is extending. Anas de Compostela (near the south coast) and all departments of the south have declared in favor of Isidor Jimenez.

Haytien Exiles. Cape Haytien, Oct. 12.—The Haytien exiles here gathered near the frontier preparing to re-enter Hayti and attempt an insurrection in favor of Jimenez, the international leader of 1902. The government is very anxious.

GO to Price and Johnson for wood and coal. Ring up phone 165, and it will be delivered to you at once.

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Fall Announcement of the Beaumont Shoe Co.

We wish to announce to the people of Beaumont and vicinity that our Fall line of LADIES and MEN'S SHOES have all arrived and opened up entirely to our satisfaction. While we considered that we heretofore had the strongest line in the city, we have nevertheless added two other strong lines, both Standards of Styles and Universal Favorites—one for Men and one for Ladies.

The "LA FRANCE," a strictly \$3.00 Shoe, made in both Hand-Turned and Goodyear Welts. We have them in all styles and leathers. They are snappy, stylish and up-to-date in every respect—constructed of elegant materials throughout. This is the Shoe all the ladies are buying.

We have also added the "DUNLAP," a Shoe that excells them all in style, material and workmanship. It is strictly a Man's \$5.00 Dress Shoe, made in all leathers and in all the late styles.

ASK FOR THE "DUNLAP" SHOE AND HAVE NO OTHER.

Beaumont Shoe Co.

Both Phones 528 Pearl Street

FUEL OIL, Higgins Oil & Fuel Co.

Beaumont, Texas. Producers and Shippers of CRUDE PETROLEUM from Sour Lake and Beaumont, Storage Tanks Beaumont, Sabine, Morgan City and Sour Lake. Unexcelled facilities for making prompt shipment by rail or water. We also solicit towing on the Gulf for new tugs "Gilbert" and "Higgins." Correspondence solicited.

Now is the time to build that house. We are prepared to furnish you the Lumber. Space does not permit us to tell you just how much we can save you on your purchase. Come and see us.

THE KIRBY LUMBER COMPANY

Special Rates to Contractors.

NECHES IRON WORKS

(INCORPORATED.) CORNER OF BOWIE AND SABINE STREETS. Heavy Casting, Forging and Structural Work, Saw Mill Work a Specialty. Well Machinery Built and Repaired. BOTH PHONES 207.

WORLD'S FAIR ROUTE ST. LOUIS THROUGH SLEEPERS Santa Fe and Frisco