THE DIAMOND CASE.

Hon. John Dalzell Makes His Argument for the Petitioners.

AN ACT OF ASSEMBLY QUESTIONED.

Judge White Reads the Riot Act to Jurymen for Non-Attendance.

NO BOODLE FOR MEN WHO DO NOT WORK.

Two Greensburgers Sue to Recover $2,000 Paid on Coal Land.

Hon. John Dalzell yesterday argued the plaintiffs' side of the case in the application for an injunction restraining the city from widening Diamond alley. He claimed the property holders must be compensated whether the money is raised by general or local taxation. Other court news.

Yesterday afternoon the application of the Howard heirs, Sallers & Co. and other Diamond street property owners for an injunction restraining the city from making the proposed widening of that street, was heard before Judge Ewing.

The plaintiffs were represented by Hon. John Dalzell and John H. Hampton, and the city by H. T. Watson, Major Moreland and J. M. Cook. The court room was quite crowded with people, showing that the proceedings had awakened considerable interest.

Mr. Dalzell opened the argument for the petitioners. He reviewed exhaustively the legislation authorizing the taking of property and the assessment of damages and benefits, showing that in the present case two separate and distinct sovereign powers of the State are called in to exercise the eminent domain and tax power. By the exercise of one the citizen's property is taken by the other; an attempt is made to compensate the losers. Neither can be exercised except in conformity to constitutional provisions. The eminent domain can be exercised only by corporations clothed with the power. A grant of eminent domain to widen a street cannot be given otherwise than by a clear express grant, and only on condition of just compensation by the party taking the property. Just compensation involves an adequate remedy by which property owners can obtain recompense without delay.

In reference to the act providing for the widening of the street, Mr. Dalzell said: "This act violates the Constitution even as it existed prior to 1874, in seeking to impose special and local taxes for general public advantages. The cases of Hammett vs Philadelphia, Washington avenue, Sawmill run bridge and Seely vs the city of Pittsburg, treat of improvements which do not involve the taking private property. These cases decide that local taxation for general public use is unconstitutional, and that a street or highway having been once improved, its subsequent improvement is per se a public and not a private benefit, and is to be paid for by general and not local taxation. The plaintiffs' property cannot be taken except for public use.

"In this case the receivers fix the limit which is left to their arbitrary discretion. The Constitution calls for a limited and uniform power of taxation with the authority of levying the tax. There is no rule as to uniformity, and there cannot be equality without a rule of measurement, and the only rule suggested here is again left to a possible arbitrary discretion of the viewers. This act infringes section 3 of article III of the Constitution which says: "No bills except general appropriation bills shall be passed containing more than one subject, which shall be expressed in its title." This act contains more than than one subject. It provides for the improvement of streets, lanes, alleys, sewers, walks, etc. It regulates practice of courts in reference to appeals, provides for a system of liens and makes provision for compulsory sales. Only one of the subjects is expressed in the title of the act. Classification only is permissible, when founded on necessity, and that in the present case, classifying rights of persons and property, is not permissible.

Mr. Dalzell cited numerous cases in support of his argument, and closed by stating that if the position he had taken were right the plaintiffs' property could not be taken.

Mr. Watson opened his address, but had only made a few remarks when Judge Ewing adjourned court until this morning. In the short time allowed him Mr. Watson reviewed the section of the Constitution of 1874, which had been referred to, and stated that several changes had been made. He admitted that the property could not be taken from the plaintiffs without compensation. The city must collect money for damages in some way whether it be by general or local taxation, and that in the widening of a street the only proposition to be considered is whether it is a local or general improvement.

WANT THEIR MONEY BACK.

Messrs. Bigley and Guffy Claim They Were Defrauded.

A bill in equity was filed yesterday by N. J. Bigley and John Guffy against John J. Douglass and Alexander M. McClure. It is stated that in 1882 Bigley and Guffy negotiated with Douglass for the purchase of some coal land in Elizabeth township. The ground they wanted contained about 35 acres, all of which Douglass represented belonged to him. An agreement was made, and Bigley and Guffy agreed to pay mortgages and judgments not exceeding $12,000, held against the property by McClure and others. They paid to McClure $2,000 on the judgments held by him, and started to erect coal works.

They then learned for the first time that about six acres of the 15 sold to them by Douglass were really owned by McClure and that a number of other statements made by Douglass were false. The whole transaction, it is claimed, was a scheme on the part of Douglass and McClure to defraud them, and they at once withdrew from the land and rescinded the agreement. McClure, they found out, was insolvent and had assigned for the benefit of creditors. He refused to pay back the $2,000 or turn it over to his assignees. He had agreed, it is alleged, to divide the money with Douglass for profits for their fraudulent transaction. It is asked that a decree be issued compelling McClure to refund the $2,000 and Douglass to pay them $600, the amount they had expended on the works.

A COSTLY CLOTHES WRINGER.

Mrs. Kate Losskamp Makes a Company Dance a Lively Jig.

A remarkable case, judged by results, was adjudicated in Common Pleas Court No. 2 by Judge Ewing. The story was told in THE DISPATCH last spring. An agent of an installment company called on Mrs. Kate Losskamp and asked to sell her a clothes wringer. She demurred, but finally, as she alleged, the agent succeeded in effecting some kind of a trade with her, which eventuated in a suit before a magistrate, and she and Mr. Losskamp were not only forced to pay for a new wringer, but lost their old one, and their tables, beds, chairs, etc, were also sold from them, and they were effectually cleaned out, and had to sleep on the bare floor and borrow a drygoods box for a dining table.

Finally Mrs. Losskamp began to think something must be wrong, so she came to J. Wesley Kinnear, Esq., and submitted the case to him. He entered suit for damages on her behalf, and the jury has allowed her $45 for the goods seized by Constable Ed. Friel and $200 damages. The jury exonerated Friel, his duty being clear enough in the case, and assessed the damage on H. T. Galey and the Lovell Manufacturing Company, Limited.

NO WORK, NO PAY.

Judge White Reads the Riot Act to Non-Attending Grand Jurymen.

When Criminal Court opened yesterday Judge White gave the Grand Jurors the lecture promised for non-attendance. It was principally a reiteration of what he said to a part of the jurors on Wednesday, and he ordered the clerk to take the names of the non-attendants, and he would see that their names were stricken from the pay-roll.

The following true bills were returned yesterday: Mary Brennan, Mary Clifford, Alex and Margaret Fox, selling liquor without a license; Anthony Clark, selling liquor to minors; Nancy Brown, aggravated assault and battery; Rose Fagan, Peter Goryes, Alex Marshall, James Fitzsimmons, assault and battery; John Meyers, embezzlement; Alex McCune, larceny and receiving stolen goods.

The ignored bills were: P. Naiman, F. E. Nier, G. Schuffint, selling liquor without a license; Paul Bauer, Anthony Clark, furnishing liquor to visibly intoxicated persons of known intemperate habits; Catharine Kelly, renting a house for gambling purposes; E. G. Emmett, larceny; Rose Farrell, assault and battery.

To-Day's Trial Lists.

Common Pleas No. 1—Cillo vs Lang et al; Frederick vs Clark & Co; McClurg vs Hopp; Brubach vs Brinkle; Kaufman Brewing Co vs Heibling; Horwitz vs Boatman's Insurance Co; Poor vs Beaton; Fay vs Tilsney; Whitney et al vs Erskin; Failer vs Morris.

Criminal Court—Commonwealth vs Joseph Christlewic, Mary Kamp, Joseph Gilbert, Elijah Hart, Mike Wild, Patrick Manlem, Burt Terney, J. R. Young, M. W. Wishart, E. P. Heasig, Thomas Powers et al., Dennis Davis, Thomas Aldridge, Kate Schuminel, Kate McAuliey, Mary Vick, John Burrus et al., John Rodgers, Patriot Hill et al., Bridget Flaherty (2), John Hanlon, George McClagen et al., Eugene Holdner, Pauline Keller, Antonia Polanito et al., Isaac Rosenblatt, Louisa Fleming.

What Lawyers Have Done.

IN the suit of D. Gray against John Browsie, an action on an account, a verdict was given yesterday for $95 for the plaintiff.

F. R. HUTCHINSON yesterday received a verdict for $75 in his suit against Charles Weitz to recover for goods stolen.

IN the suit of John Werner against T. M. Jenkins & Co. to recover property in dispute, a verdict was given yesterday for the plaintiff.

THE suit of Thomas White against John Dawson for damages for injury to his property by bad drainage is still on trial before Judge Ewing.

THE jury is out in the case of Michael Connally against the Pennsylvania Railroad Company, a suit for damages for injuries received by being struck by a train.

WM. MACRUM, attorney for the Rev. Father Keenoy, the beneficiary under the will of the Rev. Father Brennan, which the Register refused to admit to probate yesterday, said that he wished it stated that Father Brennan did not lose consciousness when he was about to sign his will. He wished it understood that Father Brennan was cognizant of what was being done, and could have dissented had he so wished, and that the question before the Register was as to whether or not the will had been legally executed under the act of 1833.

LATE NEWS IN BRIEF.

—General Faulkner was yesterday found guilty of bank wrecking at Buffalo.

—General Schofield has been officially designated by the President to act as Secretary of War during the absence of Secretary Proctor.

—The New York Republican State Committee has organized by the election of John N. Knapp, chairman, Frank S. Smith, secretary, and Stephen V. White, of Brooklyn, treasurer.

—E. C. Baker, representing Victoria, B. C., in the Dominion Parliament, has resigned his seat owing to his inability to secure redress for those of his constituents who have been seized by the United States cruisers in Behring Sea.

—Governor Hill has issued a proclamation calling a special election in the Ninth Congressional district of New York to fill the vacancy caused by the death of Hon. S. S. Cox. It will be held on the day of the general election.

—Three American ships, the Jacob E. Ridgeway, James Drummond and Benj. F. Packard have arrived at San Francisco from New York after long and somewhat tempestuous voyages. The Packard was out 172 days. During a storm Emil Schwab, a sailor on the Ridgeway, was washed overboard and drowned.

—A dispatch to the New York Maritime Exchange, dated Nassau, September 30, announces that the British steamer Earmore, from Baltimore for Rio Janiero, had foundered at sea in a gale on September 5. All hands were lost except seven, who were landed at Nassau. The total loss is about 28.

—The Department of State has received a telegram from General Franklin, United States Commissioner General to the Paris Exposition, saying that the United States' exhibit has been awarded 53 grand prizes, 199 gold medals, 271 silver medals, 218 bronze medals, 220 honorable mentions, and indicating that the collaborator's rewards, not yet announced, would undoubtedly increase this number.

—Mrs. Kate M. Nye committed suicide at Louisville by jumping from the third story window of the house. A child came in with some towels, and Mrs. Nye asked him if he would like to see her jump out of the window. He answered that he would. She replied: "All right; I will do it, but you must kiss me good-bye." He did so, and she deliberately sprang out the window. She was instantly killed. Marital unhappiness was the cause.

—Charles S. Pratt, confidential book-keeper, secretary and cashier of the H. Wales Lines Company, of Meriden, Conn., was arrested for embezzlement. Pratt's embezzlement amounts to over $10,000, covering various periods since 1882, and was accomplished by false entries, mainly on the pay-rolls. The affair has caused a profound sensation, as Pratt was an officer in several local organizations, treasurer of the First Congressional Society, and a city alderman. Pratt confessed his guilt to his employers, saying: "It is the same old story of living beyond one's means. I am a thief."

—Judge Sawyer, of San Francisco, has rendered a decision which covers the cases of all sealers seized in Behring Sea. In 1887 the sealing schoonre San Diego, owned by I. N. Handy, was seized by the cutter Rush and ordered to Sitka. She went, and nearly 600 skins were condemned, brought to San Francisco by Marshal Atkins and sold. Handy tried to enjoin the sale on the ground that Alaskan court orders didn't hold, but Judge Sawyer overruled this. The same principle involved in this decision holds in the cases of the two sealers that came here instead of going to Sitka. It is also claimed that it applies to all seizures by the Rush this year as orders still hold good, no matter where the seized vessels have taken refuge.

HORSFORD'S ACID PHOSPHATE,

A Brain and Nerve Food,

For lecturers, teachers, students, clergymen, lawyers, and brain workers generally.

AUTUMNAL CLOTHES

For Boys and Children—Novelties in Shapes and Materials.

Great skill and taste have been exercised this season in the production of these garments. The styles are very attractive, the fashionable cloths and materials unusually handsome, and the garments made to stand a vast deal of wear and service. The sole agency for Brokaw Bros. New York clothing is Sailor's, 58, 60 and 62 Sixth street. WF

THE special family tickets issued by Hendricks & Co. have been so largely appreciated by the public that they have been requested to extend the time, which they will do, until November 1. Come early and avoid the rush. 68 Federal street.

THE most reliable stimulant, Klein's "Silver Age," only $1 50 per full quart. MWF

Grand Millinery Opening

To-day at Rosenbaum & Co's.

30 Days of Grace

On Hendricks & Co.'s special family tickets, good until November 1. Bring the children.

The Verdict Reached

After hearing the testimony of all who use it, is that Fraunheim & Vilsack's Pilsner beer is the best made. Call for it. Kept by all dealers.

ALL druggists keep it. Klein's "Silver Age." MWF

Grand Millinery Opening

To-day at Rosenbaum & Co's.

MEN'S fine neckwear at James H. Aiken & Co.'s, 100 Fifth ave.

A Life-Size Crayon for $5.

Also one doz. cabinets of anybody for $1, at Aufrecht's Elite Gallery, 516 Market st., Pittsburg. Bring baby. Use elevator. D

LEAVENING POWER

Of the various Baking Powders illustrated from actual tests.

ROYAL (Pure)
Grant's* (Alum)
Rumford's* (fresh)
Hanford's (when fresh)
Charm* (Alum Powder)
Davis'* and O. K.* (Alum)
Cleveland's
Pioneer (San Francisco)
Czar
Dr. Price's
Snow Flake (Groff's)
Congress
Hecker's
Gillet's
Hanford's (None Such), when not fresh
Pearl (Andrews & Co.)
Rumford's* (Phosphate), when not fresh

Reports of Government Chemists.

"The Royal Baking Powder is composed of pure and wholesome ingredients. It does not contain either alum or phosphates, or other injurious substances. EDWARD G. LOVE, Ph. D."

"The Royal Baking Powder is undoubtedly the purest and most reliable baking powder offered to the public. HENRY A. MOTT, M. D., Ph. D."

"The Royal Baking Powder is purest in quality and highest in strength of any baking powder of which I have knowledge. WM. MCMURTRIE, Ph. D."

* All Alum Baking Powders, no matter how high their strength, are to be avoided as dangerous. Phosphate powders liberate their gas too freely, or under climatic changes suffer deterioration.

oct-10-MWFSu

NEW ADVERTISEMENTS.

ST. JACOBS OIL
TRADE MARK
THE GREAT REMEDY FOR PAIN
CURES PERMANENTLY
Lumbago
SOLD BY Druggist and Dealers.
THE CHARLES A. VOGELER CO., Baltimore, Md.

SCOTT'S EMULSION

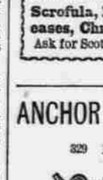
Of Pure Cod Liver Oil and HYPOPHOSPHITES of Lime and Soda

is endorsed and prescribed by leading physicians because both the *Cod Liver Oil* and *Hypophosphites* are the recognized agents in the cure of *Consumption*. It is as palatable as milk.

Scott's Emulsion *is a perfect Emulsion. It is a wonderful Flesh Producer. It is the Best Remedy* for **CONSUMPTION, Scrofula, Bronchitis, Wasting Diseases, Chronic Coughs and Colds.** Ask for Scott's Emulsion and take no other.

OC2-28-MWFSu

ANCHOR REMEDY COMP'NY,
329 LIBERTY STREET.



Anchor specialties, Catarrh Remedy, Rheumatic Remedy,
KIDNEY REMEDY,
Dyspepsia Remedy, Beef, Wine and Iron, Beef, Wine Iron and Cocoa, Cod Liver Oil, Sarsaparilla, Liver Pills, Liniment, and extra large strengthening plasters. We have thousands of testimonials from people who have used the
ANCHOR REMEDIES
and all commend them as being the best preparations in the market. We guarantee satisfaction in all cases where the directions are carefully followed. se18-MWF

Latest improved Spectacles and Eye-Glasses; will fit any nose with ease and comfort. The largest and best stock of Optical Instruments and Artificial Eyes.
KORNBLUM, Theoretical and Practical Optician.
No. 50 Fifth avenue, near Wood street. Telephone No. 1686. se19-D8u

NEW ADVERTISEMENTS.

The Kabo corset, besides being tough, so tough in its "bones" that they can't be broken or kinked or rolled up or slipped or shifted, has flexible loop eyelets, instead of metal ones which cut the corset laces.

In no respect will the Kabo corset fail in a year, unless the steels break. No way has yet been discovered to make unbreakable corset steels.

If the Kabo "bones" give out in a year, go to the store where you bought your corset and get your money back.

If, after wearing the Kabo two or three weeks, you don't like it, take it back and get your money.

There's a primer on Corsets for you at the store.

CHICAGO CORSET Co., Chicago and New York.

SEAL : KILLING
IN ALASKA.

J. G. BENNETT & CO.,
MANUFACTURERS.
LADIES wishing to purchase Genuine Alaska Seal Garments can get them at Bennett's.
We are direct importers of Sealskins.
We know good Sealskins.
We cannot be deceived in bad Sealskins.
We are manufacturers of Seal Garments.
We are the only manufacturers of Seal Garments in Pittsburg.
We can give you a perfect fit. If you wish your old Seal Garments made over or changed into any other shape, no difference how difficult it should be, we can do it. Our work will always be the best, our fits perfect and our prices the lowest.
J. G. BENNETT & CO.,
Hatters and Furriers,
COR. WOOD ST. AND FIFTH AVE.
oc3-83-WFSu

DOUGLAS & MACKIE

Would urge and very specially invite your attention to the magnificent range of Ladies', Misses and Children's Cloaks, Wraps, etc., now being displayed in their mammoth Cloak Salons. We've got all the correct, leading styles, all at prices that'll both please and astonish you.

Ladies' Silk Seal Plush Sacques, beautifully fashioned and trimmed, will range from $15 to $37 50. They're good goods at getatable prices.

Then we've got an amazing assortment of Ladies' Silk Seal Plush, tight-fitting garments in Jackets, Modjeskas, Newmarkets, etc., that we'll sell all the way from $9 to $40. They're simply marvels of perfection and cheapness.

Thousands of Ladies' Newmarkets in all the new shades of Beaver Cloths and numerous other weaves; also in Stripes and Plaids. In fact such a cosmopolitan aggregation has never been shown before. Prices vary from $3 to $25.

An unusually brilliant display of Ladies' Directoire Jackets in all the lovely shades, newest weaves and fabrics, at prices astonishingly low.

Then you shouldn't fail to see our lovely collection of Cloth and Stockinette, from $1 25 on up to $18. NOBODY NEED GO JACKETLESS NOW.

Stacks upon stacks of Children's and Misses' Cloaks, Wraps, etc., from 2 to 18 years of age, will be sold from $1 50 to $25. For general loveliness and comeatability in price they're genuine marvels.

IMPORTANT, VERY—From basement to dome in our extensive stores fairly crowded with good, every-day bargains, Dress Goods, Silks, Plushes, Velvets, Trimmings, Blankets, Flannels, Underwear, etc., etc. Newest designs and weaves. Best makes always. ALL AT OUR EVER-POPULAR, WELL-KNOWN, MODERATE PRICES.

151 and 153 FEDERAL STREET, ALLEGHENY.
se30-MWF

PAINLESS EFFECTUAL
BEECHAM'S PILLS
THE GREAT ENGLISH MEDICINE WORTH A GUINEA A BOX

For Bilious and Nervous Disorders, such as Wind and Pain in the Stomach, Sick Headache, Giddiness, Fulness, and Swelling after Meals, Dizziness and Drowsiness, Cold Chills, Flushings of Heat, Loss of Appetite, Shortness of Breath, Costiveness, Scurvy, Blotches on the Skin, Disturbed Sleep, Frightful Dreams, and all Nervous and Trembling Sensations, &c. THE FIRST DOSE WILL GIVE RELIEF IN TWENTY MINUTES. This is no fiction. Every sufferer is earnestly invited to try one Box of these Pills, and *they will be acknowledged to be a Wonderful Medicine.*—"Worth a guinea a box."—BEECHAM'S PILLS, taken as directed, will quickly *restore females* to complete health. For a

WEAK STOMACH; IMPAIRED DIGESTION; DISORDERED LIVER;

they ACT LIKE MAGIC:—*a few doses* will work wonders upon the Vital Organs, Strengthening the muscular System; restoring long-lost Complexion; bringing back the keen edge of appetite, and arousing with the ROSEBUD OF HEALTH the *whole physical energy* of the human frame. These are "facts" admitted by thousands, in all classes of society, and one of the best guarantees to the Nervous and Debilitated is that BEECHAM'S PILLS HAVE THE LARGEST SALE OF ANY PATENT MEDICINE IN THE WORLD. Full directions with each Box.

Prepared only by THOS. BEECHAM, St. Helens, Lancashire, England.

Sold by Druggists generally. **B. F. ALLEN & CO., 365 and 367 Canal St., New York.** Sole Agents for the United States, *who (inquire first), if your* druggist does not keep them,

WILL MAIL BEECHAM'S PILLS ON RECEIPT OF PRICE, 25 CENTS A BOX.

SUPERFLUOUS HAIR

ON THE FEMALE FACE destroyed forever without pain, scar, shock, trace or injury, by the ELECTRIC NEEDLE OPERATION, by Dr. Van Dyck, Electro Surgeon, of Philadelphia. Remember, ladies, this is the only method in the world by which the hair can be destroyed forever. Remember, also, that the use of depilatories, tweezers, scissors and the razor only make the hairs grow coarser, darker and more numerous, as hundreds of ladies know to their sorrow.

NOTE—By the urgent request of our society ladies, Dr. Van Dyck has opened a branch of his Philadelphia establishment in Pittsburg, to enable every woman here with hair on her face to get rid of it forever. Therefore, Dr. Van Dyck can be consulted at the Hotel Albemarle during October, November and December, '89. Consult the doctor at once, as only a limited number can be treated daily. Hours, 9 to 6. Sundays, 10 to 4. Never fails. Book free. Thirteen years' experience.

oc2-51-WFSu

Established 1847.
L. GLESENKAMP & SON,
Builders of FINE CARRIAGES.
Our assortment includes light and heavy work of every description.
See Display at Exposition.
Salesrooms, 318 and 320 Penn avenue.
No connection with any other carriage house.)
se13-65-WFSu

USE PEARL TOP LAMP CHIMNEYS
THE BEST IN THE WORLD
MADE ONLY BY GEO. A. MACBETH & CO. PITTSBURGH, PA.

NEW ADVERTISEMENTS.

HAVE YOU SEEN RUBEN'S Very Latest?

THE BUCKLE HAT.

$1 90, $2 20, $2 40, $2 90, $3 40.

Decidedly the most stylish and original hat ever introduced, and bids fair to become the only popular hat of the season. This is what last Sunday's Dispatch says of it: "The very nobby hats introduced by Ruben are quite unique. You will recognize the first one on the street on account of the new wrinkle, which consists in a black buckle set in the band at a point between side and rear."

Young Gents and Stylish Dressers be sure and see this handsome hat.

RUBEN,
The Hatter and Furnisher,
421 and 423 Smithfield St.
P. S.—Mail orders promptly filled. se29-WFSu

OFFICIAL—PITTSBURG.

VIEWERS' REPORT—

On the grading, paving and curbing of Negley avenue, from Hampton street to Roup street. To the Select and Common Councils of the city of Pittsburg.

The undersigned, Viewers of Street Improvements in the city of Pittsburg, appointed by the Court of Common Pleas of Allegheny county, and authorized by an ordinance passed on the 19th day of March, A. D. 1888, a copy of which is hereto attached, to make an assessment of the cost and expense of grading, paving and curbing of Negley avenue from Hampton street to Roup street, in said city, upon the property benefited thereby, under the provisions of and in accordance with an act of Assembly of the Commonwealth of Pennsylvania, entitled, "An act authorizing and directing Councils of cities of the second class to provide for the improvement of streets, lanes, alleys and public highways, sewers and sidewalks, requiring plans of streets, providing for the appointment of a Board of Viewers of Street Improvements, prescribing their duties, granting appeals to Councils and court, providing for the assessment and collection of damages and benefits, authorizing the use of private property and providing for filing liens and regulating proceedings thereon, and prohibiting the use of public streets without authority of Councils," approved the 14th day of June, A. D. 1887; respectfully report:

That, having been first duly sworn and qualified according to law, they proceeded in the manner and according to the directions of said act to discharge the duties of their appointment; that having viewed the premises, they made an assessment of said cost and expense upon the property benefited, and caused a plot and statement to be made, as required by said act, and having given to the owner of each lot ten days' notice of the time and place of meeting, they met on the 27th day of September, A. D. 1889, at the office of the Board of Viewers, in the city of Pittsburg, heard all complaints and evidence offered, and having made all modifications and corrections which they deem proper, assessed the cost and expense of said grading, paving and curbing upon the following property, upon each for the amount set opposite the name of the owner thereof, viz:

Chief of Department of Public Works, statement of cost—

42,507 cubic yards grading, 54c.	$ 22,953 78
20,069 square yards paving, $3 25.	94,322 25
13,479 lineal feet curbing, 87c.	11,726 73
Engineering, advertising, etc.	2,600 00
Printing ordinance and notices	40 00
Printing Viewers' report	32 00
Making plan and serving notices	25 00
Viewers' time	84 00
	$132,000 76

ASSESSED.

Negley avenue, east side, from Hampton to Roup—

J. M. Guffy (40), 81.91 feet	$ 464 47
A. P. Burchfield (130), 108.96 feet	1,509 53
Jas. R. Mellon (370), 431.69 feet	4,271 35
K. T. Friend, 50 feet	580 59
R. B. Petty, 50 feet	580 59
Jas. R. Mellon, 50 feet	580 59
Mary E. Stewart, 50 feet	580 59
Nancy Duncan, 50 feet	580 59
Jas. R. Mellon, 100 feet	1,161 18
W. F. Cost, 50 feet	580 59
Jas. R. Mellon, 50 feet	580 59
R. B. Townsend, 50 feet	580 59
Jas. R. Mellon, 50 feet	580 59
Saml. Galey, 50 feet	580 59
Jas. R. Mellon, 291.31 feet	3,379 02
Levi Harris (65), 125.15 feet	754 76
Mary Realand (45), 85 feet	499 31
George Bock (45), 85 feet	499 31
W. B. Negley, trustee (150), 200 feet	1,741 76
H. P. Slaterbeck (88), 145 feet	1,021 84
Saml. Galey, 145 feet	1,683 71
J. R. Matthews (90), 120 feet	1,045 06
Wm. Graham (61), 67 feet	708 32
John P. Ober, 187 feet	2,171 40
Bertha Stranb, 98 feet	1,137 95
Samuel W. Galey, 96 feet	1,114 73
Hugh W. McKee (116), 166 feet	1,346 97
Jas. R. Mellon (151), 201.80 feet	1,753 37
Thos. Mellon, or J. R., 101.80 feet	1,172 79
H. P. Nease, 100 feet	1,161 18
W. R. Heckert, 70 feet	812 82
Scott & Hunnetts, 174 feet	2,020 45
George V. Milliken, 50 feet	580 59
Velna Mackey, 50 feet	580 59
Cath. Negley, 334.97 feet	3,878 33
H. S. A. Stewart, 621.88 feet	7,210 91
H. S. A. Stewart (207), 244.38 feet	2,403 64
Mrs. Ann Sutton (48), 51 feet	557 36
J. L. Moore (24), 25.5 feet	278 68
C. L. Barrett, 121.5 feet	1,405 02
Mrs. Jennie Addy, 25.53 feet	290 29
Mrs. S. J. Sargeant (25), 131.44 feet	290 29
J. H. McKelvey (183), 332.04 feet	1,544 19
William Frew, 202.44 feet	2,345 58
John Logan, 188.74 feet	2,188 02
Negley avenue, west side—	
Kitty Roup estate (130), 169.96 feet	1,509 53
Kitty Roup estate (940), 903.66 feet	10,915 05
Kitty Roup estate (448), 457.24 feet	5,292 07
Paul Hugus estate, 308.53 feet	3,576 43
Paul Hugus estate (150), 200 feet	1,741 76
James Caldwell (280), 339.06 feet	3,251 29
Mary Miller, 100 feet	1,161 18
Mrs. S. J. Sargeant, 325.72 feet	3,773 82
Henry H. Negley, 104.94 feet	1,207 62
Eliza Evans, 100 feet	1,161 18
Thomas A. Mellon, 204.94 feet	2,388 80
Thomas Mellon, 316 feet	3,669 52
John R. Gregg, 108.43 feet	1,259 07
Hartman & Schwan, 111.43 feet	1,288 91
Charles Lockhart, 191.82 feet	2,217 85
Charles Lockhart, 7.46 feet	81 28
H. S. A. Stewart, 327.51 feet	3,797 04
H. S. A. Stewart, 286.69 feet	3,320 96
H. S. A. Stewart, 284.39 feet	3,297 74
Mrs. S. J. Sargeant, 646.83 feet	7,501 20
John H. McKelvey, 334.98 feet	3,878 33
John H. McKelvey, 302.33 feet	3,506 75
Mrs. Cath. Negley, 132.06 feet	1,532 75
	$132,000 76

Respectfully submitted,
EDWARD JAY ALLEN,
DANIEL WENKE,
TIMOTHY O'LEARY, JR., } Viewers.
PITTSBURG, September 27, 1889. oc4-79

VIEWERS' REPORT—

On the construction of a public sewer on Meyran street, from crown, between Louisa street and Bates street, to Louisa.

To the Select and Common Councils of the city of Pittsburg.

The undersigned, Viewers of Street Improvements in the city of Pittsburg, appointed by the Court of Common Pleas of Allegheny county, and authorized by an ordinance passed on the 27th day of February, A. D. 1889, a copy of which is hereto attached, to make an assessment of the cost and expense of constructing a public sewer on Meyran street, from crown, between Louisa street and Bates street, to Louisa street, in said city, upon the property benefited thereby under the provisions of and in accordance with an act of Assembly of the Commonwealth of Pennsylvania, entitled, "An act authorizing and directing Councils of cities of the second class to provide for the improvement of streets, lanes, alleys and public highways, sewers and sidewalks, requiring plans of streets, providing for the appointment of a Board of Viewers of Street Improvements, prescribing their duties, granting appeals to Councils and Court, providing for the assessment and collection of damages and benefits, authorizing the use of private property and providing for filing liens and regulating proceedings thereon, and prohibiting the use of public streets without authority of Councils," approved the 14th day of June, A. D. 1887, respectfully report:

That, having been first duly sworn and qualified according to law, they proceeded in the manner and according to the directions of said act, to discharge the duties of their appointment; that, having viewed the premises, they made an assessment of said cost and expense upon the property benefited, and caused a plot and statement to be made, as required by said act, and having given to the owner of each lot ten days' notice of the time and place of meeting, they met on the 16th day of September, A. D. 1889, at the office of the Board of Viewers, in the city of Pittsburg, heard all complaints and evidence offered, and having made all modifications and corrections which they deem proper, assessed the cost and expense of constructing said sewer upon the following property, upon each for the amount set opposite the name of the owner thereof, viz.:

Chief of Department of Public Works, statement of cost:

360 lineal feet 15-inch pipe sewer, $0 82	$ 295 20
2 manholes, $28	56 00
1,550 pounds castings (to Fisher F. & M. Co.) $1 68	26 04
Superintending, engineering, advertising, etc.	75 00
Printing ordinances and notices	40 00
Printing viewers' report	21 25
Making plan and serving notices	10 00
Viewers' time	42 00
	$ 565 40

ASSESSED.

Meyran street, east side, from crown between Louisa and Bates to Louisa—

Frank Shaffer, 44 feet	$41 90
S. Adams, 22 feet	20 95
P. H. Spahman, 22 feet	20 95
C. Phillis, 22 feet	20 95
Abbie Keidel, 22 feet	20 95
Alex. Radcliff, 22 feet	20 95
A. McClain, 22 feet	20 94
J. B. Radlaugh, 22 feet	20 94
Daniel Edgar, 22 feet	20 94
W. Pelsinger, 22 feet	20 94
A. Leasa, 22 feet	20 94
W. H. H. Chester, 22 feet	20 94
West side—	
C. H. Chance, 22 feet	20 94
C. H. Chance and A. Sroyers, 22 feet	20 94
T. P. and A. L. Matthews, 44 feet	41 90
W. N. Jarrett, 22 feet	20 94
Wm. Bunton, 22 feet	20 94
Theo. Frey, 22 feet	20 94
George Reineman, 22 feet	20 94
John Stippick, 22 feet	20 94
Chas. E. Koch, 22 feet	20 94
Harriet H. Morrow, 22 feet	20 94
M. F. Moore, 33 feet	31 42
E. Getty, 33 feet	31 42
	$565 49

Respectfully submitted,
EDWARD JAY ALLEN,
DANIEL WENKE,
TIMOTHY O'LEARY, JR., } Viewers.
PITTSBURG, September 16, 1889. oc4-79

VIEWERS' REPORT—

On the opening of Omana street, from Bigham street to Merrimac street.

To the Select and Common Councils of the city of Pittsburg:

The undersigned, Viewers of Street Improvements in the city of Pittsburg, appointed by the Court of Common Pleas of Allegheny county, and authorized by an ordinance passed on the 21st day of January, A. D. 1889, a copy of which is hereto attached, to appraise the damages sustained in the opening of Omaha street from Bigham street to Merrimac street, in the city of Pittsburg, and make an assessment therefor under the provisions of and in accordance with an act of Assembly of the Commonwealth of Pennsylvania, entitled, "An act authorizing and directing Councils of cities of the second class to provide for the improvement of streets, lanes, alleys and public highways, sewers and sidewalks, requiring plans of streets, providing for the appointment of a Board of Viewers of Street Improvements, prescribing their duties, granting appeals to Councils and court, providing for the assessment and collection of damages and benefits, authorizing the use of private property and providing for filing liens and regulating proceedings thereon, and prohibiting the use of public streets without authority of Councils," approved the 14th day of June, A. D. 1887; respectfully report:

That, having been first duly sworn and qualified according to law, they proceeded in the manner and according to the directions of said act, to discharge the duties of their appointment; and having given the notices required by said act, they viewed the premises and heard all the allegations and evidence of the several parties claiming damages, and after full consideration thereof, find that no owner of property has sustained any damage by reason of said improvement, that, after ascertaining the whole amount of costs, they made an assessment of the same upon the properties benefited by said improvement, and caused a plan to be made, and prepared a statement, as required by said act, and having given to the owner of each lot ten days' notice of the time and place of meeting, they met on the 11th day of September, A. D. 1889, at the office of the Board of Viewers, in the city of Pittsburg, heard all complaints and evidence, and, after full consideration thereof, present the following report, showing the amount each property holder is entitled to pay as the proper proportion of said cost:

EXPENSES.

Printing ordinances and notices	$ 40 00
Printing viewers' report	20 50
Making plan and serving notices	10 00
Viewers' time	42 00
	$ 112 50

ASSESSED.

Omaha street, north side, from Bigham to Merrimac street—

M. A. Remiger, 27 feet	$ 4 00
J. D. Remiger, 49 feet	7 27
L. McLean, 24 feet	3 56
Eph. Ralph (50) 100 feet	7 41
C. Baltenberger (50), 100 feet	7 41
C. Baltenberger (50), 100 feet	7 41
South side—	
M. C. Hefferman, 111 feet	16 46
Thomas Flaherty, 50 feet	7 41
O. Frasher, 108.85 feet	16 00
A. C. Patterson, 85 feet	12 60
Annie R. Rollins, 50 feet	7 41
G. W. Furcron, 25 feet	3 70
E. E. Pagett, 25 feet	3 70
E. L. Rollins, 50 feet	7 41
Thomas S. Rollins (5) 25 feet	75
	$ 112 50

Respectfully submitted,
EDWARD JAY ALLEN,
DANIEL WENKE,