

The Cotulla Record.

OFFICIAL ORGAN OF LASALLE AND MCMULLEN COUNTIES.

VOL. 3, NO. 27.

COTULLA, TEXAS, FRIDAY, AUG 31, 1900.

\$1. IN ADVANCE

WATERS-PIERCE CASE REVIEWED.

EX-GOV. HOGG VIEWS ENTIRE MATTER FROM A LEGAL STATUS AND CITES CASES.

Some Strong Points.

Whole Matter Seems to Need Full Discussion.

The following is the legal argument of Hon. James Stephen Hogg on the Waters-Pierce case: The State of Texas, represented by the attorney general, procured in the district court of Travis county a judgment cancelling the permit of the Waters-Pierce Oil company and forever enjoining it from doing business in this state, upon the ground that it was a trust. From this judgment the company appealed to the supreme court of Texas and, after due deliberation, the case was again affirmed. Not satisfied, but still contending, this same company carried the case to the supreme court of the United States, challenging the constitutionality of the anti-trust law of 1890. It again lost and then it set about in the pursuit of other remedies by which it could resume business in Texas. This case remained in the courts subornly contested for nearly four years. During all this time the Waters-Pierce Oil company

in the same way, through the same instrumentalities which the court in the first and the last instance held to make it a trust. Its business was not checked or impeded for one moment during the long period of this litigation. It was generally understood, however, that when the supreme court of the United States sustained this law, the injunction originally granted in the district court of Travis county against this company would be speedily, vigorously enforced and that they would consequently be forever driven from the state. This was not done. A new turn, however, was taken, which if correct, placed this trust upon a secure, permanent basis of operation which it did not occupy before this suit was instituted. It simply "reorganized" by producing a "new charter" in the state of Missouri, presented its application and affidavit to the secretary of state for a permit to do business and it was granted. So we had the Waters-Pierce Oil company before the litigation and now we have the Waters-Pierce Oil company after the litigation doing business in Texas, without cessation a day or an hour from beginning to end. The Waters-Pierce Oil company operating in Texas today, claims that it was not the Waters-Pierce Oil company which had litigation with the state of Texas and was properly enjoined by the courts. Why? Because it contends that it "dissolved" one day and got out a new charter the next day in the state of Missouri. It was incorporated at first as an oil company; it was incorporated next as an oil company. It was not "dissolved" by legislative action, or by the court's decree, or by lapse of time, or by reason of insolvency. After procuring this so-called new charter, the Waters-Pierce Oil company, through its president and general attorney, presented to the secretary of state an application for a permit to do business in Texas. This officer, upon the advice of

the attorney general, granted the permit. Upon these facts the question is: Was the secretary of state and the attorney general in his advice to him correct in his action? I contend that he was not. In support of his opinion on the subject the attorney general cites the following authorities:

Island City Saving Bank vs. Sachtleben, 67 Texas, 421.

Marshall vs. Western North Carolina R. R. Co., 92 N. C. Rep., 322.

Angell & Ames on Corporations, sec. 780.

Morowetz on Private Corporations, sec. 563.

Revised statutes of Texas, Art. 745.

Beattie et al vs. Hardy, 53 S. W. R., 685.

I have examined these authorities and submit to any candid lawyer that they impeach rather than sustain his opinion. In the Island City Savings Bank case, the bank had become insolvent, closed doors and refused to pay its creditors. The stockholders had a public meeting and proposed a settlement which all the creditors of the bank accepted, except the plaintiff. The bank reorganized with new stockholders and directors and opened business at the same old stand. Sachtleben, the plaintiff, brought suit and recovered judgment for the full amount of his deposit which he had left in the bank. The new bank, the defendant, appealed the case to the supreme court upon the proposition that the liabilities of the old concern, the liabilities of the old concern. The supreme court held against this contention, affirmed the judgment of the court below, and held the so-called new bank liable for this depositor's claim, although the concern undertook a change of clothes by a subterfuge. It failed to do so. How the attorney general can derive any support or consolation from this decision is, to say the least, enigmatical.

In the Marshall vs. Railway company case, from North Carolina the facts are different. The railroad company which was sued was a new company, exercising different franchises from the old one and was operating under a special law giving it the express right to become a new corporation for a valid, valuable, and what appears to be a full consideration. Besides this the plaintiff brought his suit in the justice's court which the supreme court says possesses on equity power whatever, intimating that if this action had been brought in a court of equity his remedy in the pursuit of the property of this new corporation, which it had acquired from the old, may have been sustained. The supreme court made use of the following pertinent remarks upon the facts before it:

"The fundamental powers conferred upon the new company, different in most material respects from the old—the chief purpose of the reorganization being clearly such as we have indicated, and the express declaration in the act that the old company shall be reorganized as a new corporation—these things leave no doubt upon our minds that the purpose of the legislature was to create a new and independent corporation, relieved entirely of the old one, its liabilities and embarrassments, if it had any. * * * It (the act) contains no provision—certainly none in terms—that extends to the new company the powers and privileges conferred by the char-

ter of the old one."

In that case the only remark that can give the attorney general any relief is the repetition of the well known truth, undisputed by lawyers or text writers, that "the mere fact that the new corporation as allowed to retain the name of the old one—however much this might tend to mislead uninformed people—cannot be allowed to disappoint the intention of the legislature so clearly expressed. In this case, the new corporation, as the court said, possesses none of the power or franchises of the old. In the Waters-Pierce Oil company case, the new company changed charter without changing purposes, privileges or franchises, because it continued in business, with the same instrumentalities, within the jurisdiction of the state of Texas.

Section 750 of Angell & Ames on Corporations, cited by the attorney general, announces no new doctrine, but merely reiterates a well established old one to the effect that "when a corporation has been dissolved, the government by grant may revive or renovate the old or create a new one in its place." No lawyer disputes this, nor has there been a serious contention that where an old one is properly dissolved a new one, as its successor, could not operate under the same name. This very section, however, gives utterance to a doctrine that cannot be disputed or overturned to the effect "that a corporation may retain its personal identity, although its members are constantly changing; for it is its artificial character, powers and franchises, and not the natural character of its members which constitute that identity. * * * To ascertain whether a charter creates a new corporation or merely continues the existence of the old one, we must look to its terms, and give them a construction consistent with the legislative intent of the incorporators." What was the intent of the gentlemen who procured the so-called new charter for the Waters-Pierce Oil company? Was it to meet one of the fatalities which so often overtake a corporation, such as a legislative forfeiture or a forfeiture by judicial decree, or by lapse of time, or the insolvency of the company, or a voluntary dissolution to go out of business and to divide its assets among its stockholders? Was the intention to meet either of these emergencies that the Waters-Pierce Oil company changed its charter, or was it to get around the Texas injunction? The old charter was valid, as good, as valuable as the old one. The business rights and purposes of the former were evident in the latter. Then as the intention of the incorporators will solve the question as to whether the act in fact was to create a new corporation or merely continue in existence the old one, this intent can best be found and understood by the fact that the injunction had to be met in some way, in order for the company to do business at the same old stand, with the same instrumentalities and in the same way.

Section 593 of Morowetz on Private Corporations, cited by the attorney general treats of the liabilities of directors for acts impairing the value of shares of stock, and in no sense applicable to the point discussed in his opinion. In passing, however, it may be properly suggested that this authority about as well supports his opinion as any other he has cited.

Section 745 of the revised statutes of Texas is the next authority in which he relies. This law requires the secretary to file a duly certified copy of the articles of association of any foreign corporation for pecuniary profit, and to issue to such corporation a permit to transact business in this state. This statute, as to permits to be granted to foreign corporations necessarily implies two things:

(1) That it is a lawful one; (2) That it is not forbidden by any Texas law. The secretary of state, as an officer of the constitution, belongs to the executive branch of the government, and is required as he takes an official oath to support the constitution and laws of this state. Now if a foreign corporation were to present its articles of association and ask for permission to do business in this state of buying and selling land, certainly the secretary would not grant a permit to do it. Why? Because such a corporation is forbidden to do business in this state. If a foreign corporation, authorized to own, construct and operate a railway, were to file its articles of association and ask for a permit to do business in Texas, the secretary certainly would not grant it. Why? Because no such corporation is authorized to do business in Texas, except when organized under a particular chapter in our statutes that subject. Would he file and grant a permit to

any other country to do a state banking business in Texas? No, for the simple reason that such corporations are forbidden by the constitution to do business in this state. Nor would he be required to file the articles of association and grant a permit to do business in this state, to a foreign corporation which may be by the laws of some foreign country chartered to commit murder in this state. Why? Because the laws of our state forbid this crime. Plainly it is the duty of the secretary of state to exercise the power of denying a permit to any corporation that is forbidden by the statute or constitution to do business in this state. "If this is not true then all corporations, legal and illegal, are entitled to do business in Texas on making the affidavit and paying the statutory fee.

Now, then the last case cited by the attorney general, upon which he bases his proposition that the secretary of state is compelled to grant this permit to the Waters-Pierce Oil company, is that of Beattie et al vs. Hardy, 53 S. W. R., 685. This case is in no respect applicable to the question under consideration as any fair minded man must admit, if he will read it. Beattie and his associate asked the secretary of state to file their charter for the purpose of owning and operating a flouring mill, elevator and cotton gins in Ardmore, Indian Territory, and to buy and sell grain with its place of business at Gainsville, Texas. He refused to file the charter and Beattie brought the action in the supreme court by mandamus to compel him to do so. The issue presented upon the facts involved the question as to whether or not the proposed corporation was a legal one. The supreme court held that it was and ordered the secretary to file the charter. Our statutes plainly authorize the incorporation of a company to do this kind of business. The objection the secretary seemed to have to the charter was that the company intended to have its headquarters and principal place of business in the Indian Territory.

(Continued on 2nd page.)

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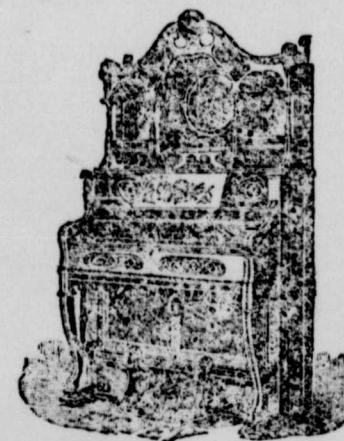
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The Cotulla Record.

J. M. DANIEL, Editor and Proprietor. C. E. MANLY, Editor.

Subscription \$1.00 Per Year in Advance.

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FRIDAY, AUG. 31, 1900.

Announcements.

District \$10.00, County \$5.00, Precinct \$2.50.

DISTRICT ATTORNEY.

I hereby announce myself as a candidate for the office of District Attorney of the 36th Judicial District, subject to the action of the Democratic District Convention.

DISTRICT AND COUNTY CLERK.

We are authorized to announce Edward Cotulla as a candidate for the office of District and County Clerk at the ensuing November election.

G. H. Knapp announces himself as a candidate for reelection to the office of District and County Clerk of La Salle county, and asks the support of all voters.

SHERIFF & TAX COLLECTOR.

W. M. Brewster announces himself as a candidate for reelection to the office of Sheriff & Tax Collector at the ensuing election, and respectfully solicits the support of the voters of La Salle county.

W. T. Hill announces himself as a candidate for the office of Sheriff & Tax Collector of La Salle county at the ensuing November election.

COUNTY JUDGE.

We are authorized to announce R. T. Howe as a candidate for reelection to the office of County Judge of La Salle county, at the ensuing November election.

C. C. Thomas announces himself as a candidate for election to the office of County Judge at the ensuing November election, and respectfully solicits the support of all voters.

To the Voters of La Salle County: I hereby announce myself as a candidate for the office of County Judge, and respectfully solicit the support of the people, promising a faithful discharge of the duties of said office if elected.

HIDE AND ANIMAL INSPECTOR.

I hereby announce myself as a candidate for the office of Hide and Animal Inspector of La Salle county, and promise a faithful discharge of the duties of said office if elected.

TAX ASSESSOR.

W. E. Campbell respectfully announces himself as a candidate for reelection to the office of Tax Assessor of La Salle county at the ensuing election, and asks the support of the voters.

The undersigned respectfully announces himself to the people of La Salle county as a candidate for the office of Assessor, and hopes for some of their support at the coming election.

FOR TREASURER.

We are authorized to announce L. W. Gault as a candidate for Treasurer of La Salle county at the ensuing November election.

Politics and political schemes have been the chief topic of discussion this past week and consequently things are stirred up. Two candidates have withdrawn leaving the race open to others, no new ones have come out and thus the matter stands.

Read carefully the old ex-governor's speech in this issue of the RECORD and weigh his reasons for opposing the gigantic trust to which it refers. As is usual in such matters Hogg is on the side of the common people and valiantly does battle in their behalf. In cases of this kind he is always found on the side of right.

All arrangements have been completed for the Banquet and Ball Monday, Sept. 3rd and every one is anticipating a good time. Things are moving serenely forward and so far as is known success will rest with the efforts of the people of Cotulla in this affair. Everyone who may read, or hear, or see anything about the celebration is invited to attend and partake of our hospitality. We draw the line at no point, but cordially invite all who will come.

WATERS-PIERCE CASE REVIEWED.

(Continued from 1st page.)

If the charter had not contained any reference to the Indian Territory then this question would not have been raised, for the charter in all other respects complied with our laws. No one will contend that a corporation organized in this state for the purpose of owning and operating a flouring mill, elevator and cotton gins and to buy and sell grain could not exercise all of those rights in any other state in the union as well as in Texas, unless the particular state or territory forbade it. So that this corporation never extended or abridged its privilege by saying that it intended to carry on business outside of the state at a particular point as well as in the state. How this decision can be used with effect or satisfaction in support of the attorney general's opinion, wherein he advises the secretary of state to grant the Waters-Pierce Oil company, a new permit to do business in Texas, must be confusing to any man's mind who will search for the reason. No one contends that these state of affairs is vested with a discretion to say what kinds or classes of corporations shall be chartered or permitted to do business in this state, for this is purely a legislative function, controlled by our constitution. It is equally as impracticable, as unreasonable, for any man to contend that this office can do more than file the articles of association and grant a permit to every corporation that seeks to do business in Texas, which is willing to make the required affidavit and pay the statutory fee. I contend that he must exercise the power in obedience to the constitution and law to refuse permits to all illegal corporations, including trusts, to do business in this state, and that this is not the exercise of discretion at all. It is merely the performance of a plain duty as an officer. If from any fact, circumstance or report, he has notice that the proposed corporation is an illegal one, or that it is resorting to a subterfuge, or is practicing fraud to evade the decrees of the courts, certainly, in the exercise of his lawful powers, he would not be helpless in his action to protect the people against the lawless conduct. He should refuse to grant it a permit and let the issue of fact be settled in a court if the corporation desired to resort to that forum. When doubt is cast upon the right of a corporation to do business, this doubt must be solved against the corporation. This elementary proposition is as sound as the one that a corporation can not exist or do business without the consent of the government. Another proposition quite as sound, is that no solvent corporation can by an act of voluntary dissolution or reorganization escape its liabilities or responsibilities. See Morawetz on Private Corporations, Thompson on Corporations, Angell & Ames on Corporations. I submit also that under the laws of Missouri a solvent corporation can not voluntarily dissolve except: 1 That two-thirds of the stockholders make application there to the circuit court; 2 That it file a complete inventory of its assets and liabilities; 3 That it give three week's public notice to all interested persons; 4 That the court on a hearing enters the decree of dissolution.

When this oil company changed its charter, it and its officers were liable to the state of Texas in heavy penalties amounting to several hundred thousand dollars, besides punishment for doing business in the state for several weeks in violation of the court's injunction after the final decree was entered, and it made this change in one day without notice or the decree of court. If the attorney general is right, then this law and all these liabilities have been avoided by this re-charter and second reorganization. Thus a new principle in corporation law, which must become known as the "Oil Doctrine," has made its appearance to disturb public affairs by overriding the law and the courts.

In turning from the discussion of these laws and the authorities on which the attorney general bases his opinion to the secretary of state, by which he advised him to grant the permit in question, I now call your attention to the following facts which perhaps will not be disputed by any one. (1) That the Waters-

Pierce Oil company which is doing business in Texas today, is the so-called charter under the laws of the state of Missouri. It bears the exact name of the corporation which it claims to have succeeded. That the purpose for which the new corporation was organized was the identical purpose for which the old corporation was chartered; (2) That the new corporation is doing business in this state, by and through the same officers and with the same equipment, paraphernalia and instrumentalities used by the old company. With these facts generally known, starting the attorney general and secretary of state in the Missouri submit the following proposition of law which should have been considered by and governed them in their action:

- (1) That under the laws of Missouri, no proposed corporation is allowed to have the same or a similar name of any corporation previously incorporated in that state for a similar purpose. (2) That any action involving the official duty of a law officer, he must exercise a discretion or power to inquire into any, or all facts, necessary to guard against the violation of the law.

In support of these two propositions I call attention to the case of the state of Missouri ex rel. v. McGrath, 5 S. W. R. 20, and article I, sec. 33 and article IX, sec. 990 of chapter 12 of the latest Revised Statutes of Missouri.

(Continued on last page.)

Owing to the fact that Monday is a legal holiday District court will not convene in Carrizo Springs until the day following and then only the juries will be impaneled. This will give our friends of Dimmitt county a chance to attend the barbecue here and reach home in time for the opening of court.

The Truck Farmer, published at San Antonio has the following to say:

Mr. Geo. Copp of Cotulla is the first to make report this year of a crop. He reports a crop of twelve acres, from land yield 25,000 pounds of No. 1, 3,500; 3,000 pounds at 1 1/2 cts. 2,450; 1,500 pounds at 1 1/2 cts. 50. Total, \$4,100. Two acres of the above were used for experimenting with different kinds of seed and went largely to seed and shells on account of wet season. Ten acres of sorghum produced 100 tons of hay without irrigation besides another crop to be heard from. Mr. Copp's place is located near Cotulla, La Salle county, Texas, on the Neches river. Only a few years ago Mr. Copp started the truck business and it was whispered that his mind was affected. Since he has been making a small fortune off of his truck they found out that his mind was really affected, but different to what many supposed. He has several hundred acres of this land for sale as he can only use 100 acres.

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No matter what ails you, headache to a cancer, you will never get well until your bowels are put right. CASCARETS help nature, cure you without a gripe or pain, produce easy natural movements, cost you just 10 cents to start getting your health back. CASCARETS Candy Cathartic, the genuine, put up in metal boxes, every tablet has C. C. C. stamped on it. Beware of imitations.

LIVE STOCK QUOTATIONS.

Table with columns for 'TO-DAY'S PRICES AS REPORTED BY DOUGHERTY & LYFORD, SAN ANTONIO.' and rows for various livestock types like Choice heaves, Common, Choice fat cows, etc.

Correspondence.

FROM MILLETT.

Millett, Aug. 30—H. W. Earnest and C. L. Daniel returned from San Antonio last Friday. F. S. Moffett was here Tuesday on business.

Miss Lila McClure is visiting here this week.

Ira Driscoll of San Marcos came down Wednesday.

Mrs. A. Millett returned home Sunday with her mother.

"Whiskers" Binkley and wife went to Cotulla Wednesday.

Miss Bonnie Binkley left Saturday for her home in Del Rio.

Col. Lane, Capt. Millett and Mr. Flowers went to San Antonio Monday.

Henry W. Earnest went to Laredo yesterday and returned today.

W. B. Guinn has just completed the county bridge over the Cibola here.

Wm. Earnest left Friday for his home in San Marcos where he will attend school at Coronado Institute.

Mrs. J. D. Hightower and children have returned from New Boston where they have been visiting.

Mr. Walter Reed went to a hop at Pearsall last Saturday and returned Monday accompanied by Mr. Dave Fryor.

Had a good rain of its kind yesterday—let it be a mighty poor kind—only a light shower, and the balance sand.

There was a ball given at the residence of Mr. C. Rummel last week and a very enjoyable time reported by all who attended.

Mr. Harry Robinson, the budding young drummer for Longin and Bernheim, of San Antonio, was in town Friday and did a rushing business selling the celebrated Durham Brand hats and shoes.

PRAIRIE VIEW.

Prairie View, Aug. 30—Rain is needed very badly in this part of the county.

Miss Emma Salmon of Cotulla is out visiting friends.

Quite a number of our people will celebrate Labor Day at Cotulla.

Mrs. Dannie Oberwetter of Carrizo Springs is down visiting friends and relatives.

Our worthy road overseer, Geo. Wright, has been quite busy working the road the past two weeks.

Mr. Martin Wilkins, accompanied by his charming daughter, Miss Mason, spent Thursday in Cotulla.

A crowd of young people went on the river fishing one day this week—but did they catch any fish? Echo answers, "only one."

Mr. Hayden and wife, and their daughter, Miss Agnes, also Mrs. Palmer of Loire, are visiting Mrs. Hayden's sister, Mrs. Dan Williams.

After spending several weeks visiting relatives here Miss Lena Gates left Thursday for her home near Lytle. A farewell party was given her at the Wilkins' ranch Wednesday night and was quite a social success. Those present were: Mesdames Wilkins and Miller, Misses Lena Gates, Lavana and Mason Wilkins, Lola, Ethel, Addie and Johnnie Williams, Minnie and Macie McMains, Olivia Howard, Georgia and Viola Gardner, Della Myers, Sallie and Tommie Trammell and Agnes Hayden.

Messrs. Martin Wilkins, Jack Miller, H. R. and Robert Trammell, Bob, Leroy, Jim, Turner and Ramby Williams, Peas, Joe and Perry McMains, George Wright, John and Robt. Hall, W. T. and Joe Gardner, Harry Graham, Tom and Amos Wilkins, Guy Franks and John Witters.

FROM ENCINAL.

Miss Lillian Pope has been appointed assistant teacher here this year.

Prof. Henry is again in Encinal after spending the vacation months with relatives in Stockdale.

Mr. Will Campbell of Cotulla has been here for the past two weeks, putting up a windmill for Breeching Bros.

Mr. T. A. Coleman and family came in Monday and spent the night, enroute to the Alamo City, their home.

Joel Cotulla shipped a car load of cattle to market last Sunday and is now below buying cattle for another shipment.

Miss May Russell who has been visiting Miss Clifton Brooks for the past month returned to her home in Cotulla last Monday accompanied by her father who filled his regular appointment here Sunday night.

A grand ball was given in Encinal last Friday night and was enjoyed by all. Those present were: Mesdames Geo. Berry, W. M. Spindle, J. R. Rodriguez, and M. S. Cobb. Misses Clara Murphy Laredo, Mabel Lipscomb, Elsie McFarland, Lizzie, Annye, Mamy and Katye Buckley, San Antonio, Emma McMulin, Mary Morrison, Alice Hillard, May Cobb, Johnnie Breeding, Katie Morrison, and Shirley Breeding. Messrs: Geo. Perry, James and Ed Breeding, Scott Cobb, Jas. Salmon, Frank Hillard, Nellie Buckley J. A. Rodriguez, J. R. Rodriguez, James Shark, John Bell Moore, Celestine McMulin, Wesley Taylor, Dent Cobb, Ben Morrison and Frank Breeding.

KLEBERG WILL BE HERE.

The Committee on invitation today received a letter from Congressman Ralph Kleberg accepting their invitation to address the people at the Barbecue Monday.

AMERICAN BARBER SHOP.

For the White Trade Only. YOUR TRADE SOLICITED. WILL TREAT YOU RIGHT.

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I represent all the most reliable Fire Insurance Companies now doing business in Texas. A policy in one of these companies is sure gain in case of fire. Give me a call. J. N. Daniel.

Mrs. M. T. Clark.

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PROFESSIONAL CARDS.

Chas. H. Mayfield, Attorney at Law.

Will practice in all the courts of the 36th Judicial District.

Covey C. Thomas, Attorney-at-Law, Land Agent.

Will practice in all courts, Prompt and careful attention given all business.

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Stirling T. Phelps, Lawyer and Land Agent.

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O. F. WELSH, DENTIST.

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Dr. Welsh will visit Cotulla regularly.

George Krichbaum, First-class Shoemaker.

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WHAT WEAKENS.

women more than anything else is leucorrhoea. This aggravating disease is permanently cured by...

G. F. P. (GERSTLE'S FEMALE PANACEA)

It will work up a good trade on your G. F. P. get it through a can of Lenoir's where all other medical aid has failed.

Try G. F. P. at once. It will make you strong, vigorous, regular and cure you of any form of female weakness.

Write to our LADIES HEALTH CLUB in charge of Lenoir's, they will advise you fully and explain your trouble. Address: LADIES HEALTH CLUB, care of L. Gerstle & Co., Chattanooga, Tenn.

PRICE \$1.00 A BOTTLE. If your druggist does not handle G. F. P. we will send you a bottle free of charge.

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Beauty is Blood Deep. Clean blood means a clean skin. No beauty without it. Cascares Candy Cathartic cleans your blood and keeps it clean, by stirring up the lazy liver and driving all impurities from the body.

Hack Line.

BETWEEN COTULLA AND CARRIZO SPRINGS.

Hack Leaves Cotulla every Monday and Thursday Evenings.
Good Teams and Comfortable Hacks Charges Reasonable.

S. G. McMAINS, Prop.

CONTINUED STORY OF LIFE IN AND AROUND COTULLA.

Time rolls on.
Monday is Labor Day.
School opens Tuesday next.
Good old-fashioned Barbecue.
Nice fresh groceries at R. A. Gilmer's.
Labor Day Haircut at Arthur Leber's.
Don't fail to see the Roping Contest.
R. A. Gilmer's for cheap groceries.
T. J. Alderman of Twohig is in town today.
"The Third" will be a gala day in Cotulla.
Local politics have been quite lively this week.
To-day's passenger train was about seven hours late.
The boys are busy practicing for the Roping Contest.
Dry goods, boot's shoes and hats at R. A. Gilmer's.
Rev. Russell preached at Encinal last Sunday night.
A nice shower would be very beneficial just at present.
George Lowry of Dilley was in the city yesterday evening.
To Cure Constipation Forever, Take Cascara Candy Cathartic. 10c per box. If C. C. Co. fail to cure, druggists refund money.
Indicate we
3rd.
Quite a crowd of young people spent Monday on the river picnicing.
Let's everybody get together and have a grand old time Monday.
'For White Trade' is the motto of the American Barber Shop.
L. P. Williams of Prairie View was in town after supplies for his ranch yesterday.
Col. W. C. Irvin of the Frio country was in the city this morning.
W. B. Stanfield made a flying trip over to Carrizo Springs during the week.
The first week of school will begin Tuesday and end Saturday. Remember this.
Educate Your Heavies With Cascareta Candy Cathartic, once constipation forever. 10c per box. If C. C. Co. fail to cure, druggists refund money.
W. T. Hill and wife were up visiting Mr. G. H. Knaggs and family this week.
Mrs. B. F. Claanch returned Sunday from a week's visit at the Herring ranch.
Get a Labor Day shave at the American Barber Shop. Arthur Leber, proprietor.
J. P. Williams manager of the Holmes Ranch was in town Thursday on business.
Capt. Rogers and Creed Taylor received orders last Saturday to go to San Augustine.
Mr. C. B. Burwell, who is working on the new hotel at Encinal, spent Sunday here with his family.
B. P. Roberts, who has been here for several months visiting his parents, left Thursday for Lyton Springs.
Parents: don't forget that the first Saturday in September will be a school day. This is made necessary in order to keep the school months regular.

For a good shave, a good hair cut and courteous treatment, try the American Barber Shop.
Miss Rosa Held, arrived on this evening's train from Millett and will remain until after the barbecue.
The machinery for the gin and grist mill arrived Sunday and it will not be long before it will be in running order.
Chas. H. Mayfield returned Thursday from Houston and San Antonio where he went on professional business.
W. E. Campbell has been at Encinal the past two weeks putting up a windmill and tank for Breeding Bros.
Messrs B. F. Burris and Wm. Clary were in town today from their ranches, and both paid us a pleasant call.
Eugene M. Robin, head clerk in the mercantile house of R. A. Gilmer, spent Sunday with friends at Encinal.
Master Willie Keek who has been spending awhile with his grandparents at Pentress, returned home this week.
The small boy has made himself very scarce of late—they are off training their burros and practicing for the sack races.
The boys that intend to enter the Burro races at the Barbecue have not been losing any time lately—all busy training their steeds.
Messrs Chas. Wynne and Steve Carney of San Antonio, arrived here last Saturday and went out to the Irvin Ranch to spend a week or two.
Don't Tobacco Spit and Smoke Your Life Away. To quit tobacco easily and forever, to keep your lungs, nerves and vision, take S. G. M. Co.'s "Cure." It makes weak men strong. All druggists, 10c per box. Guaranteed. Bunkies and sample free. Address: Sterling Remedy Co., Chicago or New York.
After an absence of several weeks visiting Miss Clifton Brooks at Encinal, Miss Mae Russell returned to her home in Cotulla.
Miss Leana Gates, who has been visiting at the Wilkens ranch for several weeks past left Thursday for her home near Lytle.
Atty. Eduardo Garza, who has been here for several weeks in the interest of the heirs to the Lena Contreras estate, left Tuesday for San Antonio.
Ranchmen: When you come to the Barbecue Monday drop in the American Barber shop and let me fix you up.
Arthur Leber.
Wanted—To exchange buggies, wagons, farm implements, and hardware of all kinds for horses and mules.
C. H. Dean Co., San Antonio.
Mr. R. N. Skull an old time and respected citizen of La Salle paid us a very pleasant call Tuesday morning, and left a dollar for his subscription.
A grand public ball will be given at the Court House Monday night, to which ALL are invited. Good music and strict order will be guaranteed.
For the convenience of visitors the Barbecue committee will have wagons and hacks to meet all trains on the day of the celebration and convey them to the picnic grounds.
E. L. Breeding of Encinal candidate for the office of Hide & Animal Inspector was circulating among the Cotulla people for several days this week.
If you leave the city for a few weeks visit order the RECORD sent to you in order that you may keep posted on the happenings at home. Address changed as often as desired.
School will open Tuesday morning Sept. 4th and the first week will close Saturday evening. This arrangement has been made to keep the school months regular and give the pupils a chance to attend the Barbecue.

Do you need anything in the Dry goods line? Let us show you our goods; if we can't please you in both quality and prices, you can't be pleased.
Kerr & Henrichson.
Martin Wilkins, a good citizen and prosperous ranchman from our sister county, Dismitt, in company with his daughter were in the city trading one day this week.
Wanted—To exchange buggies, wagons, farm implements and hardware of all kinds for horses and mules.
C. H. Dean Co., San Antonio.
A bouncing baby girl arrived at the home of Mr. and Mrs. F. D. McMahon last night. Mother and little Miss are doing nicely, and "Me" is the happiest man in town.
For years the merchants of Cotulla have been holding a good trade, but now as many towns are growing up near by, they will have to advertise and get out and hustle if they keep it.
District Court will not convene at Carrizo Springs until Tuesday, Sept. 4th owing to the day previous being a legal holiday. This information is given on authority of Judge M. F. Lowe.
Miss Lizzie Gilmer, who has been absent from the city for over a month visiting friends in San Antonio, San Marcos and Lockhart, returned last Saturday evening. She reports of a most pleasant stay.
Don't forget that Tuesday Sept. 4th has been set for District Court to convene in Carrizo Springs, so let all the people from that section attend the Grand Barbecue and Ball at Cotulla Monday.
ATTENTION CATTLEMEN.
An unlimited fund of money to loan on cattle. Apply to W. C. Irvin & Sons, 1002 Broadway, San Antonio, Texas. Agent for the Chicago Live Stock Commission Company.
Wanted—To exchange buggies, wagons farm implements, and hardware of all kinds for mules and horses.
C. H. Dean Co., San Antonio.
Mrs. A. Burke and Misses Emma Adimi and Mary Baylor returned Tuesday from Corpus Christi, where they have been for the past month. They were met here by Mr. W. A. Kerr and left the day following for Ft. Ewell.
School will open Sept. 4th instead of the day previous as heretofore announced, but to keep the school months regular, Prof. Davis will teach the following Saturday. Patrons will please take note of this change.
The meeting at the Baptist Church closed Sunday night. There were four additions to the church. Rev. Ely is an earnest worker for the cause of Christ and he preached to a crowded house every night. He left Tuesday in company with Rev. Roberts for Carrizo Springs.
Rangers C. E. Rogers and Milan Wright arrested a Mexican at the Callahan ranch last Sunday, charged with committing a murder in Atascosa county ten years ago. He was taken to Pearsall Thursday by Lieut. Wright where he was met by the Sheriff of Atascosa county and an eye witness to the deed. The witness could not identify the Mexican as the man wanted, so he was liberated.
This week the following list of Job work was turned out of this office: R. A. Gilmer, 1,000 Envelopes, 1,000 Note Heads, 1500 Bill Heads; B. Wildenthal, 250 Bill Heads, Wm. Steele, Twohig 250 Note Heads, 250 Envelopes, Chas. H. Mayfield 1,000 Letter Heads; W. B. Stanfield 100 Business Cards; C. McGarity 100 Labels, Ball Committee 100 Invitations; Barbecue Committee 2,000 Circulars.

NOTICE!!
NOTICE.
Gates are POSTED according to law, and all hunting, fishing, or otherwise trespassing in my pastures is forbidden. Parties violating this law will be prosecuted to the fullest extent of the law.
MARTIN O'CONNOR.
NOTICE.
For the convenience of the public I will run a hack line between Cotulla and the Picnic grounds during the day of September 3rd. Charges will be reasonable.
W. B. Stanfield.
NOTICE.
I will not be expected of any but those bringing Baskets for the day of the celebration. Please turn same over to the committee that has been appointed to take charge of the same on that occasion.
George Copp,
G. G. Salmon,
W. L. Parse,
B. F. Claanch,
J. R. Davenport.
NOTICE.
All of our gates are POSTED, and all hunting, fishing, or otherwise trespassing in our pastures is forbidden. Persons violating this notice will be prosecuted to the fullest extent of the law.
W. C. IRVIN & SONS.
NOTICE.
The RECORD is authorized to announce the withdrawal of W. P. [Name] from the race for the office of Assessor of La Salle county. He takes this step after deliberation and for private reasons. Mr. Butler wishes to thank his many friends for the support offered him in the campaign and trusts that at no distant future date he may repay them for their assistance.
NOTICE.
To the Voters of La Salle county, Texas, and to my Friends:
For business reasons which are impossible for me to neglect, and after mature deliberation, I have decided to withdraw from the race for the office of Hide & Animal Inspector of La Salle County.
Thanking my friends who so loyally promised and gave me their support, and to all those who showed their interest in my behalf, I hereby announce that I am no longer a candidate for the said office of Hide and Animal Inspector.
Very respectfully,
V. G. MALTSBERGER.
Chicago Dental Parlors
Good crops make you PROSPEROUS,
Good teeth make you HAPPY.
We can help you enjoy BOTH.
Very best set of teeth, \$3 to \$8.
Amalgam fillings (best) \$1.00.
Pure gold fillings 1.50 up.
Silver fillings (first class) 50c.
Cement Fillings 50c.
Painless extraction 50c.
POSITIVELY ALL WORK GUARANTEED FOR FIVE YEARS.
German and Spanish Spoken.
Hicks Bldg. Cor. Ave. C and Houston St.
SAN ANTONIO, TEXAS.
Note: We have no traveling representatives.
For Sale.
A fine class location situated on railroad in good cotton country, well watered and easily worth \$5,000. Owner wishes to sell on account of calling health. For terms apply to B. P. ROBERTS, Cotulla, Texas.

L. A. KERR. G. V. HENNRICHSON.
Kerr & Henrichson
DEALERS IN:
Dry Goods, Groceries, Furniture,
Paper Supplies.
COTULLA, TEXAS.

SIMON COTULLA,
Wholesale and Retail Confectioner.
A complete assortment of fine candies constantly kept on hand. All kinds of fruit handled. Ice Cream and cold drinks.
Cotulla, Texas.

KECK BROS.,
DEALERS IN
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b c r v n o
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WINDMILLS AND WIRE.
Cotulla, Texas.

BOOKS, STATIONERY AND CIGARS. PRINTS and Oils.
DEALER IN—
J. M. WILLIAMS, M. D.
DRUGS, PATENT MEDICINES
and Toilet Articles.

Campbell Blacksmith Shop.
COTULLA, TEXAS.
All kinds of Blacksmith, Wheelwright and Woodwork done. I fully understand repairing Windmills, Guns and Pistols. Having had 15 years experience in the work business I can make tools for fishing for lost drills etc. Piping repaired and threads cut on same. Satisfaction guaranteed in every instance. Your trade solicited.
W. E. CAMPBELL, Proprietor.

NEW DRUG STORE,
C. McGARITY, Proprietor.
Fresh Drugs, Patent Medicines,
Stationery and Toilet Articles.
COTULLA, TEXAS.

C. H. DEAN,
SAN ANTONIO, TEXAS.
Handles a complete line of Vehicles. The best brand manufactured in the United States the Hynes Buggy, the Peter Shuttle Wagon, the Celebrated Old Hickory Wagon, the New Home Sewing Machines from \$35 to \$50. Dean Sewing Machine made by the White Sewing Machine Co., from \$18 to \$25. Blickensderfer Typewriters, from \$35 to \$50. Standard Disc Plows, Cultivators, etc. Tiger Disc Plows. Full line of B. F. Avery & Son's Implements. Guns, Pistols, Cartridges, Loaded shells, General stock of Hardware, Saddles, Harness, Iron, Steel and Blacksmith's Supplies. Facilities for receiving orders and shipping out—12 mails running into San Antonio daily. Western Union and Postal Telegraph Services, Long Distance Telephone in office No. 564. For low prices and prompt delivery, send your orders to C. H. Dean. When quality and proper consideration is given on my goods, they will compare with any house in the United States.

HERBINE.
Pure Juices from Natural Roots.
REGULATES the Liver, Stomach and Bowels,
Cleanses the System, Purifies the Blood,
CURES Malaria, Biliousness, Constipation,
Weak Stomach and Impaired Digestion.
Every Bottle Guaranteed to Give Satisfaction.
LARGE BOTTLE, SMALL DOSE.
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