

MURDERER FISH.

HE WILL NOT SIT IN THE ELECTRIC CHAIR BEFORE KEMMLER.

An Application for a New Trial Applied for in His Behalf—Hope That His Sentence May be Commuted.

Frank Fish the Canandaigua murderer, through his attorney has made an appeal to the Court of Appeals. It will be heard at the next term in October. Three years ago Governor Hill signed a bill which made it the right of every criminal under sentence of if death, he so desired to take an appeal in his case to the Court of Appeals without going through the old mode of procedure and delay. This bill was simply to expedite matters. The grounds on which the appeal is made are known here. It is simply an appeal for a further examination of the case and is not supposed to involve any constitutional question. It is probably taken on the strength of exceptions to the rulings of the court on his trial. The execution of Fish was appointed to take place during the week beginning next Saturday. This appeal acts as a stay of execution and leaves Kemmler yet as the first murderer to be executed by the new method. Fish received the news of his brief respite very philosophically. He is still in hopes of a respite. There is not the display made over him that has attended the case of Kemmler, but it is just as important to himself and he so feels it. The conversations between the two condemned men are frequent and touching, but Kemmler has not been able to bring Fish to his own state of super-conversion. Still he manifests much interest in religious subjects and is reported by his keepers to be a most tractable prisoner. Fish expects a commutation of his sentence. He may get it. Reports from Canandaigua are that a great part of his townspeople think that he has been too severely dealt with.

In Seneca County.

SENECA FALLS, July 7.—A young barrister arrived at the home of Mr. and Mrs. James Harmon on July 3d. He is a plump little fellow of ten pound weight. The Senecas and the Franklins each of this place played a game of ball at the lake, Saturday. The former won by a score of 9 to 3. A better game was put up than that between the Mikados and the Senecas. The Iron Moulders' picnic, on Saturday, was a pronounced success. The games, sports and races were excellent. The drill by the Father Matthew corps was a fine exhibition and nature smiled upon the vast throng that visited this beautiful and inviting spot, Cayuga Lake park. Dany Conghlin of Rochester is in town for a visit of a few days. Only one error made by the Senecas Saturday against eight the day previous. Miss Mame Loughlin of New York is spending her vacation at the residence of B. Durwin. A large crowd went to the lake again yesterday. The hot weather sends them thither. Miss Mollie Donovan of Auburn is a guest of Miss Florence Corcoran, in Mechanic street. WATERLOO, July 7.—Dr. J. H. Haslet has purchased of ex-Senator W. L. Sweet his fine residence on West Main street, consideration \$3,500, Mr. Sweet reserving a fifty foot lot on the west side. Mr. and Mrs. Willis Tew of Waverly are the guests of Roswell Crane. Misses Belle Micklely of Toledo, O., and Lena Micklely of New York are the guests of their parents east of the village. The new route of the Lehigh Valley railroad runs through one farm in Waterloo township. A large number of people attended the moulders' picnic at Cayuga Lake park, Saturday. Father Hopkins, of Rochester, is the guest of his father, John Hopkins. W. H. Van Denburg has returned from a trip to New York and Brooklyn. Ladies, you will find Oxford Ties, for summer wear, at John S. Davies', 81 Genesee street.

In Police Court.

Jonnie Smith, arrested for breaking Section four of the ordinances, and insulting Mrs. William Bricks, paid \$5 this morning in preference to going to jail for 10 days. William Hall, charged with intoxication and the theft of a bottle of whisky, pleaded guilty to the former and will have a trial on the latter charge, to-morrow. Daniel and Richard O'Hara, arrested yesterday for intoxication and disorderly conduct at 245 West Genesee street, on arraignment to-day pleaded guilty and each was sentenced to pay a fine of \$5 or go to jail for 10 days. Mrs. Mary Jane Smith paid \$5 for intoxication. Thomas Noonan, charged with burglary in entering John Stubbins' hen house, waived examination and was committed to jail in default of \$500 bail to await the action of the grand jury. Ladies, you will find Oxford Ties, for summer wear, at John S. Davies', 81 Genesee street.

To-night's Great Concert.

Libertati, the famous cornetist and a band of 50 musicians at the Burtis to-night. The band is highly commended by the press of the country and it is said to be unequalled even by Gilmore's aggregation. His soloists both instrumental and vocal are spoken of very highly. Seats for to-night's performance on sale at the box office.

THE FUNERAL OF THOMAS DITTON.

It Was Largely Attended at The House and at The Cemetery. The funeral of Thomas Ditton occurred yesterday with all the honors due a true soldier and citizen. The funeral was one of the largest ever held in this city. Not only did the societies of which he was a member turn out but the citizens at large seemed to feel a deep sympathy for the bereaved ones. The G. A. R., Seward and Crocker Posts, Sons of Veterans, Wheeler Rifles, the fire department and other organizations of which the deceased was either an active or an honorary member formed in line and marched to the late home of the deceased, 139 E. Genesee street, where the funeral was held. The service at the house was private and was conducted by Rev. Frank H. Hinman. The services were simple and consisted of prayer, the reading of the XXIIIrd Psalm, and an address which was full of words of consolation and comfort for the family of the deceased. At times, during the address, Mr. Hinman was visibly affected. After the service at the house, the funeral cortege formed and was led by the Seward Post band which was followed by the Second Separate company under command of Capt. Kirby; the Exempt firemen followed next, after which came the entire Fire department headed by Chief Jewhurst, Commissioners Battams, Pearson and Cunningham. The G. A. R., Seward and Crocker Posts and Sons of Veterans were next in line. Following the G. A. R. came the hearse containing the remains of the deceased, the bearers and the immediate family of the deceased. An honorary escort was chosen from the members of the Harness Makers' union and the bearers were selected from the exempt firemen's association and the survivors of Cowen's battery, of which the deceased was a member. The bearers were John Short, David Nettle and Charles Kirkpatrick of Cowen's battery, and Ezra Hamilton, Ralston Stalker and John Winsor of the Exempt. The remains were laid to rest in Fort Hill, where Rev. Mr. Hinman conducted a short funeral service. A squad from the Second Separate company fired a salute of three volleys and the benediction was pronounced. The casket in which the remains reposed was covered with the stars and stripes and numerous floral designs, among which was the "Gates Ajar" from the Auburn Fire department, a fireman's helmet from Westfall Independent hose company, designs from the Harness Makers' union, the Women's Relief corps, the Exempt Firemen's association and other societies and from friends.

Excursion to Canandaigua Lake.

On Wednesday, July 23, the New York Central road and the Canandaigua Lake Steamboat Co., will run a popular excursion to Canandaigua Lake. Special train of elegant new coaches will leave Auburn at 7:40 a. m., arriving Canandaigua at 9:30 a. m. One of the staunch steamers of the Canandaigua Lake Steamboat Co. will leave immediately after the arrival of the train, which will be run direct to the Steamboat Dock, so that all transfer through Canandaigua is avoided. Boat will make entire trip of the lake and return. Passengers who desire to stop off at intermediate points on the lake can do so. Returning the steamer will leave Woodville at 4 p. m., Seneca Point at 4:10, arriving at Canandaigua in time to connect with special train returning. Fare for the round trip from Auburn will be \$1. This includes the steamer. For tickets and further information to New York Central Ticket Agents.

Murray Got His License.

The Board of Excise held a special meeting Saturday night and granted the following licenses: Hotel, James H. Peacock, No. 1 Genesee street; ale and beer, John Waters, 29 Cross street; James Muldoon, 29 North street; Thomas Murray, 35 Grant avenue. Crehan & Howelka of East Genesee street, who are under indictment for selling intoxicants to minors, sent a communication to the Board, stating that they did not desire the license that had been issued but not delivered to them as they intended to retire from the business. Under instructions from Attorney Burby the resolution granting the license was reconsidered and the license was denied.

Making Jurors.

The city supervisors and assessors met in the common council chamber, this morning, under the section of the Code of Civil Procedure which provides for a meeting every three years of the supervisors and assessors of each town for the purpose of making a list of persons to serve as trial jurors for the ensuing three years. The supervisors were furnished with the assessors books and adjourned to meet to-morrow when the lists will be submitted for approval.

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PUBLIC SCHOOL PROMOTIONS.

The Following Named Pupils Have Been Regularly Promoted to the Grades Specified.

High School. PROMOTIONS FROM THE ELEVENTH TO THE TWELFTH GRADE. William Aiken, Charles A. Hickey, Charles Lyon, William Payne, Richard Swart, Georgia Beale, Katharine Briggs, Marion Hoskins, Maud Hunter, Annie Laurie, Edna Marvin, Fanny Payne, Mae Pearson, Julia Smith, Julietta Thayer, William Elder, H. Morris Jenkins, Benjamin Mead, John Ross, Frank Van Duyn, Mary A. Bouelle, Emma Conover, Grace Howland, Frances Kaufmann, Katharine Lewis, Inez Noble, Katharine Peabody, Blanch Richens, Elizabeth Stewart, Grace Trowbridge.

FROM THE TENTH TO THE ELEVENTH GRADE. Arthur A. Bradt, Eugene Cowell, Joseph Duckett, Harry Gray, Leda Heazlitt, Sidney Koon, Fred Mohr, William Thorpe, Burr Westlake, Harris Houghton, Elizabeth Delano, Agnes Hough, Emma Keyes, Minnie Ray, Clara Stockwell, Agnes Sullivan, Gertrude Wilkinson, Agnes Ramsay, Jay H. Case, William Denman, Herbert Foster, George E. Harris, Carroll Holmes, James Macbeth, Edwin Olney, John Welch, Frank Hamlin, Myrna Dady, Vera Hamilton, Carrie Hughtitt, Elizabeth Oakley, Cornelia Rice, Hermione Storke, Harriette Wetherby, Anna Woodruff, Carrie Stow.

FROM THE NINTH TO THE TENTH GRADE. Edna Adams, Nellie Austin, Bertha Bradwell, Nellie Bartlett, Hattie Bodell, Kate Boisselle, George Booth, George Bryant, Adelaide Burns, Mary A. Byrnes, Fred Calhoun, Adelbert Carpenter, George Denman, Annie Dobson, Charlotte Dunning, Mary Dunning, Jennie Feldin, Ruth Hamlin, Herbert Harrison, Maggie Healey, Maud Irish, Cora Masten, Grace McClements, Franc McGarr, Rose Montgomery, Lulu Mowry, Elizabeth Meyer, Thomas Myer, Sarah Olmstead, Frank Reilly, Fred Roach, Mertie Russell, Caroline Slucum, Emma Sullivan, Vida Thayer, Axia Thompson, Emma Thornton, Charlotte Traub, Earl Treat, Louise Ware, Adelaide Yard, Howell Wood.

Central Grammar School. FROM THE EIGHTH TO THE NINTH GRADE. Laura Allen, Mary Bain, Jessie L. Bates, Josephine Berry, Daisie T. Bonker, Ella M. Burch, Ida M. Cady, Lela T. Devore, Florence Field, Grace French, Lucyette Goodridge, Violet Belle Hager, Olive L. Halstead, F. May Johnson, E.ith F. Kelland, Caroline Kopp, Mary E. Levy, Sarah McAlpine, Edna Mellen, Grace E. Myers, Nellie O'Neill, Mary A. Pace, Agnes Robinson, Pearl Sabin, J. May Stupp, Olive E. Van Dusen, Belle Webster, Charles G. Alley, Frederick Bennett, Robt. J. Burritt, John M. Codner, Chas. W. Douglass, Fred Hart, Chas. A. Hickok, Victor Holland, Fred S. Johnston, John W. Lee, John H. Lewis, Howard Mac Koon, Louis S. McWhorter, J. Fred Mead, Morell Myers, Stephen Prince, Charles Reynolds, Ralph E. Sweeting, Wm. O. Stringer, Chas. J. Trowbridge, Cicero Warne, Seward Whitmee, Archie Koon, Mary Byrne, Mary Gullery, Iva Young.

Ladies, you will find Oxford Ties for summer wear, at John D. Davies', 81 Genesee street. NEIGHBORING NEWS. One of the greatest strikes ever occurring in Elmira was inaugurated Saturday when four hundred employes, engaged in the Elmira Iron and Steel Rolling Mills, quit work. The employees recently joined the Amalgamated Iron Workers' Union, and demanded an increase of about twenty-seven per cent. over the wages they were receiving at the mills. Their demands were refused and the employes ceased working. A man was noticed to take off his coat and shoes and plunge into the water in Binghamton, Saturday evening. His intention, it was supposed, was to commit suicide, and several persons who had witnessed the act rushed to his rescue. Boats were procured, but he succeeded in eluding them by swimming out of reach. Officer Page, who was passing, approached the river bank and the man swam ashore. He gave his name as James Downer and was badly intoxicated. He said he just went in for a swim. The patrol wagon was called and he was taken to jail. Almus Wilcox, a young man 20 years of age, and a resident of South Danby, Tompkins county, was fatally injured while firing off a cannon in that village last Friday. Young Wilcox and a number of companions had arisen early on the morning of the Fourth to fire a salute. They had a small cannon which when it was discharged would bound into the air to a height of forty feet or more. All had gone well and the young man loaded the gun for the final shot, but before they had time to step back to a safe distance the piece was prematurely discharged. It flew into the air with terrible force, striking Wilcox fully under the jaw with such violence as to shatter it. The tongue was also severed, and the man's head was almost torn off. Physicians were sent for in various directions, but before they arrived Wilcox died. Ladies, you will find Oxford Ties, for summer wear, at John S. Davies', 81 Genesee street.

BULLETINED NEWS.

Spring Wall Papers, Carpenter & Son's. On man was discharged from the prison this morning. The Second Baptist church Sunday School will picnic to-morrow at Cascade. S. A. Stockwell returned this morning after a three months business trip through the far west. W. H. Cottrell spent yesterday with friends in Auburn and left at 11:30 this morning, east. George B. Catton, an old soldier, has been appointed a substitute mail carrier by Postmaster Knapp. The United States signal bureau at Washington predicts for this afternoon: Showers, southerly winds, warmer. P. J. Driscoll and wife, of Ithaca, were the guests of Mrs. Driscoll's father, Daniel Teban, of Washington street yesterday. Miss Maud Skillman, of Union, Pa., formerly of this city, was married July 3d to Elmer Horton, of Binghamton. Miss Anna Anderson, of Owasco, accompanied by Miss Lou Frye, has gone on a six weeks' visit with friends in Canada. The young people of the First M. E. church will make the first excursion of the season to Niagara Falls from this city to-morrow. Mr. and Mrs. Henry B. Perry and daughter, Miss Nellie, expect to move to their cottage at the lake the latter part of this week. Mrs. Edgar H. Bennett and little daughter Lois of Brooklyn are visiting Mrs. Bennett's parents, Mr. and Mrs. Bunnell in Barber Street. Miss Mildred Fuller who has been the guest of Miss Alice E. Woodruff in South street for the past few weeks went east at 11:30 this morning. Miss Nellie S. Myer will enter the Boston Medical College at the beginning of the fall term. She is a graduate of the High school, class of '88. Dr. W. B. Heartwell and family left to day for a trip to Milwaukee, Wis., where the doctor will attend the Supreme Lodge, K. of P., now in session. Mr. and Mrs. Charles Hinkley, of Seneca Falls, and Mrs. W. B. Rubert, of Chicago, were the guests of Dr. Leroy Lewis and wife, of Washington street yesterday. Charles M. Cole, and wife of Kirkville, N. Y., were the guests of Mr. Cole's sister, Mrs. Jane C. Rogers, over Sunday. They returned to their home at Kirkville at 11:30, this morning. The vacation school at the Cayuga Orphan asylum opened this morning and is under the direction of Miss Madeline Woodcock. The school hours are from 10 to 12 a. m., and in the afternoon from 2 to 4 o'clock. Arthur Murray died at his home, 29 Van Arden street, of heart disease, Saturday night. He was 31 years of age and had been employed as a salesman in Kearney Brothers' clothing store for the last year. He had been ailing for a long time and his death, though sudden, was not unexpected. Ruel B. Karib, a native Persian, will speak at the Central Presbyterian church on the Mahomedan religion on Thursday evening next. Mr. Karib is studying medicine at Maryville college, Tennessee, and is said to be a gifted speaker. He will appear dressed in the garb of a priest. There is no admittance charged to the lecture, but a collection will be taken up at its conclusion for the benefit of the speaker. The orphans of the Cayuga Asylum attended the morning service at the Second Baptist yesterday and figured prominently in the service. During the exercises the children repeated the first Psalm in concert, and at the conclusion all united in singing "God be with us till we meet again". Rev. Mr. Penny, during the regular sermon referred to the children being present and said several complimentary things to the little ones. A Marked Improvement. The interior of the Cayuga county bank presents an improved appearance, having been newly painted, decorated and furnished. The ceiling and side walls have been painted and frescoed the wainscoting is finished in par-crista topped off with a cornice of antique oak. The old counter has been replaced with a new one of antique oak, the top of which is enclosed with a railing of lacquered brass, with openings for the transaction of business with the cashier and teller. The increase of business has necessitated the addition of another depositor's counter which will be placed between the entrances to the president's office and the cashier's office. The improvement is marked and makes the bank office one of the pleasantest in the city. These little steel pocket combs for Ladies' Bangs on hand again at WEILER'S Hair Store. For Jumping on Cars. Joseph O'Brien, James Conn, James Kernan, James Larkin and James Dwyer were arrested by Depot Policeman Denison at Cayuga, Saturday, for stealing a ride on trains. The boys, ranging from 10 to 15 years in age, were arraigned before Justice Frosse, who imposed a fine of \$3 or 10 days in jail. The O'Brien boys' father paid his fine, and the others are doing time in the jail in this city. A Lancaster county hotel keeper died recently under peculiar circumstances. Two weeks before he had helped to capture a swarm of bees, when he was severely stung about the wrists and face. The stings acted like a virulent poison to his system, causing his body to swell to great proportions and causing death.

Highest of all in Leavening Power.—U. S. Gov't Report, Aug. 17, 1889. Royal Baking Powder ABSOLUTELY PURE The Royal Baking Powder is absolutely pure, made from the most wholesome materials, and produces finer flavored, sweeter, lighter, more wholesome and delicious bread, biscuit, cake, pastry, etc., than any other baking powder of leavening agent. Food raised by it will keep sweet, moist, fresh and palatable longer than when raised by yeast or other baking powders. Being of greater strength than any other baking powder, it is also the most economical in use. These great qualities warrant you, if you are not using the Royal Baking Powder, in making a trial of it.

USE DR. CRAIG'S ORIGINAL Kidney and Liver Cure, Crown Plasters and Pills. They are the only Safe Remedies to use for those afflicted with Bright's Disease, Liver Complaint and Urinary Affections. Only those prepared in the dry form are the Original and the only Kidney and Liver Cure that will restore you to perfect health. All Ladies Use C. E. R. A. Sold by The Charles H. Sagar Co. and all Drug Stores. The Craig Medicine Co., PENNSAUC, N. J. Liberatori and his band of 50 musicians are booked for two concerts at the Burtis to-day. Of the performance the Minneapolis Tribune says: "At the head of the solo force stands the brilliant leader himself. As a band leader he has nerve, delicacy, precision, and control. His band is thoroughly subservient to his moods. He is a show in himself. His energy and sparkle and evident enjoyment of his music is simply infectious. Right enthusiastically did the audience respond to every number. His fame as a solo cornetist is fully justified by his performance, which is simply marvelous. He combines brilliancy with sweetness, singing tones and difficult phrasing and execution. Seats for to-night's concert can be had at the box office." The business men's meeting will be held in the grand jury rooms, Court House, to-morrow evening, July 8, at 8 o'clock. Their First Communion. Between fifty and seventy-five children made their first communion at the children's mass at 9 o'clock at the Holy Family church yesterday morning. The beautiful marble altar was a mass of bloom. White lilies and an abundance of beautiful roses together with dozens of lighted wax tapers made the altar an ideal picture for the little ones. The girls were dressed in white and carried flowers. In the afternoon at 3:30 o'clock, a beautiful ceremony took place, that of the little ones renewing their baptismal vows.

THE WEST SHORE RANGE. Embodies three original inventions. Write for a book describing them, to THE LITTLEFIELD STOVE CO., ALBANY, N. Y. We take the risk, and authorize dealers to put them up on trial, and guarantee them to be far more valuable than any other range.

HAD SUFFERED 10 YEARS. M. C. BENNETT, who resides with his family at No. 37 Barber St., Auburn, N. Y., and who is foreman in Peacock & Co.'s manufactory, tells the following story of himself: Sigh for the Seasons! If money is scarce, goods are plenty. We are fully stocked with Ladies', Men's, Misses', Boy's and Children's fine and medium grade Shoes, Oxfords, &c., at rockbottom prices.

M. C. BENNETT. I have been a sufferer from neuralgia for the last twelve years, and this was complicated with liver disease, with dizziness and spots before my eyes, and I was often so sleepy that I could hardly keep my eyes open. I became down-hearted and despondent at times, and with the terrible pain I suffered with the pain over my eye from the neuralgia, almost made life a burden. I treated and treated with different doctors, but they only took my money, and left me still with the disease, which was fast growing worse and undermining my health. I had no confidence in doctors, as they could not cure me, but being driven almost desperate by a two weeks' siege of the pain, I, as a last resort, was persuaded to call upon the New York Doctors. After talking with them a few minutes, I became satisfied they understood my case, and placed myself under their treatment. After treating with them three days my pain left me, and I have not been afflicted with a particle of pain since, and feel well once more. —M. C. BENNETT. 37 Barber St., Auburn, N. Y. Foreman in Peacock & Co.'s Mfg. The best Ladies' \$2 kid button in the city. Ladies' Oxfords, 10 per cent. below former prices.—Old Ladies' Shoes, for tender feet, &c., &c. PRICES LOW! QUALITY HIGH! —N. TURNER, Ag't, 1 STATE STREET, jytst

NEW YORK DOCTORS, 126 1-2 Genesee Street, Auburn, N. Y. A CARD. I AM operating a MARBLE & GRANITE WORKS by Steam Power, at 47 W. ALBANY ST., opposite the station of the Peasey Bros., that they are the only Steam Works in Cayuga County or even Western New York. A call at my place will convince you that my work is equal to any, and my facilities for producing. Cemetery Work at Lowest Possible Cost. Are fully up to the times, and unexcelled by any works in this section. W. G. ROBINSON, Works and Residence, 47 Walnut St. Chicago and New York. CHICAGO CORSET CO., Chicago and New York. We, E. H. HESLOP & CO.