

DL 27.

Violation of Liquor Laws.

the case of the Commonwealth inst J. S. Mann, charged with sellbeer to minors, tried in court last Thursday, Judge Ikeler charged ury as follows :

INTLEMEN OF THE JURY :- The endant, John S. Mann, stands behaving, on the twenty-third day January last, sold intoxicating ars to minors-persons under

enty one years of age. Under the act of 1887, the penalty such a violation of law is a fine of less than one hundred dollars and. the discretion of the court, revocaof license. The court may rete the license, or may not ; but the eis imperative.

the court and the jury are here der their oath to see that the laws observed, the proper penalty violation of any law is enforced. The defendant's license to retail inicating liquors was obtained by n from this court by compliance on a part with the law of the common-

It appears in the case, without any dictment.

names of the persons to whom the leged sales were made should be tioned, if known to the inquest, the allegation as made in the bill

If it were alleged in this indictment hat the defendant had sold "at divers ther times before and afterwards," then the defendant would have been nutled to a bill of particulars, and, if that had been duly furnished him by the commonwealth, proof might have mony given here, that a scheme was been made in accordance with such concocted to entrap this defendant in-

However, it is scarcely necessary in this case to comment upon these matters as they are not here involved. The supreme court of this commwealth, in reviewing the decisions of the lower courts, has gone very far, we think to place a strict and harsh against the hotel keeper. We will ave you the language of the supreme

statute and subjects the seller to fine sion of a crime. That has been held ; but and imprisonment-to a very heavy and imprisonment-to a very heavy the courts are beginning to see the punishment for the second offense, necessity of calling a halt to such docand to revocation of license for the first offense, if the court sees fit to add or a burglary may be committed by

that to the fine fixed by the act. The testimony in this case has disclosed what appear to be serious ofto pass, though not then formally before the court. We cannot pass by that crime has been committed-diconstitute a defined offense under the common or statute law of this commonwealth.

Though the testimony developed is in under which such license is not perhaps sufficiently explicit to noted; he paid for it, it is a part of prove a violation of the election laws; property, and he is entitled to hold a witness has said that, he, when unmless he has forfeited his right by der age, was persuaded by two persons mobservance of the law under (whom he named) to make oath toborough election in Berwick, in open me, that the defendant did sell to violation of law. If it should be less three of the persons named in found that he is correct and that sindictment (two of them shown to he voted at any time within two years, me been at the time, and to be now, then he and the other persons menmors) beer, on the day laid in the tioned should be made to answer It also appears from some of the test-

In cases of this kind, the law re- mony heard here upon this trial that es that the charge be made speci- an attempt was made to dissuade a ally-that the days and times should witness or witnesses from attending set forth in the indictment, that court in obedience to the subpoena. served upon them. For such an offense there is a heavy penalty provided by law. The persons named in that ad that the proof should be confined testimony must answer. [Two of them were held in recognisance for appearance at next term of the quarter sessions. This was done soon after the jury had retired.] One minor testified that he had represented himself of age in violation of the act of assembly in such case provided. It is also clear from all the testi-

to the very violation of law with which he stands charged before you. This is not merely unfortunate, it is repre-hensible. We do not impugn the honesty of the prosecutor.—the purity of his motive; we do say that he went too far. Before expressing ourselves fully upon this matter, let us refer to the testimony of the witness Price, construction upon this act of 1887; called by the defense. From his testimony in chief-that Dickson had met him here in front of the court-house at a time when this case was for trial, had asked him whether he was a witness in this case, and learning that he was, had taken him aside and had given him money-it would seem that the conduct of Dickson was from a corrupt motive to influence the witness; but Price himself, upon crossexamination fully and clearly explained the whole transaction, so that it resulted to the credit of Dickson as a man of noble mind and generous heart, and totally removed any suspicion of improper motive for his conduct; and hence we thought it our duty, when Dickson was recalled, to say that he owed no further explanation to this court or to this jury in that

law, a sale to minors, whether wilful a criminal act, might even offer a or otherwise, is a violation of the premium to another for the commistrine as that. If a larceny, a robbery

the connivance of a detective, and with a view to catch a "crook," then no man's property or life is safe; such fenses other than that charged in this conduct by a detective cannot be said indictment ; we propose, before the to be lawful ; it must not be tolerated ; persons implicated depart from this the business of the detective is to precourt, to put them under bond to ap-pear and answer to matters developed ret out him who has committed during the trial. It will not do for a crime and to bring him to justice-court sitting to administer law to wink not to manufacture a candidate for at violations of law testified to from the conviction, surely not to entrap an witness-stand, or allow such violations honest man into an unconscious violation of law.

In the courts of Philadelphia only unnoticed a declaration under oath recently, when an inn-keeper was that crime has been committed-di-rect testimony in our hearing to facts up job," as this also is termed in the that we know to be criminal and to evidence, he was promptly discharged, and the officers severely reprimanded ; and we think that it is our duty in this case, notwithstanding our belief that the prosecutor acted with an eye single to the good of society, to say that he was mistaken in his method and overzealous in his conduct of his cause. He paid Brobst, a minor, money with which to go to a saloon and buy beer; he arranged that he should go there and induce minors, to the bride, and this was a signal that the drink, and he induced others to go there to see them drink, in order that they might testify here to a violation of the law by this defendant. This in the Parish House, and then the court cannot tolerate such acts from whatever motive : there are other ways to ferret out the offender ; if the courts of this commonwealth are to endorse such conduct as this, we are all un-

> We say to you, gentlemen of the jury, briefly, that, under the evidence, your verdict in this case should be one of not guilty. Then you must dispose of the costs by putting them upon the prosecutor or upon the defendant or upon the county, or by dividu.g them between the prosecutor and the defendant in such proportion as you think fit. If you put any costs upon the prosecutor, you must say in your finding who he his; name him. It would be folly for us to allow you to deliberate and to determine upon a verdict, and then, if it should be one of guilty, to be obliged under the law and the evidence and the decisions of the courts to set it aside ; hence we say to you that your plain duty is to render a verdict of not guilty, and to dispose of the costs according to our instructions.

We have said earnestly what we have, in order that the public may understand the law, and for the protection of men who have parted with

A BRILLIANT WODDING.

THE LEVERETT MCK ELVY NUPTIALS.

On Tuesday evening at six o'clock there was gathered at St. Paul's Church a large and brilliant audience to witness the ceremony that joined two lives together in holy wedlock. Nearly six hundred invitations had been issued to friends in town and abroad, and the edifice was filled with invited guests. The persons of most interest and most interested in the occasion were Miss Elisabeth Willits McKelvy, youngest daughter of Mr. Isaiah W. McKelvy, and Mr. William Leverett, only son of Rev. W. C. Leverett, Rector of St. Paul's. The chancel was beautifully decorated with flowers and laurel by the young friends of the bride. As the audience gathered they were shown to seats by the ushers Mr. Geo. A. Clark of Tyrone, Mr. G. W. S. Fuller of Scranton, Mr. Frank Pursel and Mr. Frank Ikeler of Bloomsburg, during which some excellent music was provided by Profs. W. H. Butts and Charles P. Elwell on the organ and violin.

Just before six o'clock Rev. W. C. Leverett entered the chancel from the vestry room, followed by the organist, Mr. Geo. E. Elwell ,brother-in-law of ceremony was about to commence. corridor doors were thrown open, and the procession entered, headed by the vested choir of St Paul's, consisting of eighteen male voices, singing the 248th hymn, the organ joining in as they came up the centre aisle. After the choir came Master Edward Elwell, nephew of the bride, in Fauntleroy suit, and carrying a cane covered with roses. Next were the ushers, and then the bridesmaids, Misses Mary P. Leverett, Anna T. Leverett, sisters of the bridegroom, Helen W. Harman, cousin of the bride, Martha F. Clark, and the Maid of Honor, Miss Elizabeth W. Marple of Bridgeport, cousin of the bride. Last of all came the bride on the arm of her father. The bridegroom entered from the vestry with his best man, Mr. J. H.S. Lynde of Scranton, and met the bride at the foot of the chancel steps where the ceremony was performed up to the giving away of the bride, after which the Rector went up to the inner sanctuary and the bride and bridegroom advanced to the chancel rail where the marriage ceremony was married couple were still kneeling the was open. choir sang the 247th hymn, at the

ware, china, cut glass, furniture, lamps, pictures, rugs, linen, kitchen utensils, money, &c. No cards appeared upon the gifts.

Among those present from out of town were Mrs. A. A. Marple, Bridge-port, Mr. and Mrs. R. C. Drinker, Bethlehem, Mrs. John Gilbert of Phil adelphia, Mr. and Mrs. R. C. Neal Harrisburg, W. M. Marple, Mr. and Mrs. A. D. Holland, Miss Davis, Mr. McGowan, Mr. Lynde, of Scranton, Miss Johns, of Hazleton, Miss Shirk, of Lancaster, Mrs. Mattlda Warner, Pennsville, Elmer Lawall, of Wil-kesbarre, W. Clark Sloan, Philadelphia, Woodin Hanly, Berwick, Dr. and Mrs. Meredith, Danville, Miss Eleanor Frick, Danville, Miss Edith Barton, Berwick, Miss Alice Barton, Espy, Mrs. Laura Aikman, Henry C. Barton, Lime Ridge, Mrs. Patton Carlisle.

EAST BENTON.

SAD ACCIDENT.

A deep gloom was cast over our community last Monday night by the accidental shooting of John Dresher of this place, son-in-law of S. P. Krickbaum. About 4 o'clock p. m. John went to the woods near by his home to shoot game which seemed rather plentiful, and the frequent rifle reports seemed to locate his As the last stroke of the town clock whereabouts. Not returning in the ceased, the sound of singing was heard evening the family became alarmed and insituted search, nearly the whole neighborhood scouring the woods with lanterns. About 9 oclock p. m. he was found dead and lying on his back. The whole contents of the gun entered his breast in the region of the heart, and death must have been instantane ous. A red squirrel was lying by the gun and the theory is that in the act of picking up the squirrel, the gun under arrest for disorderly conduct, was accidentally discharged with the above result. John lived on the but when wanted she did not appear. farm with his father-in-law. I am The last of the week however, she reinformed that he made it a practice of

while all asleep, by a tough who secured had not paid for it, he had possession, \$46.10. The opening of a bureau and was in shape to cause considerable drawer awakened Mrs. Crawford who delay in ousting him by law. In congave the alarm of a burglar in the house and also entered the room where the thief was operating. He escaped through the window he

entered, but dropped the money sack inside, and when she returned to see what kept her husband, the thief reentered and grabbed where the sack stated. If they do not return the town fell and secured \$45. of its contents, the 1.10 was in a separate box. concluded. Immediately after the the 1.10 was in a separate box. they come back, it is understood that benediction and while the newly Lucky for Jack that the money bag the woman will be prosecuted to the

The buckwheat is nearly all thresh-

PERSONAL.

NO. 41

Miss Mary Wren of Mahanoy City s the guest of Mrs. W. F. Bodine.

Louis Lowenberg went to New York on Monday to attend the National Convention of Democratic Clubs. as a delegate from the Bloomsburg Club,

COUNCIL MEETING.

A special meeting of the Town Council was held on Friday evening to consider the extension of culvert over Snyder's Run on West street between Fifth and Sixth. Members present: Drinker, Gorrey, Holmes, Peacock, Kramer, Rhodes . Rev. D. J. Waller laid a proposi-

tion to extend the culvert 183 feet at same rate as he built the portion along Fifth street and wait for a year or two years for the pay, and take pay in taxes.

Peacock moved that proposition be accepted; seconded by Gorrey. Holmes, Peacock, Gorry, Drinker, aye; Kramer, Rhodes nay.

Mr. Drinker brought up the matter of celebrating Columbus Day, and upon motion he appointed to confer with a committee from the schools, the following members, Holmes, Peacock and Gorrey, to make arrangements to properly celebrate the day.

The President reported that he had examined the culvert over Snyder's Run on Fifth street and found it in good condition and well built ; but that it, as the culvert at other places is, entirely too small.

Gone to Reading.

Rance Dehart and his wife "Saturday" left for Reading on the P. & R. and was to have been tried last week, turned, but was not tried. For some keeping his gun cocked when hunting. time past Dehart has occupied a lot of ground near the canal next to the Last Friday night week ago A. C. of ground near the canal next to the Crawford's residence was entered Electric Light works, and though he delay in ousting him by law. In con-sideration that his wife would not be prosecuted, he agreed to relinquish

the land, and further agreed that he and his wife would leave town and remain away. They were given fifty cents in cash and railroad tickets to Reading, and started off as above is well rid of a pair of nuisances. If they come back, it is understood that full extent of the law.

FATAL ACCIDENT.

"It appeared in the evidence that the respondent had sold beer to two minors. The respondent was swotn and admitted in his testimony that he had sold beer to the two minors menboned. His excuse was that their appearance indicated that they were of full age, and as a precaution before selling, he asked their age ; that he had sold to them in good faith, fully believing them to be of full age. Con-ceding all this the supreme court says it is no excuse or justification."

This was a case in which there had en granted a rule to show cause why a license should not be revoked ; on account of sales to minors it was revoked by the court below, and that pect. action was sustained by the supreme court. We are bound by that decision, we must follow it, and we shall do so faithfully; but we think that it is a very harsh construction of the statute, lo say that one who knows the law, desires to obey it and strives to obey it, diligently and honestly endeavors to comply with all its provisions, should from an ur.witting transgression lose his property or his liberty; yet such is the result, as the law is construed by supreme court of our state. Hence it becomes the duty of the courts to hold the prosecutor very closely to the rules of evidence, and to be strict in the requirement of good faith upon the part of the prosecutor. It seems to us that there ought to be legislation upon this subject In the Buckalew act of 1856 or 1857-we do not recollect the exact date-it so provided that a person could ot be convicted unless it was shown hat he wilfully furnished the liquor ; e words knowingly and wilfully tre in that act of assembly, and ey ought never to have been dropped. can be readily ascertained whether licensee does sell "knowingly and ilfully," or not. If the present deadand had sold to persons in the rough of Berwick whom he knew to under age, or to beardless boys aptaring to be under the age of twenty. e years, he could have justly been eld responsible ; a jury of his country-len is competent to determine. Under

But, while we do not impute a wrong motive to the prosecutor in sending whom he did to the defendant's saloon, and in concerting and arranging the action of the witnesses for the commonwealth-of the young men who were to drink the intoxicating liquor, and of the older ones who were to see them do it-while we think the motive was to remedy what he deemed an evil, and that he undoubtedly intended nothing more than the breaking up of a pernicious practice 8th. in that borough of Berwick ; yet we are bound to declare that the means he took are not approved by the law of the land. He has described to you what his observations had been in regard to seeing young men, minors, reeling and staggering drunk upon the streets, and has told you that his effort was to discover the source "to find out where the most of it came from." He had seen a man to whom he had paid a large sum of money squandering it in the saloons, and he had seen one of the witnesses here, a minor, about to drink in one of the Berwick saloons; in short, he had no doubt seen enough to justify any good

to stop perpetration of the crime, to arrest the violators of the law, but he had no right, in doing that, to become himself a violator of the law. Some of the best judges of this

commonwealth have held that a detecconstruction that the supreme tive might devise a plot for ensnaring purt puts upon the present license. a suspect, might himself participate in charge for reserved seats.

their money for the privilege under the law of selling intoxicating liquors.

Neither this court, nor, in our opinion, any other court, will allow a person to be convicted who is thus entrapped into the commission of an offense.

When the offender is honestly detected in an unlawful act, not purposely led into temptation, or cheated nto a technical violation of law, we will endeavor to administer the proper punishment for his offense, whatever it may be proved to be.

MILLVILLE.

J. C. Christian has put down the best curbstone in town.

Bruce German of Wanamie, Luz. Co., is staying at his uncle Will's this week. Aaron K. Heacock's new house on

State St. is progressing finely.

Some of our townsmen expect to take exhibits to the Bloom Fair next week.

Those desiring to vote should be sure that they have paid a state or county tax in the last two years. If they have not it must be paid by Oct.

Michael Smith moved last Tuesday from Ellis Eves & Bro. house to Jas. Heacock's house near the mill.

F. W. Heller has put down a new roses. plank pavement along his property on Moorehead Ave. from State Street to station.

The chicken thief is on the war path, as Samuel Demott and Joe Cole roses can testify.

A Common Man.

The greatest artists in any profession, the statesman we read of, the millionaire whom you envy, when seen by a curious person for the first citizen in the desire and the attempt time always call forth the remark "Why he's just a common man, after all." All men great and small enjoy "Squire Haskins" for it is a first class legitimate comedy.

Bloomsburg Opera House, Thursday and Friday, Oct. 14 and 15. Admission 50 and 25 cents, no extra

close of which Mr. and Mrs. Leverett leading the way, the procession returned from the church in reverse order, while the inspiring strains of Mendelssohn's Wedding March rolled forth from the organ and filled the church from aisle to dome. The elaborate floral decorations, the rich costumes of handsome dames and maidens fair, the presence of the vested choir, and the superior conven-

iences afforded by the Parish House for such an occasion, all conspired to make this the most beautiful and attractive wedding that has ever taken place in St. Paul's.

As the carriages drove away from the church, the sweet toned chimes of St. Paul's, under the skilfull manipulation of Sexton Thornton added their merry peals to the general rejoicing, and wedding bells were seldom rung for a more worthy and popular young

couple. At 6:30 o'clock a reception was held at the home of the bride which was attended by two hundred or more guests. And here one had an opportunity to see how the bride was dressed.

She wore a beautiful costume o ivory white Bengaline trimmed with Duchess lace, with trail and veil and carried white roses.

The maid of honor wore a dress of pink silk draped with point desprit and pink ribbons, and carried pink-

The bridesmaid's dresses were of white dotted Swiss trimmed with Valenciennes lace and moire ribbons. They also carried bouquets of pink

Refreshments were served under the direction of Mrs. Phillips caterer, and the inner man was abundantly

supplied. Bauer's orchestra of Scranton discoursed sweet music throughout the evening. At 8 o'clock Mr. and Mrs. Leverett started on their wedding journey on the D. L. & W. road accompanied by the customary shower of rice, old shoes and good wishes. "On with the dance. let joy

be unconfined" was now the watchword, and the festivities were kept up until a late hour.

The bridal gifts were very numerous and beautiful, embracing silver- 10th.

Corn husking is now in order. Club meeting of the democracy in the McHenry Hall next Saturday night. Able speakers will be present. Cleveland's inaugural March 4th, 1893. Turn the rascals out. Subscribe for the Columbian.

DEMOCRATIO MEETING.

A democratic club was organized at City Hall last Friday evening. The meeting was called to order by county chairman J. H. Mercer. J. K. Bittenbender and A. Herbine were appoint ed temporary secretaries to receive the names of those who would join the club. Seventy four persons came forward and enrolled their names. The club was then permantly organized by election of J. G. Freeze, Esq., as President of the club, with the following list of vice presidents : J. R. Townsend, W. H. Snyder, R. Buckingham, K. Bittenbender, W. B. Taylor and Thos. Casey. The president elect not being present, by motion Mr. Townsend was made the president pro tem. On motion J. K. Bittenbender and F. Heck were made the permanent secretaries. The club was named "The Cleveland and Stevenson Democratic Club of Bloomsburg." The following Committees were named:

ON RULES :- Fred Ikeler, Thomas Hanley and Wm. Chrisman.

ON SPEAKERS : - J. H. Mercer, J. R. Townsend, and Dr. B. F. Gardner. ON FINANCE :-- C. B. Robbins, Freeze Quick, E. B. Clark, W. B. Taylor and R. Buckingham.

Paul E. Wirt was elected treasurer of the club.

Rev. Mac Namara, who came in as a spectator was introduced and gave a very entertaining address.

J. H. Mercer and J. R. Townsend gave a few words of cheer as to the outlook of the campaign and advised all to become acquainted with the new ballot to be voted this fall.

The club will meet regularly every Monday evening at half past seven o'clock.

After three rousing cheers for Cleve-

An accident occured at Catawissa about half past eleven Wednesday morning, resulting in the death of engineer, John Getzinger. By some neglect the switch of the Philadelphia and Reading railroad near the depot was left open, as the passenger train came rushing in, it was turned on the switch leading up a high trestling provided for coal dumps. The engine and baggage car had almost reached the top, when either by the weakness of the trestling or the sudden curve, the engine careened, and the engineer was crushed to death. The front truck of the baggage car was displaced but the car did not overturn.

Public Office a Public Trust.

Ezra Haskins has been postmaster, justice of the peace, road commission. er and trustee in his district for a number of years. He is past sixty and despite the responsibility which rests upon him, he's hale and hearty. With his children and grandchildren. he is making a tour of the U.S. Will be here Thursday and Friday, of next week. Will receive callers at the opera house. His home is in Summer Hill, N. Y.

Bloomsburg Opera House, Thursday and Friday, October 14 and 15. Admission 50 and 25 cents, no extra charge for reserved seats.

THROUGH TRAINS.

Special through trains will be run from Watsontown to Bloomsburg and return, over the W. & W. and the B. & S. railroads on October 13, 14 and 15 to give people in that section a chance to attend the fair here. Trains leave Watsontown each day at 7.55 a. m. reaching Bloomsburg at 10.

Mrs. H. E. Monroe, who will give her illustrated lecture in the Opera House next Tuesday and Wednesday evenings for the benefit of the Lutheran Church, will speak in the church Sunday evening on "The Fatherland". She has visited Germ any, the home of Martin Luther an land and Stevenson the club adjourn- the scenes of the Reformation ed to next Monday evening October number of times and is acquainted with all she speaks about.