

# The Columbian.

VOL 28

BLOOMSBURG, PA., FRIDAY, SEPTEMBER 29, 1893.

NO 41

## COURT PROCEEDINGS.

Court convened at 10 a. m. Monday, with President Judge Ikeler and Associates M. Millard and C. G. Murphy on the bench.

A. B. Croop appointed foreman of grand jury, and John Watters tip staff for same.

Commonwealth vs. Harvey Houghton. Fornication and bastardy. Case continued.

M. P. Lutz appointed guardian of Anna Brockway.

Report of sales in the following estates confirmed nisi:

Christian Berninger, David Phillips, George Bloss, Amsey Craig, Hannah H. Armstrong, Isaac Harger, Mary E. Fetterman, Patrick Lavelle.

Report of auditors in the following estates confirmed nisi: Sarah Gerard, Rosanna Runyon, James and Jessie Evans, Samuel Sult, Peter Werkheiser, E. P. Albertson.

Report of viewers of road in Pine township, near Geo. Holdens, confirmed nisi, width fixed at 33 feet.

Report of viewers of bridge in Greenwood and Pine twps., over little Fishingcreek, near Geo. Greenly's, confirmed nisi.

Report of viewers against a road in Mt. Pleasant township, near Simon Mordan's, confirmed nisi.

Petition of auditors of Catawissa Borough and township, and statement of road and poor business of same presented and directed to be filed.

Commonwealth vs. Oscar Roeder. Assault and battery. Nol. pros. allowed upon payment of costs.

Commonwealth vs. Geo. Sassaman. Assault and battery. Nol. pros. allowed.

Commonwealth vs. Oscar Crouse. Embodiment. Case continued.

Commonwealth vs. Joel Morton. Assault and battery. [Case continued.

Commonwealth vs. J. J. Billman. Fornication and bastardy. Case continued.

Account, petition and discharge of A. B. Croop, guardian of Lizzie Townsend, filed and decreed.

Report of viewers for road in Mifflin township, near George Keller's, confirmed nisi. Width 33 feet.

Report of viewers vacating road in Mifflin township, near Mrs. S. Yohe, confirmed nisi.

Report of viewers against a road in Fishingcreek township, near Kramer's school house, confirmed nisi.

Report of viewers in favor of a private road in Franklin township, near Daniel Reeder's, confirmed nisi. Width 16 feet.

Report of Commissioners in favor of annexation of territory to borough of Berwick, confirmed nisi.

Estate of Alem M. Connely, dec'd, sale of real estate ordered.

Samuel Brenner vs. Rebecca Brenner. Subpoena in divorce awarded.

Louisa Ruch vs. Geo. Hohman. Agreement for judgment filed. Amt. \$7.22.

Report of viewers in favor of taking Catawissa bridge as a county bridge, confirmed nisi.

Report of viewers vacating road in Orange twp., near Jos. Henrie's, confirmed nisi.

Estate of David Billman deceased. Petition of W. H. Kreischer to pay purchase money into court. Court directed purchaser to pay money into court.

Charter granted to Kitchen's M. E. Church in Mt. Pleasant township.

Commonwealth vs. Wm. Gunther. Larceny. Not a true bill.

Commonwealth vs. C. C. Mendenhall. Malicious mischief. Not a true bill and I. H. Seesholtz, prosecutor, to pay costs.

Sale ordered of real estate of Jas. Seward, deceased.

Report of viewers in favor of road in Jackson township, near Ellis Young's, confirmed nisi. Width 33 feet.

Commonwealth vs. George W. Boyer. Assault and battery. A true bill.

Commonwealth vs. Harry Miller. Larceny. A true bill.

Estate of James Hile. W. H. Rhawn continued as auditor to report Oct. 2.

Angelina Shuman vs. F. L. Shuman. Divorce with alimony. On motion of attorneys for libellant, the commissioner C. C. Evans is permitted to withdraw the files and papers in this case for the purpose of taxing costs.

In re-sale of real estate of I. K. Sweppehiser by the sheriff, B. F.

Zarr continued as auditor to report at next argument court.

Isabella Shaw vs. Harry W. Shaw. Divorce. Alias subpoena ordered.

In re-widening 5th street, Bloomsburg. On motion of Grant Herring for petitioners return day is continued to first day of next term.

Frank Harger appointed guardian of minor children of Isaac Harger, deceased.

Salina Deily vs. Samuel A. Deily. Depositions filed. Divorce decreed.

Commonwealth vs. Hiram Neyhart. Surety of the peace. Defendant being in open court for hearing and being intoxicated committed to the custody of the sheriff until 9 a. m. Tues day.

John G. McHenry appointed guardian of minor children of Dr. T. C. McHenry, deceased.

Report of viewers of road in Pine township, near George Mearey's barn, confirmed nisi. Width 33 feet.

Commonwealth vs. Emma Smith. Threats. Nol. pros. allowed.

Commonwealth vs. W. W. Smiles. Threats. Defendant held in \$200 for good behavior.

Register's and Prothonotary's accounts confirmed nisi.

Emma J. Wintersteen vs. Charles Wintersteen. Divorce decreed.

Commonwealth vs. M. L. McHenry. Assault and battery. Not a true bill and S. E. Harman, prosecutor, to pay costs.

Commonwealth vs. Olly McHenry and George Sarley. Assault and battery. Not a true bill and S. E. Harman, prosecutor, to pay costs.

Commonwealth vs. Albert Reese. False pretense. True bill.

S. J. Pealer, Elliott Lemon and T. H. Edgar appointed viewers of road in Benton township, near J. J. McHenry's store.

Commonwealth vs. Arden McHenry. Descent of wife. Nol. pros. allowed.

Report of viewers in favor of foot bridge over Fishingcreek near Forks in Fishingcreek township, confirmed nisi.

In the estate of David Billman, Robert Buckingham appointed auditor to distribute funds to be paid into court.

David Stroup estate, W. H. Rhawn continued as auditor to report Oct. 2.

In re Jefferson street, Bloomsburg. Time for filing exceptions on the part of A. G. Briggs continued to Monday Oct. 2nd, 1893.

## TUESDAY'S SESSION.

Com. vs. Hiram Neyhart. Surety of the peace. Defendant discharged and prosecutor to pay costs.

Jeremiah Wagner vs. Sarah A. Wagner. Libel in divorce. Subpoena awarded.

Charter granted to St. Paul's Evangelical Lutheran church of Millville, Penna.

Minnie A. Buckalew vs. John M. Buckalew Jr. Divorce decreed.

Report of viewers of road in Benton township, near John Heacock's, confirmed nisi. Width 50 feet.

Report of viewers against a road in Fishingcreek township, near Kramer's school house, confirmed nisi.

Report of viewers in favor of a private road in Franklin township, near Daniel Reeder's, confirmed nisi. Width 16 feet.

Report of Commissioners in favor of annexation of territory to borough of Berwick, confirmed nisi.

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Commonwealth vs. Wm. Gunther. Larceny. Not a true bill.

Commonwealth vs. C. C. Mendenhall. Malicious mischief. Not a true bill and I. H. Seesholtz, prosecutor, to pay costs.

Com. vs. Wm. Stoefler. Horse stealing. True bill.

Com. vs. Harry E. Trego. Fornication and bastardy. True bill.

Com. vs. William Shoefield. Horse stealing. Deft pleads guilty in open court. Court sentenced deft to pay costs of prosecution and fine of \$250, and undergo imprisonment in the Huntingdon Reformatory until discharged according to law, and the Sheriff to conduct him there within ten days and be allowed one assistant.

Com. vs. Harry E. Trego, deft, pleads not guilty, and case continued, with W. C. Trego as bail in \$500, for appearance of deft at next session.

Com. vs. James McEwen. Deft, pleads guilty in open court and remanded to custody of Sheriff.

Com. vs. Wesley Cleaver. Nol. pros. allowed on payment of costs.

Com. vs. Elijah Cleaver. Nol. pros. allowed on payment of costs.

Com. vs. Peter Fetterman. Nol. pros. allowed on payment of costs.

Com. vs. Michael Douse. Selling liquor to minors. Continued.

Com. vs. Edward M. Newhart. Nol. pros. allowed on payment of costs.

Com. vs. Patrick Fogarty, Timothy Cain, Edward Walsh and Theodore Durkel. Continued and recognition of debts and sureties forfeited to be respite &c.

Com. vs. D. Smith Hill. Fast driving, &c.

Com. vs. Edward Spearing. Malicious mischief. Continued &c.

Com. vs. Mertus E. Edwards. Embezzlement. Continued.

Com. vs. Jacob Bears. Lewdness. Deft adjudged insane and committed to State Hospital for the Insane, and county to pay costs.

Com. vs. George Boyer. Deft pleads guilty in open court to assault and battery. Sentence, pay a fine of \$25, costs of prosecution within ten days and stand committed until sentence is complied with.

Com. vs. Charles Brittain. Continued and recognition of debt in \$300 with C. B. Jackson as surety for appearance next session.

Following Sheriff's deeds acknowledged in open court.

Jacob Minier property of J. O. Doty \$825.

L. S. Wintersteen property of Ira Doty \$25.

Eva Emery property of Jamima Poust \$675.

Joseph Deppen property of Chas. Fahringer \$30.

Citizens B. & L. association of Centralia property of Thomas Gehrig \$1,120.

## NELLIE RAYER'S HOME.

JUDGE SAVIDGE DECIDES THAT SHE IS BEST OFF WITH HER AUNT.

The Sunbury Daily says:

On Monday afternoon September 18th Judge Savidge filed an opinion in the case of John T. Rayer vs. Lincoln S. Walter. Rayer is a traveling salesman and lives at Pottsville. He was married several years ago to a school teacher, she being his second wife. By his first wife he had a daughter, Nellie. This daughter and the new Mrs. Rayer did not get along well, and as Mr. Rayer was away nearly all the time the girl was left to the care of her step-mother, who treated her cruelly. She whipped her, beat her head against the wall and was constantly abusing the girl. This spring Nellie left home and went to Milton. There she chanced to meet her uncle, Lincoln S. Walter. She told him her story and he sent her to his home at Mt. Carmel. Mr. Rayer then went to Mt. Carmel and wanted Nellie to return home, but she refused. He then had a writ of *habeas corpus* issued to compel Mr. Walter to give her up. The matter was heard on the morning of July 1st at the Court House. Nearly everybody from Pottsville came down to attend the hearing and the evidence was all against Mrs. Rayer.

Judge Savidge said that Nellie should remain in Mt. Carmel until he arrived at a final decision. In his opinion he decides that Nellie shall remain at Mt. Carmel and that Rayer and Walters shall each pay the costs of their respective sides. Rayer is also directed to pay the costs of putting the case on record. Nellie is fifteen years old and Mrs. Walter is a sister of her deceased mother. Mr. Walter is an attorney and an orator of considerable reputation.

## NOTICE.

There will be a Union meeting held in the Presbyterian church on Market street Sunday October 1st, at 3 o'clock. At which time all the ministers are expected to be present, and take part in the meeting. The object is to raise the sum of \$60 to assist the pastor of the A. M. E. church as he did not hold no Camp-meeting this year. Therefore all are cordially invited to attend the meeting.

REV. H. JOHNSON,  
Pastor of A. M. E. Church.

Go and see "Later On" at the Opera House, Saturday evening, September 30th.

## A COSTLY EXPERIMENT—NO. 2.

EDITOR COLUMBIAN:

In your issue of September 15th, some one without the courage to disclose his name but whose tracks I recognized, endeavours to injure the reputation of a gentleman residing several hundred miles distant, who some years ago built a pipe organ for the Lutheran church.

Now just what interest the public has in either the purchase or sale of an organ by the Lutheran Church, I cannot see, and what motive induced the writing and publication of the article entitled "A Costly Experiment" is beyond my comprehension, unless it was a desire to injure the reputation of the builder of the organ. If the article was not a series of misrepresentations from beginning to end I would pay no attention to it. Now what are the facts in the case—some eleven or twelve years ago, M. P. Moeller of Hagerstown sent me a draft and specifications of a pipe organ with the statement that he would place it in the church, let the congregation use it, and if it was not satisfactory he would remove it at his own expense, if satisfactory they should pay him seven hundred and seventy five dollars for it. I submitted his proposition to the church council and after some consideration they gave him permission to put the organ in, on the conditions he proposed. In due time the organ was put in place, was tested by Prof. Niles and Geo. E. Elwell and no one else at the request of the church and was used by the congregation every service for about nine months, during which time the builder tuned it once or twice, coning here at his own expense. Then a vote of the congregation was taken upon the question of purchase which resulted in favor of purchase about ten to one—about a dozen votes only being cast against the purchase and about half of those from one family. Then six hundred and fifty dollars was paid on the organ in several payments, one hundred and twenty five dollars being retained for one year by consent of the builder as a guarantee that the organ should prove good. At the expiration of that time the balance was paid with interest.

The organ was used for about seven years during which time not one dollar was expended for repairs nor tuning, whatever tuning was done, was done by the builder gratuitously, and for two years and six months it had not been tuned, when the ceiling of the church immediately above the organ became loose and some fell off. A man who was employed to take down what was loose and replace it, in doing so put just sufficient boards on top of the organ to stand on, and pushed off the plaster and let it fall on top of the organ, filling the pipes and entire organ with the lime and sand until it protruded from the mouth of the pipes. The builder was sent for and he and I cleaned it out as best we could, but particles of it had gotten into the action where it could not be entirely removed. For his travelling expenses from Hagerstown here and return, hotel bills and two days and one evenings work he charged them the enormous sum of twenty three dollars and I think seventy-five cents, which was not paid until nearly a year afterwards. About that time steam heat was introduced in the church and run up to eighty and ninety degrees and left there from one Sunday until the next nearly the whole winter, with a radiator within about ten feet of one end of the organ, a hot water coil under the steps close to the other end, consequently many of the glue joints in the organ opened and it had to be repaired. Yet he says no one was to blame but the builder. The builder repaired it for the small sum of fifty dollars. In doing so he was compelled to take down the entire organ and put it up again and tune it, involving about eight days work for one man and two or three for a second one, besides traveling expenses and hotel bills. It was then used until about two years ago, when a couple of pipes speaking when not invited to do so (a thing that I could myself have remedied in an hour's time) and it was abandoned.

Recently Mr. Moeller made two propositions. He would give five hundred dollars for the organ in exchange for a larger one, or he would rebuild the organ, using such material in this that is good, and supply new where necessary for five hundred dollars which would cover all expenses of freight to the factory and return. Yet he says "