

APPEAL FROM COUNTY STATEMENT.

ANOTHER PETITION FILED BY THE COMMISSIONERS.

W. H. Rhawn Esq. counsel for the county commissioners, filed the following petition in court on Monday:

In the Court of Common Pleas of Columbia County. To the Honorable, the Judges of the said Court.

The petition of the Commissioners of Columbia County, respectfully represents:

1. That the petitioners by writing filed in the office of the Prothonotary on the 26th day of February, 1894, and without application to the said Court appealed for and in the name of the said County from the report of Auditors of the said County, for the year ending Jan. 1, 1894.

2. That the petitioners by said appeal intended to appeal from the said report, on the license account, the account of John L. Kline, Treasurer with the said County, the account of John L. Kline, Treasurer, with the dog fund, the account of John L. Kline, Treasurer, with the State fund, and the account of the Commissioners of the said County.

3. That the said appeal was taken by reason of certain material questions touching the said report being in controversy between the said County, and John L. Kline, late Treasurer thereof, and the said County, and Jesse Rittenhouse, Charles Sands and B. F. Edgar, late Commissioners thereof, namely:

(a.) Whether John L. Kline, Treasurer, is entitled to the sum of \$77.25, or a commission of five per cent. on the share of the retail license money due the said County, as allowed him in the said license account, in addition to the commission of four per cent. for paying out the same, or a total commission of nine per cent. on said license money.

(b.) Whether the said John L. Kline, Treasurer, should be surcharged in the said account of John L. Kline, Treasurer with the said County, with the retail license money following, the sum of \$570, due the Town of Bloomsburg, and the sum of \$142.50, due the said County, which moneys he now has in his hands, and refuses to pay into the County treasury.

(c.) Whether John L. Kline, Treasurer, is entitled to credit in the said account of John L. Kline, Treasurer, with the State fund, with the item, "Cash advanced by John L. Kline, balance due State, 1892, \$32.05" as allowed in the said report, when credit for this item was allowed in the Report of the Auditors of the said County, for the year 1892.

(d.) Whether John L. Kline, Treasurer, is entitled to credit in the said account of John L. Kline, Treasurer, with the State fund, with items, "By Farmers National Bank note and discount, \$1005.67," "By cash advanced by John L. Kline, \$1000.00," and "By cash borrowed C. H. Campbell, \$500.00," as included in said report, when he is not charged in the said account with moneys received by him as treasurer aforesaid, following cash on note from Farmers National Bank, \$1000.00, cash advanced by John L. Kline, \$1000.00, and cash borrowed of C. H. Campbell, \$300.00.

(e.) Whether John L. Kline, Treasurer, in the said account of John L. Kline, Treasurer with the said County should be surcharged (in addition to the item therein, "To amount received from State, \$5046.04" with the items following, "Cash on note from Farmers National Bank, \$1000.00," "cash advanced by John L. Kline, \$1000.00," "cash borrowed of C. H. Campbell, \$300.00, and \$32.05, under the allegations of facts contained in divisions (c) and (d) of this petition.

(f.) Whether John L. Kline, in the said account of John L. Kline, Treasurer with the said County should be allowed credit with the item, "To balance due John L. Kline, \$133.30," as allowed in said report, when the said County is not indebted to said Kline, in this or any other sum.

(g.) Whether John L. Kline, Treasurer should be surcharged either in the account of John L. Kline, Treasurer with the said County or the account of John L. Kline, Treasurer with the State fund, with the sum of \$804.90, set down in the Report of the Auditors of the said County for the year 1891, as due the State, when this sum either belongs to the State or said County.

(h.) Whether John L. Kline, Treasurer in the said account of John L. Kline, Treasurer with the Dog fund should be allowed credit as stated in said report, with \$30.20, commission on sheep orders, when the same is in excess of that allowed by law.

(i.) Whether John L. Kline, Treasurer should be allowed credit in said account of John L. Kline, Treasurer

with the said County, with \$32.00, commission on \$800.00 refunded to William Kramer, as allowed in the said report, when he received a commission on the same, at the time it was borrowed and paid out by him as Treasurer aforesaid.

(j.) Whether John L. Kline, Treasurer is entitled to credit by four per cent. commission or, \$38.76, in the said account of John L. Kline, Treasurer with the said County, as allowed in the said report, on orders drawn by said late commissioners for license money following, "J. C. Shuman, license due Main, \$114.00," "First National Bank of Berwick license due Berwick, \$570.00," and, "W. A. Marr, Atty. license due Conyngham, \$285.00," when John L. Kline, Treasurer, charged and received from the said township and borough five per cent. commission on said payment, in addition to said four per cent., and the said payments were not required to be made by said County.

(k.) Whether John L. Kline, Treasurer should be charged in the said account of John L. Kline, Treasurer with the said County, with the sum of \$8.45, commissions retained by him in said license account of license money due Main and Conyngham townships, and the borough of Berwick as shown by the Report of the Auditors of the said County for the year, 1892.

(l.) Whether John L. Kline, Treasurer in the said County, is entitled to four per cent. commission on \$515.58, as claimed in said report, on taxes refunded to townships and boroughs on orders drawn by said late Commissioners.

(m.) Whether John L. Kline, Treasurer in the said account of John L. Kline, Treasurer with said County is entitled to a commission of four per cent. on the item contained in said account, "To balance due John L. Kline, \$133.30," as allowed in said report, when the said County is not indebted to him in this or any other sum.

(n.) Whether John L. Kline, Treasurer in the said account of John L. Kline, Treasurer with the said County is entitled to credit for commission of four per cent. as allowed in said report on orders drawn by said late Commissioners for items following "John L. Kline, Treasurer, etc., \$42.50" and "John L. Kline, Treasurer, State tax, 1893, \$80.00," when he charged and received from the State a commission of five per cent. on these items.

(o.) Whether John L. Kline, Treasurer in the said account of John L. Kline, Treasurer with the said County, is entitled to credit for a commission of four per cent. as allowed in said report, on items on debit side of said account following, "G. E. Sponsler, \$1000.00," "Jerome Delong, \$500.00," and "Rebecca Delong, \$500.00," or \$2000.00, when he had in his hands moneys belonging to said county and not accounted for by him, amounting to that sum, before and at the time of these loans.

(p.) Whether John L. Kline, Treasurer in account with John L. Kline, Treasurer with the said County, is entitled to credit as allowed in the said report with a commission on orders drawn by said late Commissioners, following, "John L. Kline, Treasurer, County bonds \$5645.00."

(q.) Whether John L. Kline, Treasurer in the said account of John L. Kline, Treasurer with the said County, is entitled to credit as allowed in said report with the item following, By Commission to Treasurer \$1673.01.

(u.) Whether John L. Kline, Treasurer in the account of John L. Kline, Treasurer with the said County, should be surcharged with interest and disallowed commissions for all moneys for which he has not accounted and is liable to account as Treasurer aforesaid.

(r.) Whether the late Commissioners are entitled to credit and said County chargeable as claimed in the said report, under head, of "River Bridge," with the items following, "Orders King Bridge Company, monthly estimates, less ten per cent. order No. 722, part payment \$2000.00," "Order No. 723 part payment, \$1500.00," "Order No. 724 part payment, \$1500.00," "Joseph Hendler, monthly estimate, order No. — less ten per cent \$5940.00," when the said orders were authorized by the contracts for the said bridge.

4. That John L. Kline, Treasurer, neglected to state his accounts and produce his vouchers to present Commissioners for examination, before the same were laid before the said Auditors.

The petitioners therefore pray, (1) that the appeal entered by said County as aforesaid may be amended, so as to read: "In the matter of the Report of the Auditors, of the County of Columbia, on the account of John L. Kline, Treasurer with the said County,

the account of John L. Kline, Treasurer with the dog fund, the account of John L. Kline, Treasurer with the State fund, the account of license money, and the account of the Commissioners of the said County.

(2) That a rule be granted on John L. Kline, late Treasurer of said County to show cause why the issue should not be granted between Columbia County as plaintiff and John L. Kline as defendant to try the questions in controversy and contained in the foregoing petition in divisions "a" to "u" inclusive, (3) that a rule be granted on Jesse Rittenhouse, Charles L. Sands, and B. F. Edgar, late Commissioners of the said County, to show cause why an issue should not be granted between Columbia County as plaintiff, and Jesse Rittenhouse, Charles L. Sands and B. F. Edgar as defendants, to try the question in controversy and contained in the foregoing petition in division "r," and (4) other relief.

The Commissioners of Columbia County, the appellants, have hereunto set their hands, and affixed the seal of said County, attested by their Clerk, at their office in the Town of Bloomsburg, the 5th day of March, 1894. Columbia County, ss.

J. G. Swank, G. M. Ikeler and W. H. Utt, Commissioners of Columbia County, being duly sworn according to law, depose and say, that the appeal stated in the above petition is taken on behalf of said County, and that said appeal is not for the purpose of delay, but in good faith and because they believe injustice has been done said County in the report of the Auditors of the County for the year 1893, ending January 1, 1894, and that the matters of fact set forth in said petition are true to the best of their knowledge and belief.

Sworn and subscribed before me. March 5, 1894. J. G. SWANK, G. M. IKELER, W. H. UTT, Commissioners.

THE BRIDGE CONTRACT.

ACTION OF THE COMMISSIONERS.

The following are the minutes of the meeting of the commissioners of March 1.

COMMISSIONERS OFFICE, BLOOMSBURG, PA., MAR. 1, 1894. Commissioners J. G. Swank, Swank, G. M. Ikeler and W. H. Utt present. Mr. Utt moved the adoption of the resolution following:

WHEREAS, The late Commissioners on December 30th, 1893, issued an order on the County Treasurer to Joseph Hendler for the sum of \$5940.00, on account of the substructure of the bridge at Bloomsburg to be constructed by the said Hendler under a contract made between them and the said Hendler, on the 25th day of November, 1893, in the words following: "SUSQUEHANNA RIVER BRIDGE, SUBSTRUCTURE.

Joseph Hendler, Contractor. ESTIMATE NO. 1. December 30th, 1893. 1100 yards of stone dressed at quarry ready to be shipped and laid, at \$6.00..... \$6600 00 Less 10 per cent..... 660 00 \$5940 00 Approved 12-30, '93. J. C. BROWN, Engineer.

Received, Bloomsburg, Pa., December 30, 1893, County Order No. 729, for the sum of Five Thousand Nine Hundred and Forty Dollars in payment of the above estimate.

(Signed) JOSEPH HENDLER. And whereas the said engineer has presented to the present Commissioners a second estimate in the words following: "ESTIMATE NO. 2. BLOOM FERRY BRIDGE. Joseph Hendler, Contractor.

\$1.4 yards earth excavation, at 0.25..... \$ 20 35 450 yards masonry, at \$12..... 5400 00 250 yards stone Bloomsburg, at \$6..... 1500 00 600 yds. dressed in quarry at \$6..... 3600 00 300 yards dressed for piers, at \$6..... 1800 00 2 car loads of cement..... \$12300 00 75 tons of sand, at \$1..... 75 00 Less estimate No. 1..... \$12595 35 6600 00 5995 35 Less 10 per cent..... 599 53 \$ 5395 34 Approved February 7th, 1894. JAS. C. BROWN, Engineer.

And whereas the said estimates were beyond the scope of the authority, of the said Engineer, and unauthorized under the provisions of the said contract, in that the said County is charged therein for work done by the said contractor in the sum of \$11,335.34, or more than one third of the estimated cost of the said substructure, although the only part of the substructure alleged to be completed by the said contractor, is one abutment, and for 1100 yards of dressed stone

at quarry at \$6.00, or, \$6600.00, and for 450 yards of masonry at \$12.00, or, \$5400.00, although the said County is entitled to a rebate or reduction in the said price per yard on the said quantity of stone used in the said masonry, and upon which the contractor did not pay \$2.40, per cubic yard for freight, on the same and for 75 tons of sand at \$1.00 or, \$75.00, and in that the said Engineer, in the said estimates has fixed a price or measure of compensation different from that provided in the contract, and beyond the value of the work done by the said contractor.

And whereas the work, namely the abutment on the South side of the river has been performed by the said Hendler contrary to the specifications for the erection of the said bridge, in that the masonry in the abutment is rock range work with rock projections from four to nine inches, and the stone in the face of the abutment are in wind, not set in the wall with an even bearing and level, and are otherwise improperly bedded, and in that the first course of neat work is thirty five inches in thickness, and the rise in the stretches is more than their depth, and that the face wall of the abutment is a casing with the backing butted against it in irregular shape and sizes with no care taken in placing the backing, which is cobbled up with small stones, and the face and back wall of the abutment are not bonded together, and the back can be removed without disturbing the face, and in that the wing walls of the abutment are built of irregular size stones, large and small pieces most improperly joined with joints from one to five inches filled up with small stones and mortar, and are not properly joined to the main wall and in that the abutment and the wing walls are not covered with coping reaching the entire width of the work and the wing walls are covered with steps, and in that the abutment is not constructed in accordance with the specifications, and is insufficient for the purpose intended. Therefore be it resolved, that the said estimates are rejected as not binding on the County, and no payments be made thereon, and that the work done, namely the abutment, by the said contractor is not accepted by the County, and that a copy of this resolution be served upon the said Joseph Hendler and the said Engineer.

Mr. Ikeler seconded the adoption of the resolution as read.

On Chairman Swank putting the question, it was adopted as read.

Every half mile there was a shad fishery. Down at the ferry was the Hendershott fishery, owned by the grandfather of N. J. Hendershott; next above that was the Kuder fishery, and the next, at Espy, was the Whitmire fishery. Then the Creveling, then Webb's, and Boone's. Above that was either Hick's or Hills. Below Hendershott's was Wanich's, but it never amounted to much as the bottom was too rocky. It required a smooth bottom so that they can draw the seines. I remember hearing William Creveling say that he caught 4000 at one haul. They used to feed them to the hogs. The law at that time not only prohibited fishing on Sunday, but also on Thursday. My brother Samuel caught shad for fourteen years.

"In those days there were no railroads nor other means of sending shad to market, and the people have lived on shad, which sold for a shilling a piece, and sometimes as low as six cents. There were many other kinds of fish in the river then, salmon, suckers, and others. These being smaller than shad, would go through the meshes of the seine, and sometimes men would catch barrels of them as they came through. The last shad were caught here in 1828 or 1829. The canal was opened in 1830, and the dams were built which prevented the shad from coming up the river. Should the canal ever be abandoned and the dams torn out, no doubt the people who live along the Susquehanna could again catch their own shad, and have them just as plenty as they were over sixty years ago, unless the sewerage from the many towns, and the refuse from the coal mines would drive them back, but that I don't know anything about. There are but few of us living any more who remember about the shad, and I am glad to be able to tell you what I know about them. I could tell you a good many other things about Bloomsburg in the older days but I guess that is enough for this time."

There is no mistaking the source of the fable that President Cleveland and ex-Secretary of the Navy Whitney belong to a syndicate that has brought up large coal tracts in Nova Scotia in anticipation of a repeal of the duty on coal. It belongs to the same class of Protectionist products as the slanderous charge that Mr. Leon Chotteau has come to this country as a hired agent of the Cobden Club. There is a suit for libel against a tariff organ now in progress in New York, the libel having consisted in a circumstantial story that a prominent importer had raised a large sum of money in England to promote the election of Cleveland. No attempt has been made to excuse the libel beyond the shallow plea that the importer's name was not mentioned, although he was most accurately described. There is a regular protectionist slander factory in this country, and the millers, as well as those who bring the grist to the mill, are becoming quite well known.—Record.

Rev. W. C. Leverett will hold service in St. John's church, Catawissa, on Saturday morning at 9:15. The Holy Communion will be administered. Mr. Leverett preached in Sunbury on Thursday evening.

L. B. Howell will have a grand opening at Proctor Inn, Jamison City, the latter part of this month. The date has not yet been fixed.

Any of our patrons who want old newspapers to put under carpets, in cupboards &c. can have them by calling at this office, without charge. We have more than we know what to do with.

How hats are made In John R. Townsend's window can be seen the different shapes assumed by felt hats in the process of making them. The first form is in the shape of a very large dunce cap, and the second form is of the same shape but much reduced in size. After that it assumes the form of a fashionable head cover and comes out in its finished form.

In the same window are a number of samples of dyed wool and fur. In the other window Mr. Townsend is showing handsome neckwear and new spring goods.

Right you are. J. H. Mercer, one of the most popular and energetic young Democrats at the county seat, took charge of the Bloomsburg post-office on Thursday last. Some progressive alterations in the office are under contemplation. This change is in keeping with the political saw, to the victors belong the post offices and such. A better selection could not have been made.—Catawissa Item.

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Shad Fishing at Bloomsburg.

AN OLD RESIDENT TELLS OF THE OLDEN TIMES WHEN THIS LUSCIOUS FISH CAME UP THE SUSQUEHANNA.

"It was a good many years ago, and of course you don't remember it, for it was before you were born probably, that we used to catch shad down at the river," said Casper Kressler, an old resident of Bloomsburg, the other day. "I can remember when I used to carry a dinner bucket down to my brother Samuel, who died at Wilkes-barre last week at the age of ninety-one years and seven days. I was only a boy then, and he used to go there with other men to catch shad. That was before the dam below Sunbury and at Columbia were built, and the fish came up this far, and on up the river farther. They would go so far up that they would die, and I have often seen lots of dead shad floating down the river. There was no cotton in those days, and they had to raise hemp, and make hemp cord for nets. The nets were big ones, and it took seven men to handle them. They would go out in the stream and drop the nets and form a semi-circle and bring the ends to shore first and they made big hauls sometimes. The fish were delicious, better than we get now from the Delaware, because they were fresh from the water.

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BRIEF MENTION.

About People You Know.

E. B. Tustin moved last week into his property on Market street.

James Dixon of Centralia has been granted a pension.

J. M. Gidding is in the city this week, buying goods.

William Reice, oldest son of C. H. Reice, has entered Mercer's drug store to learn the business.

John E. Sterling has accepted a position with the Grand Union Tea Co. at Shenandoah.

Mr. and Mrs. W. C. Fortune have gone on a visit to relatives in Connecticut and New York.

Miss Agnes Fortune has accepted a position as teacher in Harkins' Commercial College.

Mrs. Stobner has moved her Millinery store back into the room formerly occupied by her, in Evans' block.

Walter, little son of W. H. Brooke, who has been dangerously ill, we are glad to learn, is improving.

Miss May Tubbs, of Kingston, was the guest of Mrs. L. E. Waller during the past week.

Reuben Hess has moved from Rupert, to his property on Third street.

W. K. Armstrong will take charge of the drug store for J. H. Mercer on April 1st.

Dr. Graydon made an excellent address at the Y. M. C. A. meeting last Sunday afternoon.

Josiah Barninger of Numidia was one of the jurors this week, who came over to town on Monday. He gave us a pleasant call.

Dr. Edward Jacoby came from Columbus, Ohio, last Saturday. He is very sick, and it is feared that he is stricken with a fatal malady.

John Billhime, of Turbotville, one of our oldest subscribers, was in town last week. He says he can't get along without the COLUMBIAN.

J. Wesley Moyer celebrated his thirtieth birthday last Friday evening by entertaining a number of his friends at his home.

Mrs. I. K. Dildine, of Orangeville, was the guest of her daughter—Mrs. F. P. Vanderslice during the past week.

Mr. Midgley has moved from E. B. Tustin's property to the corner of Fifth and West. Mr. Midgley talks of moving to Millville on April 1st.

A pension has been granted to Frederick Thude, an Indian War survivor, who resides in Roaringcreek township.

Misses Cora Miller and Minnie Pollock are learning the art of type setting in this office, and are making rapid headway.

The proceedings of the Farmers' Institute in the Court House last Friday and Saturday were interesting and instructive, but the attendance was not as large as it should have been.

To-day, March 9th, J. S. Rudy ends his apprenticeship in this office, having faithfully served his time for three years. He is a rapid and accurate type setter, and a young man of excellent character. His services will be retained for a time in the job department.

The announcement of the sudden death of Mrs. D. A. Creasy on Tuesday morning was a great shock to her many friends, who did not know she was seriously ill. She had been suffering for two weeks from rheumatism and the family thought her improving. Her age was fifty one years, and she leaves a husband and one daughter. She was a devout member of the M. E. Church, and was a sister of James T. Fox of Catawissa, Mrs. Larish, Mrs. Stout and Mrs. Hampton. The funeral was held at the residence on Thursday morning at ten o'clock, conducted by Rev. W. G. Ferguson.

A lawyer gives this advice: "Additions to rented premises, when made by the tenant, should never be fastened with nails, but screws. The reason for this lies in the fact that should he wish to move away and take with him the boards and other lumber composing the improvements he has made he can simply draw out the screws and take the planks. If he fastens them with nails, however, he can remove nothing, and the improvements become the landlord's property."

"Killarney and the Rhine," the phenomenal success of three countries, will be presented at the Opera House this Thursday evening. Go and see it.