

THE COLUMBIAN.

BLOOMSBURG, PA.

FRIDAY, OCTOBER 4, 1895.

COURT PROCEEDINGS.

[CONTINUED FROM PAGE NINE.]

Daley, one of the defendants who said his home was in Elmira, testified that he met Gaughan on the rail road and that he told him there was some beer in the woods, that he should go there and wait for him. That subsequently he met Varnish, who said he lived at Mt. Joy, and told him about it, and together they went and drank some of the beer. Varnish testified to substantially the same thing.

The other defendant, Joseph Harrigan, who gave his home as Pittston, said that he was coming along the railroad, and seeing a smoke in the brush, went to it and found there the two defendants asleep beside the beer. He drank some of it, and the next thing he knew they were all arrested and in the station house at Centralia. Lawrence Gaughan testified that he never saw the other defendants until he met them in the county jail. That he stole the beer and that the defendants had nothing to do with it.

After able argument by the counsel and an impartial charge to the jury by the Court, the case was given to them. The next case called was the Commonwealth vs. James Hile of Franklin township, who was charged with removing fences, &c. A great deal of time was consumed in the trial of the case, more than the importance of the case warranted. The title to land was questioned and the principal evidence was that given by the surveyors. District Attorney Hanly had charge of the prosecution, whilst the interest of the defendant was taken care of by W. H. Rhawn.

At the commencement of the trial a motion was made by counsel for the defendant to quash the indictment on the grounds that the information was made under the Act of Assembly of 1860, charging removal of trees, and the indictment charged the removal of fences under the Act of 1865. The Court overruled the motion and the trial proceeded, which resulted in the jury finding the defendant not guilty, but that he pay one half the costs, and the prosecutor Sylvester Hower, the other half.

Commonwealth vs. C. B. Kelchner. Assault and battery, a true bill.

Commonwealth vs. George Caron. Assault and battery, a true bill.

WEDNESDAY AFTERNOON.

The sheriff acknowledged the following debts:

To Alexander Billmyer for the property of Peter Diehl, consideration \$200.

To Agnes E. Smith for property of James C. Montgomery, consideration \$450.

To James T. Fox for property of Allison Derr, consideration \$150.

To same for property of same, consideration \$200.

To O. B. Millard for property of Thomas Liddicoat, consideration \$25.

To C. G. Murphy for property of same, consideration \$770.

Commonwealth vs. C. B. Kelchner. Assault and battery. The defendant in this case was a mere boy and had some difficulty with his father who lives in Light Street. It was the opinion of a great many of the spectators that this, like many other cases had better be settled at home than in the courts. The boy pleaded guilty, and the Court, after giving him some wholesome advice, suspended sentence and permitted him to return with his parents. He was directed to pay the costs.

Wm. V. Lawton was appointed guardian of Myra A. and Lizzie C. Lawton. The bond was filed and approved.

John S. Cole was appointed guardian of Raymond H. Cole.

In the case of Commonwealth vs. James Daley, James Harrigan and W. H. Varnish, the jury returned a verdict finding the defendants guilty.

In the case of Commonwealth vs. Lawrence Gaughen, the Court sentenced the defendant to pay costs of prosecution, a fine of \$100 to the Commonwealth and restore the property stolen if not already done, and undergo imprisonment in the Huntingdon state reformatory until discharged according to law, the sheriff to be allowed one assistant in conducting him there.

In the case of the Commonwealth vs. James Daley, the sentence of the Court was that the defendant pay the costs of prosecution, a fine of \$25 to the Commonwealth, restore the property stolen if not already done, and undergo an imprisonment in the Eastern State penitentiary for one year, and stand committed until the sentence is complied with. The Sheriff to conduct him thither in two weeks, and to be allowed two assistants.

W. H. Varnish and James Harrigan, who was convicted with him, received the same sentence.

Commonwealth vs. George Carver. In this case the defendant, who is a constable in Mid Valley, Conyngham township, was charged by Frank Novrosky, a Poland, with having committed an assault and battery upon him. It appeared that the prosecutor had caused the arrest of a certain party, charging them with having com-

mitted an assault and battery upon him. The Justice dismissed the case and put the costs upon the prosecutor, and it was contended by the Commonwealth that in attempting to collect his fees he put him under arrest-hand-cuffed him, &c. As the prosecutor could not understand, nor speak the English language, an interpreter had to be used, and, as a consequence, the case proceeded slowly. The jury returned a verdict finding the defendant guilty.

George Richards vs. Clara E. Richards, proceedings in divorce. C. E. Geyer, Esq., appointed commissioner. Road in Centre township, near Joseph Whitmire. Report of viewers continued until next term.

Whitnights vs. Whitnights. Commissioner continued until next term.

George A. Wilson vs. Myra E. Wilson, divorce. Alias subpoena awarded.

In re petition of Delilah Sterner vs. Town of Bloomsburg. Viewers are continued to file report on or before next term.

Commonwealth vs. Philip Sidler, assault and battery. The defendant in this case was charged with having committed an assault and battery upon a conductor on a passenger train on the D. L. & W. Railroad. The defendant was riding upon the train from this place to Catawissa, and when the conductor came through the cars and demanded the tickets he was apparently asleep. He was aroused, and became very angry, and struck him, for which this action was brought. The jury returned a verdict finding the defendant guilty.

Commonwealth vs. Miles Fry, surety of the peace. This case arose over a difficulty between the defendant and Joseph Eck, who are neighbors, and reside in Ralston's addition to Bloomsburg. It turned out that there was not a great deal in it, and the Court, after hearing the story, discharged the defendant and ordered that each party pay their own witnesses and one-half of the record costs.

Thus ended the first week of Court. SECOND WEEK OF COURT. Court met at nine o'clock Monday morning pursuant to adjournment with President Judge Ikeler and associate Millard on the bench, Judge Murphy arriving about three o'clock P. M. The appearance docket was called and judgments taken.

Commonwealth vs. George A. Stanton. Nol Pros. allowed upon payment of costs.

C. O. Burkert, Esq., of the Schuylkill county bar was admitted as an attorney in the several courts of this county.

Ash Bros. vs. Berwick Water Co. Petition for change of venue filed.

Ralph R. John, Esq., who had completed his legal studies under L. S. Wintersteen Esq., and passed a creditable examination by the committee was sworn and admitted to practice as an attorney in the several courts of this county.

W. E. Stine was appointed guardian of Ida Stine. Bond filed and approved.

In the estate of M. G. Hughes dec'd. the report of the Auditor was filed and confirmed nisi.

In the estate of Rebecca Breish dec'd., a petition was presented praying the court to direct an execution to issue against the executor. Prayer of the petitioner was granted.

The first jury trial ordered was in the case of Isaiah Fetterman and Jonathan Loreman Supervisors of Franklin Township vs. Francis Ely. In this case the plaintiff sought to recover from the defendant for the use of a road machine belonging to the plaintiff. The evidence showed that the plaintiff used the said machine in working his lanes &c. It also appeared, that some time prior to this, the defendant had met with an accident on the roads of said township and had sued the supervisors to recover damages for the said accident. That the said case was amicably settled and in the settlement this claim of the township was included. The jury took this view of it and rendered a verdict in favor of the defendant. A large number of witnesses from the township were subpoenaed in this case.

In the lunacy of Thomas B. Cole an inquest was held before Associate Judge Murphy.

Ephemia O. Young vs. Norman Young. Libel in divorce filed. Subpoena awarded.

Clyde Chamberlain vs. Joseph M. Lilly. This case comes from Berwick and the facts developed were about as follows: April of 1892 the plaintiff who had been learning telegraphing in the rail road office of the D. L. & W. Rail Road Company at the above named place was appointed to a position in the car service. He alleged that the defendant who was the general agent for the company said that they would only pay \$25 per month for the work. That about the middle of the month he was shown by the defendant a telegram purporting to come from Mr. Fowler, Supt. of the road saying that his pay would be \$40 per month, of which sum he was to pay the defendant \$15 per month. That on the faith of this, he did so, and continued doing so, for six months. That he was then informed by the defendant that hereafter he would be obliged to pay him only \$10 per month, which he did for five months. He was then informed that he need pay only \$5 per month

which he did for several months. That after a time he discovered that no such order had ever been sent by Mr. Fowler and this action is brought to recover the money he paid the defendant. Counsel for the defendant moved for a compulsory non-suit for the reason that the plaintiff agreed to work for \$25 per month, which sum he had received. The court overruled the motion. The defense was simply a denial of the testimony offered by the plaintiff. Joseph M. Lilly the defendant testified that he paid the amount for which this suit was brought to Mr. Dickson for the help he rendered the plaintiff in his work and that it was done with the knowledge and consent of the plaintiff. The jury returned a verdict in favor of the plaintiff for \$166.75.

In the estate of Daniel Zarr deceased, C. A. Small Esq., appointed Auditor to make distribution of the funds in the hands of the administrator.

In the estate of Joseph Eck, dec'd., Fred Ikeler Esq., is continued as Auditor to file his report on or before Oct. 5, 1895.

Frank Ikeler, Esq. was appointed Auditor on exceptions and to make distribution in the estate of N. B. Creasy.

In the estate of Eliz Plummer dec'd., Robert Buckingham Esq. was appointed Auditor to make distribution.

Guy Jacoby Esq. was appointed Auditor in the estate of Samuel Coleman to make distribution.

A. N. Yost Esq., was continued Auditor in the estate of Samuel Yost to file his report on Saturday Oct. 5, 1895.

In the estate of Garret Vanblaragan William Chrisman Esq., was appointed Auditor on exceptions and to make distribution.

In the estate of Simon Lowery deceased, Robert Buckingham Esq., was appointed Auditor to make distribution.

Mary E. Reppert vs. William H. Reppert. Libel in divorce. W. H. Magill Esq., was appointed commissioner to take testimony.

In re estate of David Kreisher deceased, proceedings in partition. Robert Buckingham Esq., was continued as Auditor.

Elisha Hagenbuch was appointed guardian of Mary Boney.

Rebecca Hunsinger vs. S. H. & W. Rail Way Co. The plaintiff in this case resides in Beaver township and seeks to recover damage for the construction by the defendant of a side track on her land in said Township. It was devoid of any special interest and was simply an estimate of the witnesses as to the amount of damages.

COURT HOUSE NEWS.

What Has Occurred There Since Our Last Issue.

At the commissioners' sale of unseated and seated land held at the Court House last Saturday morning, the following tracts were sold.

Tract of 400 acres Jacob Baker Est., in Beaver township, to G. W. Wesler, consideration \$2.00.

Tract of C. B. Brockway et al. in same township, containing 400 acres to Mrs. J. S. Williams for \$2.00.

Tract of Peter Minich in same township, containing 45 acres, to G. H. Wesler for 50 cents.

Tract of William Wheeler in same township, 87 acres, to same for \$1.50.

Tract of Doty, Pealer et al. in Briar-creek township, 1/4 of 300 acres, to L. S. Wintersteen for \$6.00.

Tract of same, in same township, 1/2 of 500 acres, to same for \$11.00.

Tract of Mrs. Mary Schuyler, in same township, 575 acres, to G. H. Wesler for \$4.00.

Tract of Jesse Bryan in same township, 1/2 of 210 acres, to same for \$65.00.

Tract of S. J. Pealer, in same township, 300 acres, to D. R. Coffman, for \$7.50.

Tract of same, in same township, 150 acres to same, for \$14.00.

Tract of same, in same township, 200 acres, to G. W. Koons, for \$30.00.

Tract of Lewis Reichard, in same township, 200 acres, to C. C. Peacock for \$7.50.

Tract of J. S. Roberts, in Catawissa township, 54 acres, to E. M. Tewksbury for \$1.00.

Tract of Klase & Yetter, in same township, 369 acres, to same, for \$4.00.

Tract of Mary Dornbach, in same township, 307 acres, to same for \$3.00.

Tract of Robert Kierner in same township, 257 acres, to same, for \$3.75.

Tract of Andrew Freas, in Centre township, 3 lots, to Mrs. J. S. Williams, for 50 cents.

Tract of Lewis Reichard, in Fishing-creek township, 50 acres, to C. C. Peacock, for \$5.50.

Tract of Doty, Pealer & Stewart, in same township 1/2 of 50 acres, to L. S. Wintersteen, for \$1.00.

Tract of William Howell, in Franklin township, one acre, to E. M. Tewksbury, for 50 cents.

Tract of Augustus Bibby, 1 acre, in same township, to same, for 50 cents.

Tract of Thomas Gerity in Locust township, 64 acres, to C. A. Small, for \$1.50.

Tract of Philip Longenberger, in same township, 30 acres, to C. A. Small, for 50 cents.

Tract of George DeWalb, in same township, 80 acres, to same, for \$2.00.

Tract of Henry Shaffer, in same township, 43 acres, to same, for \$2.00.

Tract of Daniel Welliver Est., in Madison township, 12 acres, to Barkley & Miller for 50 cents.

Tract of Henry Creasy, in Mifflin township 10 acres to G. H. Westler, for 50 cents.

Tract of Catharine Lutz, in same township, 4 acres, to same, for 50 cents.

Tract of Charles Gearhart, in same township, 15 acres, to same, for \$1.00.

Tract of J. Miller Raub, in Roaring-creek township, 40 acres, to E. M. Tewksbury, for 50 cents.

Tract of same, in same township, 60 acres, to same, for 50 cents.

Tract of Isaac Yocum, in same township, 38 acres, to same, for \$7.23.

Tract of William Wellington, in same township, 100 acres, to same, for 50 cents.

Tract of Henry Skate, in same township, 18 acres, to same, for 50 cents.

Tract of Morrison Hughes, in same township, 142 acres, to same, for 50 cents.

Tract of Jacob Trien, in same township, 50 acres, to same, for 50 cents.

Tract of Israel Cope, in Sugarloaf township, 50 acres, to Barkley & Miller, for 50 cents.

SEATED LAND. Tract of Charles Allemen, in Beaver township, 2 acres, to C. W. Miller for 50 cents.

Tract of Wm. A. Price in Bloomsburg, 1 lot, to Tewksbury & Miller for \$3.00.

TRANSFERS OF REAL ESTATE. The following deeds have been entered in the Recorder's office since those last published.

The Jackson and Woodin Mfg. Co. to Isabelle Moharter for land in Borough of Berwick.

D. J. Waller, Jr. et al to Bloomsburg Carpet Works for tract of land in Bloomsburg.

Mary B. Mendenhall, to D. A. Hall et al. for land in Bloomsburg.

A. Hartman, to Jonas Hartman, for land in Benton.

Locust Mt. Coal & Iron Co., to Margaret Kelher, for land in Conyngham Township.

S. H. Harman, to C. M. Creveling, for land in Bloomsburg.

Wm. Ferguson & wife, to C. M. Creveling for land in Bloomsburg.

S. H. Harman, to William Ferguson for land in Bloomsburg, Pa.

Same, to same, for land in Bloomsburg, Pa.

F. H. Risewick to H. G. Eshleman for land in Bloomsburg.

D. J. Waller and wife, to B. W. Jury, for land in Bloomsburg.

Sarah A. Petriken to Mary E. Ent, for land in Scott twp.

R. L. Orange, to C. M. Creveling, for land in Bloomsburg.

W. F. Asken, to John L. Harp for land in Mt. Pleasant twp.

C. C. Peacock, to Therna Peacock, for land in Bloomsburg.

J. P. Fritz and wife, to Elizabeth Masteller for land in Sugarloaf twp.

Adam Bellas, to Andrew Bellas, for land in Fishingcreek twp.

Andrew Bellas and wife, to E. F. Stevens, for land in Fishingcreek twp.

John Henninger and wife to Mary J. Fritz et al. for land in Beaver twp.

J. B. McHenry, Sheriff, to A. T. Ikeler for land in Benton.

G. A. Herring, treasurer, to G. W. Koons for land in Briarcreek twp.

G. M. Kline, to Barton Shaffer for land in Mt. Pleasant twp.

Ezra S. Lyons, Executor to Jacob S. Webb, for land in Pine twp.

MARRIAGE LICENSES. The following marriage licenses have been issued by Clerk Quick since those last published.

Wm. T. Snyder and Miss Elizabeth A. Viets, both of Jordan Twp., Lycoming county.

Harry Welliver, of Eversgrove and Miss Mattie G. Betz of Muncy.

Harry D. Brink and Miss Malinda Myers, both of Bloomsburg.

Samuel W. Karns, of Benton and Miss Pearl Moore, of Orange.

Nicholas Keiser, of Reading, Pa., to Miss Stella Wintersteen, of the Borough of Catawissa.

Howard Hixon, of the Borough of Berwick, to Miss Jennie Richards, of the same place.

Stanley O. Simpson, of Franklin Township, to Miss Dora Hess, of Sugarloaf Township.

SHERIFF SALES. The tract of land of W. H. Manning, in Mt. Pleasant Township, containing nine acres, was sold on last Saturday by the Sheriff, to John R. Thomas, for \$151.

Important Facts. If you have dull and heavy pain across forehead and about the eyes; if the nostrils are frequently stopped up and followed by a disagreeable discharge; if soreness in the nose and bleeding from the nostrils is often experienced; if you are very sensitive to cold in the head accompanied with headache; then you may be sure you have catarrh; and should (immediately) resort to Ely's Cream Balm for a cure. The remedy will give instant relief.

WILL NOT RUN. Judge McCarthy Has No Intention of Filing Nomination Papers.

The report that it was the intention of Judge Henry J. McCarthy, of Philadelphia, to run as a judicial candidate on nomination papers was emphatically denied by one of his closest friends, who said:

"There is absolutely no truth in the report. How or where it originated no one knows, and the judge himself is entirely in the dark on the subject. Judge McCarthy has no intention whatever of becoming a candidate through the medium of nomination papers. While his friends believe he was unfairly and unjustly treated at Williamsport, he is content to abide by the decision of the convention, and he will vote for the ticket like the staunch Democrat that he is."

J. L. WOLVERTON,

DEALER IN ALL KINDS OF

Fresh and Smoked Meats, Scrapple and Sausage.



DRESSED POULTRY A SPECIALTY.

Goods delivered to all parts of town.

Harry Wilson

Around The Corner. On Market Street.

Carries a full line of

CIGARS,

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TRY THE LEADING NICKLE CIGAR.

TAFFY'S -:- CHOICE.

The Cheapest Place To Buy

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LEATHER and SHOE FINDINGS

IN THE COUNTY, IS AT

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A FULL LINE OF SOLE

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Also dealer in all kinds of

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Goods delivered to any part of the town.

Highest Market Price Paid for

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Bloomsburg Candy Manuf'ng Company

Will during the Fair make

FRESH CANDY DAILY

Which will be sold on the ground and at the stores. At the store on Main street can always be found a full line of

Foreign and Domestic Groceries,

GREEN TRUCK AND NUTS.

Hot Roasted Peanuts Always on Hand.

H. F. FURMAN,

Wholesale and retail dealer in

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Fish, Fruits, Nuts, Vegetables, &c.

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STEAM LAUNDRY.

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ALL KINDS OF LAUNDRY WORK

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Keeps a superior quality of

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Wants you to stop in and try his

Fine Cigars

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