

The Columbian.

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J. E. ELWELL, EDITOR. D. J. TASKER, LOCAL EDITOR. GEO. C. ROAN, FOREMAN.

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THE COLUMBIAN, Bloomsburg, Pa.

THURSDAY, JUNE 17, 1897.

CANDIDATES' CARDS.

FOR SHERIFF, ALBERT HERBINE of Bloomsburg. Subject to the rules of the Democratic Party.

FOR SHERIFF, H. O. KLINE of Berwick. Subject to the rules of the Democratic Party.

FOR SHERIFF, W. W. BLACK of Rohrsburg. Subject to the rules of the Democratic Party.

FOR ASSOCIATE JUDGE, A. B. HERRING of Orangeville. Subject to the rules of the Democratic Party.

FOR ASSOCIATE JUDGE, JAMES I. CAMPBELL of Fishingcreek twp. Subject to the rules of the Democratic Party.

FOR ASSOCIATE JUDGE, DR. F. W. REDEKER of Bloomsburg. Subject to the rules of the Democratic Party.

A Receiver Not a Shield.

Judge Arnold Rules That Insolvent Corporations Have Not Peculiar Legal Rights.

President Judge Arnold, of Common Pleas Court, No. 4, Philadelphia, on Monday handed down an opinion determining the lien of a mortgage upon the property of a corporation in the hands of a receiver in which the decision is to regard an insolvent corporation as an insolvent individual, and to enforce a first mortgage as rigidly upon the former as upon the latter. The opinion is important, in that under the prevalent practice of receiverships it has been held that there was no such thing as a first mortgage on a railroad or other corporation.

The opinion was delivered in the case of the Real Estate Title Insurance and Trust Company against the Mahoning Rolling Mills Company. The Mahoning Mills Company has its rolling mills in Danville, Montour county, Pa. There is a first mortgage against its property for \$100,000, the interest on which has been in default since May 1, 1894. In December, 1894, the president of the company was appointed its receiver, with power to carry on the business. In July, 1896, the Real Estate Title Insurance and Trust Company, as trustee for the bondholders, applied to the Common Pleas Court of Montour county for leave to bring suit on the mortgage, and the court granted the leave, but soon afterward revoked it. The suit was commenced, however, and the receiver pleaded in defense that the company was in his hands as receiver. The suit was then brought in Common Pleas Court, No. 4, of this county, and Judge Arnold's ruling is that the leave to sue is not requisite, and that the existence of a receiver is no defense to a mortgage. He says: "Property in the hands of a receiver will be treated the same as if it were in the hands of the Sheriff. If the receiver is proceeding with proper diligence to sell the property his possession will not be disturbed by any other court. If, however, he is carrying on business with the property, he cannot delay other creditors who have a right to sue for and collect their claims against it."

"If the plea of a receivership is a good defense to a suit by the first mortgage bondholders now, it may be good forever, and thus there will be both a delay and a denial of justice. The assertion that when property is placed in the hands of a receiver, with authority to continue the business, it is in the custody of the Court, is a mere legal fiction. If the business were being run by the Court, the Court should be responsible for the debts created in the business and subject to suit therefor."

Judge Arnold proceeded then to arrange the present practices of the Courts, saying: "The truth is that all the Court does is to restrain the president and officers of the corporation from the further conduct of its business, and then appoint the president a receiver to carry on the business, instead of selling the property and paying the indebtedness of the concern. When the receivers are

sued they run to the Courts which appoint them and claim sanctuary. There, if creditors petition for leave to intervene they are refused. They are told that they cannot sue without leave of Court, and when leave is withheld they are held down while their security is being diminished. Then on application of the receiver the Court authorizes him to borrow money to pay those unsecured creditors who are persistent and will not be put off with further excuses, and the Court assumes the power to make this new indebtedness, generally called receivers' certificates, a lien prior to existing encumbrances." These practices Judge Arnold's decision tends to render less likely, if not impossible.

TOWN COUNCIL.

The regular meeting of the council was held on Thursday evening last. President W. R. Kocher and members Hower, Gorrey, Kelley and Richard were present. Reading and approved minutes of last meeting first after which Mr. Gorrey presented the following resolution on the death of E. A. Rawlings, a former member of Council. The resolution was seconded by Hower and carried unanimously:

WHEREAS, this body has learned with deep regret the death of Ed. A. Rawlings, on Tuesday, June 8th, 1897.

AND WHEREAS, as a former member of this council we appreciate his earnest efforts in behalf of our municipality and his constant endeavor to advance the prosperity of our community.

AND WHEREAS, we sincerely regret his death as a loss to our town and the best interest of her citizens. Therefore, be it

Resolved, That the members of this council attend the funeral of Mr. Rawlings in a body, and that we cause these resolutions to be published in the newspapers of our town, and that our Secretary be directed to forward a copy of the same to the bereaved members of his family.

W. R. KOCHER, President. THOMAS GORREY. JOHN KELLY, F. J. RICHARD, H. W. HOWER, W. S. RISHTON, H. G. SUPPLEE.

COUNCIL.

E. J. Brown granted privilege of sprinkling in front of town hall at same rate as last season, 50 cents per month. Residents of North Iron desire grade of pavements. Referred to Street committee.

A petition was presented to Council asking for crossings over alleys and streets crossing Fifth Street at right angles east of East Street and for the erection of a street lamp at corner of Wood and Fifth Streets. Referred to proper committee.

On motion of Richard and Hower property owners on East side of Railroad Street mouth of Second Street are to be notified to put down pavements within thirty days.

Citizens petitioned council to place a water plug at intersection of Port Noble and Jefferson streets. Petition granted on motion of Gorrey and Richard and a plug is to be put in at said corner.

An ordinance was presented for council's consideration ordaining that First street be opened and extended eastwardly to intersection of said street with the line of Penn street extended. That the limits and boundaries of said First street as above extended shall for the present be the same as the limits of the private road belonging to D. Armstrong now leading from his farm house to the eastern terminus of First street as at present located. Referred to the street committee for further consideration.

A petition was read signed by residents of West First street asking that an electric arc light be placed on said street between West and Market at corner of First and Jefferson Streets. As council had decided some time ago not to put up new lights at present on account of lack of funds, the matter was laid over until after the special election.

Property owners along West Fourth street presented a release from all damages against the town by reason of changing the grade of said street along their properties as per grade at present proposed. The release was signed by all the property owners except Mrs. Walp and a Mr. Krum.

Gorrey and Hower moved that the intermediate grade as proposed be accepted and an ordinance to that effect be prepared and published, and all former grades set aside.

Bills were presented and ordered paid as follows: Water Co. for water..... \$90 00 Harman & Hassert iron, &c. 7 53 Harman & Hassert, iron.... 2 12 Steam Co., for metre, &c.... 2 40 Electric Light Co., 1 month. 400 00 Miles Betz, police..... 1 50 I. Hagenbuch, health officer, 2 month..... 20 00 Water Co., for water Town Hall..... 2 82 Steam Co., heat..... 12 83 F. Drake, police service.... 1 75

A. C. DeSheppard, keys.... 90 F. P. Baum, police service... 5 59 W. S. Fleckenstine, police... 6 75 A. Bowen, police service, &c. 5 00 N. W. Lyons, police service and killing dogs..... 4 00 Chief Shultz for 1 month.... 40 00 F. Quick, secretary 1 month. 15 00 Frank Knorr on behalf of Friendship Fire Co. appeared and asked council to purchase new and improved nozzles. Referred to the fire committee. Jake Stiner also appeared in behalf of said Fire Co., and asked that the council increase the annual appropriation—to give them the \$75 formerly given the Rescue Company, which has been disbanded. Referred to the fire committee.

Isaac Yost complained of a mud hole in the spring of the year at rear of his lot on Fifth Street. Referred to Street Committee.

L. D. Kase asked council for the appointment as tax collector. On motion of Gorrey and Richard Mr. Kase was duly elected to said position, his bond to be approved by the Town Solicitor.

Width of pavements on Light Street road discussed and referred to the street committee.

Building permits were granted to T. L. Gunton for house on Market street and one on Jefferson street.

Street Commissioner McKelvy asked for cobble stones with which to cobble certain gutters. Referred to the street committee. A car load of crossing stone has been ordered. Adjourned.

COURT HOUSE NEWS.

What Has Occurred There Since Our Former Report.

MARRIAGE LICENSES.

The following marriage licenses have been issued by Clerk W. H. Henrie, since those last published.

Richard Price, of Germantown, Columbia County, Pa., to Miss Elsie May Payne, of same place.

Franklin P. Shuler, of Franklin township, to Miss Amanda E. Loreman, of same place.

Herman Legieu, of Berwick, to Miss Emma Michael, of same place.

Reuben Loreman, of Franklin township, to Miss Mary Hartman, of Madison township.

William B. Sult, of Berwick, to Miss Ida Bell Berhimer, of Catawissa.

Robert Hedeman, of Pine Summit, to Miss Almorah Holdren, of same place.

Anthony Cain, of Conyngham township, to Miss Margaret Touhey, of same place.

J. F. Stiner, of Briarcreek, to Miss Clara Kline, of Salem township, Luzerne County.

Patrick J. Monahan, of Jermyon, Pa. to Miss Bridget A. Sheran, of Centralia.

TRANSFER OF REAL ESTATE.

The following transfers of real estate have been recorded in the office of C. B. Ent, register and recorder, during the week.

David Lauderbach, to E. R. Lauderbach, et. al. for land in Bendertown.

Paul Zener and wife, to Silas Harman, for land in Centre township.

Lucust Mountain Saving & Loan Association, to S. C. Creasy, for land in Bloomsburg.

John W. Ashton and wife to Hiram Ashton, for tract of land in Briarcreek township.

Joshua Savage and wife, to Rocelia Young for tract of land in Jackson township.

Chas. W. Runyon, Adm. to E. B. Brower, et. al., for land in Bloomsburg.

G. P. Hensinger and wife to Mary A. Driesbach, for tract of land in Beaver township.

Thomas Gorrey to Emma R. Gorrey for land in Bloomsburg.

Emma R. Gorrey, to Thomas Gorrey for land in Bloomsburg.

Moses McHenry, Exr., to Geo. W. Rhinard, for land in Fishingcreek township.

Solomon Bower and wife to Ambrosia Bower and children for tract of land in Briarcreek township.

Samuel Steel, to Levi Bredbender for land in Berwick.

Help

Is needed by poor, tired mothers, overworked and burdened with care, debilitated and run down because of poor, thin and impoverished blood. Help is needed by the nervous sufferer, the men and women tortured with rheumatism, neuralgia, dyspepsia, scrofula, catarrh. Help

Comes Quickly

When Hood's Sarsaparilla begins to enrich, purify and vitalize the blood, and sends it in a healing, nourishing, invigorating stream to the nerves, muscles and organs of the body. Hood's Sarsaparilla builds up the weak and broken down system, and cures all blood diseases, because

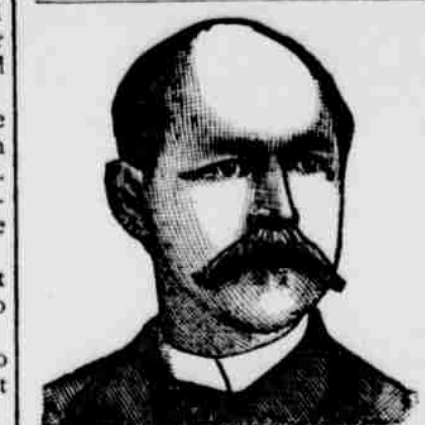
Hood's Sarsaparilla

Is the One True Blood Purifier. All druggists, \$1. Prepared only by C. I. Hood & Co., Lowell, Mass.

Hood's Pills are the only pills to take with Hood's Sarsaparilla.

JOHN R. TOWNSEND, Merchant TAILOR, ASK FOR THE SEAL BRAND AND Hatter.

SUITS FROM \$18.00. CORNER MAIN & MARKET STS. BLOOMSBURG PA. TROUSERS FROM \$5.00.



W.L. DOUGLAS \$3 SHOE in the World. For 14 years this shoe, by merit alone, has distanced all competitors. W. L. Douglas \$3.50, \$4.00 and \$5.00 shoes are the productions of skilled workmen, from the best material possible at the prices. They are made in all the latest shapes and styles, and of every variety of leather. If you cannot supply you, write for catalogue to W. L. Douglas, Brockton, Mass. Sold by JONES & WALTER, Bloomsburg, Pa.

Leah Bredbender, to Geo. A. Thomas, for land in Berwick.

Clarence J. Savidge and wife, to Joshua Savidge et. al., for land in Jackson township.

C. Q. McWilliams, et. al. to Roaringcreek Water Company, for tract of land in Locust township.

F. J. Ohl, et. al., to Sadie E. Girton, for tract of land in Hemlock township.

John Shultz and wife, to Willard Golder, for tract of land in Jackson township.

Amanda Evans et. al. to Elisha Evans, for tract of land in Fishingcreek township.

Catharine A. Welliver, to Elmira McNinch, for tract of land in Madison township.

Helen Harman Paist, to John Paist, for tract of land in Madison township.

John Paist, to Charles Paist Jr., for tract of land in Madison township.

Reduced Rates to Milwaukee via Pennsylvania Railroad on Account of the National Educational Association.

The Pennsylvania Railroad Company announces that on account of the meeting of the National Educational Association, at Milwaukee, Wis., July 6 to 9, it will sell continuous passage tickets from all points on its line east of Pittsburgh and Erie to Milwaukee at rate of single fare for the round trip, plus \$2.00 membership fee. Tickets will be sold and will be good going only on July 2, 3, and 4, and will be good to return, leaving Milwaukee July 10, 11, and 12, 1897, only, except that by depositing ticket with joint agent at Milwaukee on or before July 12, and on payment of fifty cents, an extension of return limit may be obtained to leave Milwaukee until August 31, 1897, inclusive.

DR. AGNEW'S CATARRHAL POWDER.—Rev. W. H. Main, pastor of the Baptist Emanuel Church, Buffalo, gives strong testimony for and is a firm believer in Dr. Agnew's Catarrhal Powder. He had tried many kinds of remedies without avail. "After using Dr. Agnew's Catarrhal Powder I was benefited at once," are his words. It is a wonderful remedy. It relieves instantly. Sold by C. A. Klein.

The street in front of the Court House on Saturday night was crowded with people awaiting the verdict of the jury. Judge Ermentrout discharged the jury about 10.30, and the throng immediately disappeared.

AUDITOR'S NOTICE

In re Estate of John D. Hummer, late of Jackson township, dec'd. The undersigned appointed auditor, to distribute the balance in the hands of G. B. Hummer, administrator of said deceased, as shown by the second and final account of said administrator, and among the parties legally entitled thereto, will sit at his office in the Town of Bloomsburg, Pa., on Tuesday, July 10, 1897, at nine o'clock a. m., for the purpose of attending to the duties of his appointment, when and where all persons having claims against said estate must appear and prove the same, or be forever barred from coming in on said fund. ROBT. R. LITTLE, Auditor.

NOTICE TO TEACHERS.

Notice is hereby given that the Directors of the Bloomsburg School District will meet on Friday evening, June 18, 1897, to appoint at least twenty-four teachers and three janitors for the ensuing year. Applications from experienced teachers only will be considered, and those selected must attend semi-monthly institute. Applications will be received up to 6 o'clock p. m. of said day by the secretary. JOS. GARRISON, Secretary.

An Anxious Inquiry ?

For long years the people of this country have been living in the shadow of a great big interrogation point. Like the monster Sphynx which propounded the prize conundrum, the poet who asked

"OH! WHAT'S SO RARE AS A DAY IN JUNE," gets his reply at last. Days are not so rare in June—there's 30 of 'em, but the store that equals ours in giving bargains don't exist.

Summer Dress Goods.

Don't be deceived in thinking we get no hot weather, as it will come and with a vengeance, so be prepared. Our assortment of Organdies, Dimities and Lappets is not surpassed anywhere, and prices are very reasonable. 10c to 35c the yard.

Special.

We offer as long as they last, Satin Striped Organdies, that never sold less than 12 1/2, at 7c.

Lawn Wrappers.

Nothing nicer for morning or on a hot afternoon to wear around the house than the Lawn Wrappers we are selling. Will you bother making them when we sell them for 98c.

Shirt Waists.

All the newest effects in Waists, red, blue and light grounds with black, white and all colored polka dots, made in the latest style and prices right.

Bargains in Wool Dress Goods.

Pursel & Harman, BLOOMSBURG, PA.

SHERIFF'S SALE.

By virtue of a writ of F. Pa., issued out of the Court of Common Pleas of Columbia county, Pa., and to me directed, there will be exposed to public sale at the Court House in Bloomsburg, Pa., on

SATURDAY, JULY 10, 1897, at 2 o'clock, p. m., all that certain lot of ground situated in the Town of Bloomsburg, County of Columbia, and State of Pennsylvania, bounded and described as follows, to-wit:

Beginning at a point on the south side of Eighth street; thence eastwardly along Eighth street forty-nine feet and two inches to lot lately of Daniel A. Hall; thence along said lot south twenty-six degrees and fifteen minutes east, one hundred and forty-eight feet to the Pennsylvania canal; thence along the same westwardly forty-nine feet and two inches to other land of Daniel A. Hall, and thence along the same north twenty-six degrees and fifteen minutes west, one hundred and forty-six feet to Eighth street, the place of beginning, whereon is erected a two-story double

FRAME DWELLING HOUSE.

Also: All that lot of ground situated in the Town of Bloomsburg aforesaid, bounded and described as follows, to-wit: Beginning at the Eastern line of a lot of ground belonging to John F. Adams and running along Eighth street of said town north seventy-five and three hundredth degrees east, fifty feet to lot of Daniel A. Hall; thence south twenty-six and five hundredth degrees east, one hundred and forty-six feet to the berm bank of the Pennsylvania canal; thence westwardly along the same fifty feet to lot of said John F. Adams, and thence by the same northwardly one hundred and forty two feet to the place of beginning. Seized, taken into execution at the suit of Industrial Building and Loan Association of Bloomsburg vs. Daniel A. Hall, and to be sold as the property of Daniel A. Hall. J. B. McHENRY, Sheriff.

SHERIFF'S SALE.

By virtue of a writ of F. Pa. issued out of the Court of Common Pleas of Columbia County, and State of Pennsylvania, and to me directed, there will be exposed to public sale, at the Court House in Bloomsburg, on

SATURDAY, JULY 10, 1897, at two o'clock p. m., all that certain piece or parcel of land situate in Jackson township, Columbia county, state of Pennsylvania, bounded and described as follows, to-wit: Bounded on the north by land of Abraham Knouse, on the east by land of L. B. McHenry, on the south by lands of Ketchner and Foster, and on the west by lands of Ketchner and Abraham Knouse, containing

FIFTY ACRES of land, more or less, whereon is erected a FRAME HOUSE unfinished.

Seized, taken into execution at suit of Miss Conner's vs. Harriet Albertson, and to be sold as the property of Harriet Albertson. J. B. McHENRY, Sheriff.

SPECIAL ELECTION.

Notice is hereby given that, according to an Ordinance passed by the Town Council of the Town of Bloomsburg a special election will be held at the regular places of holding the municipal elections in said town, on Tuesday, July 6, 1897, between the hours of 8 and 1 p. m. of said day, for the purpose of obtaining the consent of the electors of said town to increase the indebtedness thereof fifteen thousand dollars (\$15,000) for the following purposes, to-wit: 1. For the construction and extension of sewers from Third street along Scott alley to Fishingcreek, and from Third street, near property of J. Ream, to Fishingcreek, from West street down Fourth to Railroad street, thence to Leonard; East Fifth street to East, and surface drains on Catharine from Seventh to Pennsylvania canal, not exceeding the sum of four thousand three hundred and twenty-five dollars. 2. Opening and maintaining streets and damages therefor not exceeding the sum of seven thousand dollars. 3. For water supply for one year from April 1st, 1898, not exceeding the sum of one thousand two hundred dollars. 4. For police and fire protection for the year ending April 1st, 1898, not exceeding the sum of one thousand five hundred dollars. 5. For said lights for streets and Town Hall for the year ending April 1st, 1898, not exceeding the sum of five hundred dollars. 6. For said lights for year ending April 1st, 1898, not exceeding the sum of four hundred and seventy-five dollars. The last assessed valuation of said town was \$2,160,340. The amount of existing debt is \$45,000.00, and the said increase of \$15,000.00 will be an increase of .69 per cent. W. R. KOCHER, President of Council. Attest: FRANK QUICK, Secretary. 6-3-41

AUDITOR'S NOTICE

C. C. Peacock, Trustee, No. 78, May Term, 1897, vs. Magee Carpet Works. No. 78, May T. 1897. Now May 18, 1897, on motion of Grant Herring, attorney for the General Fire Extinguisher Co. and others, Mechanical Lien creditors of said defendants, and it appearing to the Court that exceptions have been duly filed to the application of C. C. Peacock and James Magee, trustee, and plaintiffs above, for permission to give lien creditors' receipts as the purchasers of the real estate of said defendants, sold by the Sheriff of Columbia county, and the right of said purchasers to said fund having been questioned by said exceptions, Robert Buckingham, Esq., is appointed auditor to pass upon said dispute and to distribute the said fund, proceeds of said sale, and to report the facts and reasons upon which said distribution is made. BY THE COURT. In pursuance of the above, the undersigned auditor will sit at his office in Bloomsburg, Pa., on Saturday, July 10, 1897, at 10 o'clock a. m., to perform the duties of his appointment, when and where all persons interested must attend and present their claims. ROBERT BUCKINGHAM, Auditor. 6-17

WE MANUFACTURE

From distilled and filtered water. In our storage rooms we preserve butter, eggs, meats, green and dried fruits, furs, carpets and woolen goods. COLD STORAGE & ARTIFICIAL ICE CO. 4-29-3m Bloomsburg, Pa. SUBSCRIBE FOR THE COLUMBIAN