

THE COLUMBIAN.

BLOOMSBURG, PA.

THURSDAY, DECEMBER 17, 1903.

Court Proceedings.

[Continued from 1st page.]

separate and solitary confinement in the Eastern Penitentiary.

Sentence in the case of Ida Swank, who pleaded to three indictments of larceny, was suspended. She was in tears when she faced the court and her sobs could be heard in all parts of the room.

James Hummel, who pleaded guilty to stealing chickens, was severely reprimanded and sentenced to pay a fine of \$50, costs of prosecution and six months in the county jail.

SECOND WEEK.

The second week of court opened at ten o'clock on Monday. There was a marked difference in the attendance from that of the previous week when at several of the sessions, all the seats were occupied. At no time during this week, has there been more than half the number that was present during the trial of the criminal cases, though several important actions have been disposed of.

The list of jurors was called, and T. H. Doan of Berwick, and Joseph Crawford were excused, the former because of the press of business which required his attention and the latter on account of old age, he being eighty-six years old. On account of the illness of B. Frank Zarr, one of the attorneys, the case of Alfred H. Yetter, George Yetter and Jeremiah Longenberger, ejectment, was continued.

Petition of Howard Mobarter for appointment of guardian ad litem. James L. Evans appointed.

Application for a charter of Zwingli Reformed Church, of Berwick, presented by C. C. Evans, Esq. Granted.

Petition of Overseers of the Poor of Berwick Poor District for appointment of trustee for the fund of \$1,000 left for the poor of said district by John E. Fowler, deceased, to succeed William B. Freas, resigned. Berwick Savings and Trust Company appointed trustee.

Petition of Adam Clayberger, Constable of Berwick Borough, to be relieved of his duties because he has become Chief of Police. Granted.

Alex. C. Jackson, Esq., asked for appointment of auditor in the estate of Anna M. Freas, deceased.

By agreement of counsel in the case of Mary E. Mitchell, administratrix, vs. Sylvester Shultz, on motion of L. C. Mensch, Esq., attorney for plaintiff, Col John G. Freeze, was appointed master to make his report at next term of court.

Motion in estate of I. K. Laubach, by S. B. Karns, Esq., for appointment of auditor.

Report of sale of real estate of Adam Marks, deceased, late of Cleveland township, confirmed nisi.

Judgment in open Court, Adam Marks vs. James Kostenbauder, was granted to C. H. Marks, no affidavit of defense having been filed.

The leading case of the week, was that of John Klingerman, of Beaver township, against the Phila. & Reading Railroad Company. It was an action brought to recover damages for the destruction of a lot of timber, caused by sparks from the defendant Company's locomotives. The fire occurred on April 22, last, and started on land adjoining that of the plaintiff, and owned by one Mr. Tritt. It was early in the afternoon when he first observed the fire, and notwithstanding

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ing he fought it hard till the next morning, it raged fiercely and destroyed before it could be extinguished, sixty acres of young oak, chestnut and white pine timber, little of which had ever been cut. The plaintiff stated, that nearly every evening, a person standing on the porch at his house could see locomotives emitting sparks. He had frequently seen them. He figured the damage was about \$30 per acre. Here there was a tilt between the lawyers, Judge Hinckley for the plaintiff and Judge Herring and W. H. Rhawn for the defendant. The question, however, that if a motion by Judge Hinckley, to have the plaintiff's declaration changed so as to read about one hundred and seventy acres instead of about sixty acres, was settled by allowing an amendment, and the witness proceeded to enumerate the other losses resultant from the fire, which included some 300 panels of rail fence, about 1500 rails, worth \$20 a thousand, grain and grass to the value of about \$50, six fruit bearing chestnut trees, worth \$120, an apple and a cherry tree, both fruit bearing, valued at \$10, and \$6 respectively.

After cross examination, Nathan Houck who lives about three quarters of a mile from the plaintiff took the stand. He saw the fire shortly after it started. There was a strong wind blowing and the fire was moving rapidly toward Klingerman's land, though it had not reached there yet when he was watching it. He had often seen engines emitting sparks, which after night looked to be about the size of the fist.

Adam Tritt, of Beaver, testified to having seen the fire. It started about fifty feet from the railroad tracks.

Henry Swank and William McQuay, both of Beaver, were the last witnesses called by plaintiff, after which Mr. Rhawn moved for a compulsory non-suit on the grounds that the cause of the fire as stated in plaintiff's declaration and shown by the evidence was the remote and not the approximate cause of the damage, and that it is impossible to prevent the escape of sparks from the engines, and that there is no evidence of negligence. The points were argued at length, and the motion overruled by the Court.

The Railway Co's. side of the case was outlined by Mr. Rhawn.

The first witness called was H. E. Clark, an engineer. He was on a train running past the damaged land on day in question. His engine is fitted with a spark arrester, but its use, owing to the heavy grade there, does not prevent the emission of some sparks. Other witnesses called were John Thomas of Catawissa, an engineer, Robert Hood, a machinist of Tamaqua, H. V. Harner, William Steeley, Isaac Steeley, Fred Hummel, B. R. Yetter, C. B. Noetting and Daniel Derr.

The testimony of Fred Hummer was that he had lumbered on the Klingerman tract about seven years ago. There were fifty or sixty acres. After he had finished, he considered the tract as sprout land, which would eventually become

timbered again. Judge Hinckley cross-examined the witness and brought out the fact that the Railway Co, had him go to the land and set a value to it.

B. R. Yetter did not think that the fire had hurt, to any extent, the timber left by Hummel.

The closing addresses to the jury were made by Judge Herring and Judge Hinckley. The Court was brief in its charge and the case went to the jury yesterday morning.

The jury came in yesterday afternoon with a verdict of \$798.50 for Klingerman. The amount of damages claimed was \$1500. Immediately after the verdict was read Mr. Rhawn, counsel for the Railway Co, filed a reason for a new trial. If refused the case will be taken to the Supreme Court.

Road in Sugarloaf township, near county bridge over Cole's Creek. Petition for reviewers. H. H. Hulme, A. T. Ikeler and G. W. Hirleman appointed reviewers.

In re petition to vacate and re'lay road in Conyngham township. Warren Eyer, Martin Billig and Charles Lougenberger appointed viewers.

Mary A. Creveling vs. the Susquehanna, Bloomsburg and Berwick Railroad Company. Petition to assess damage. Joseph Hartzel, J. C. Mensinger, W. B. Fisher, Chas. Richard, F. T. Grover, Wm. Kramer and A. J. Briggs appointed viewers.

Report against road in Fishing Creek township near Samuel White-niget's confirmed nisi on Dec. 7, 1903

Report of inspectors for bridge in Jackson township near Nelson Boudman's confirmed nisi.

Petition of citizens of Madison township asking for appointment of viewers to lay out a new road in said township near Wilson Kitchen's. Boyd Trescott, Lloyd Yeager and Bigler Lyer appointed viewers.

Petition of citizens of Pine township to have a portion of a public road near Joseph Shultz's in said township, vacated, and asking for viewers. Boyd Trescott, Eli Wel-liver and G. M. Ikeler appointed viewers.

DEATH OF PHINEAS DELLY.

Phineas Dilly, a respected resident of town died at his home on Center Street, Friday morning, aged 78 years. He was taken sick in August, since which time he had been unable to leave the house. Up to this illness, he had never known such a thing as being confined to the bed. For a man of his years, he was very active, and worked every day. His wife, survives. The funeral took place on Monday.

A new remedy has been discovered by the Eureka Remedy Co., Ltd., Jackson, Michigan, that cures rheumatism and pains without taking drugs. It consists of plasters for the feet and back, and they draw the poison from the body in a manner that gives any one in pain almost instant relief, and a few sets of these plasters make a permanent cure. They are sent by mail, and guaranteed as represented. See advertisement in another column.

NOTICE TO BONDHOLDERS.

The following bonds of the Columbia County Agricultural Society have been drawn for payment. Numbers, 7, 28, 42, 61, 71 and 75, amounting to \$1,500. Interest on these bonds will cease January 1st, 1904. JAMES C. BROWN, Treasurer.

New Series.

A new series in the Industrial Building and Loan Association will be opened January 5th, 1904. Subscriptions for shares may be made now with the Secretary, A. N. Vost.

CALENDAR PADS FOR 1904

ALL SIZES. For sale at THE COLUMBIAN OFFICE.

DISEASED KIDNEYS MADE WELL AGAIN.

Mr. Tompkins Had Been Troubled for Years, but Cal-cura Solvent Cured Him. Your Money Back if it Does Not Cure.

A letter from Nathaniel Tompkins, of Windham Centre, N. Y., says: "To-day you can ask what has made me feel ten years younger and I will tell you. It was the new medicine discovered by the well-known Dr. David Kennedy. I mean Cal-cura Solvent. For years I was troubled with my kidneys, but I am all right now." That is the experience of thousands. Dr. Kennedy said he regarded his new medicine as the culminating achievement of his life, and he was right. Cal-cura Solvent enriches the blood, aids digestion, regulates the bowels and sets the liver at work. It is mild, but thorough. Its effects are lasting. If your druggist does not have Cal-cura Solvent, write to the Cal-cura Company, Rondout, N. Y.; but ask your druggist first. \$1.00 a bottle. Only one size. Guarantee: Your druggist will return your money if Cal-cura fails to cure, and the Cal-cura Company will pay the druggist. Remember, Cal-cura Solvent cures 98% of all cases of Kidney, Bladder and Liver disorders.

THE SUNDAY SCHOOL.

Lesson in the International Series for December 20, 1903—Queen of Sheba's Visit to Solomon.

THE LESSON TEXT.

- 1. And when the queen of Sheba heard of the fame of Solomon concerning the name of the Lord, she came to prove him with hard questions. 2. And she came to Jerusalem with a very great train, with camels that bare spices, and very much gold, and precious stones; and when she was come to Solomon, she commended with him of all that was in her heart. 3. And Solomon told her all her questions; there was not anything hid from the king, which he told her. 4. And when the queen of Sheba had seen all Solomon's wisdom, and the house that he had built, 5. And the meat of his table, and the sitting of his ministers, and their apparel, and his cupbearers, and his ascent, by which he went up unto the house of the Lord; there was no more spirit in her. 6. And she said to the king, It was a true report that I heard in mine own land of thy acts and of thy wisdom. 7. Howbeit I believed not the words, until I came, and mine eyes had seen it; and behold, the half was not told me; thy wisdom and prosperity exceedeth the fame which I heard. 8. Happy are thy men, happy are these thy servants, which stand continually before thee, and that hear thy wisdom. 9. Blessed be the Lord thy God, which delighted in thee, to set thee on the throne of Israel; because the Lord loved Israel for ever, therefore made He thee king, to do judgment and justice. 10. And she gave the king an hundred and twenty talents of gold, and of spices very great store, and precious stones; there came no more such abundance of spices as these which the queen of Sheba gave to King Solomon.

GOLDEN TEXT.—When the righteous are in authority, the people rejoice.—Prov. 29:2.

OUTLINE OF SCRIPTURE SECTION.

- Solomon's Second Vision.....I Kings 9:1-9 Solomon's Enterprises.....I Kings 9:10-25 The Queen's Errand.....I Kings 10:1-3 The Queen's Acknowledgment.....I Kings 10:4-9 The Queen's Gifts.....I Kings 10:10.

NOTES AND COMMENTS.

The last lesson was on the building and dedication of the temple. This temple was but a part of a magnificent series of buildings which Solomon built at his court of Jerusalem. The vision with which the lesson opens seems to have come to him at the close of his building operations. (I Kings 9:1-9.) This vision came to Solomon at the height of his glory, at a time when he desperately needed the reminder and caution it gave him. Unlimited wealth and power and time for self-indulgences expose anyone to terrible temptations. Instead of lamenting that we have not our opportunities we should be thankful that we are spared their temptations. Solomon, with all his intellectual keenness, made a wretched failure of life in the end, because he did not resist these temptations. The historian is careful to impress us with the fact that he did not fall without repeated warnings, such as this vision gave him. The choice of life or death is set before king and poor man alike. Each one may freely choose his way, "but walking in that way he must receive that to which the way leads."—F. N. Peloubet.

(Vs. 10-28.) The material development of the kingdom under Solomon is simply marvelous when we remember that the disorganized period of the judges had been past hardly a hundred years. Besides the building and fortifying of a great many cities, and the providing of a fine water supply system for Jerusalem, Solomon developed a large foreign commerce.

(Ch. 10:1-3.) "The queen of Sheba:" Sheba (or Saba) was in the southwestern corner of Arabia on the Red sea. Coins and many important inscriptions have recently been discovered there. This kingdom was wealthy and already ancient in Solomon's day. Various references in the Old Testament show that the Sabaeans were exporters of gold, precious stones and perfumes. "Concerning the name of Jehovah:" Solomon's fame rested quite largely on his temple building. "Come to prove him:" Or test him with puzzling catch-questions, riddles, etc., a kind of display wisdom that is greatly admired by orientals. "A very great train:" An eastern caravan. "Spices:" These were royal gifts among oriental nations because of their costliness. Arabia is noted for its spices. "Not anything hid from the king:" He knew everything she asked him and more. Much of his wisdom was of a shrewd, practical order and much of it was knowledge of plants and animals.

(Vs. 4-9.) "When the queen had seen all:" The palace and temple, the magnificence of the whole court, the administration of the king's household, etc., and above all King Solomon himself. "The sitting of his servants:" The officers and courtiers who sat at the king's table. "Ascent:" The great marble stairway from the palace up to the temple. "There was no more spirit in her:" She was completely overcome by what she had seen. She had never dreamed of such wonders as she now saw all about her. It "took her breath away." "Blessed be Jehovah:" Recognition of Jehovah's greatness, but not an indication that she abandoned the god of her fathers to follow the God of Israel. Gods were supposed in those days to be gods of particular localities and nations.

(Vs. 10.) As verse 13 shows, there was an interchange of gifts, and Solomon probably gave the queen an amount at least equal to what she brought him. This was the custom and is still the custom in many parts of the east to-day.

PRACTICAL SUGGESTIONS.

"A greater than Solomon is here." Have you come to Him in order to profit by His wisdom? This greater than Solomon can answer all your hard questions. Have you taken them to Him? He invites you to commune with Him of all that is in your heart. Have you fully opened your heart to Him? All that has been told you concerning Him is more than true. "The half has never been told." He always gives a great deal more than is given to Him. Have you given Him yourself and all that you have?



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Every home should have one of these pretty books of our pretty town.

They make very acceptable HOLIDAY GIFTS.

Published and for sale at the "Columbian Office." For sale also at Mercer's, Bidleman's, J. W. Moyer's, Hartman's and Pursel's stores.

Pope Bicycle Daily Memoranda Calendar.

The re-issue of the Pope bicycle daily-leaf calendar may be considered the opening gun proclaiming the natural and healthful return of bicycling. Col. Albert A. Pope, the founder of our bicycle industries and the pioneer in the Good Roads Movement, is again at the head of the bicycle industry. Upon the 366 calendar leaves are freshly written lines, from the pens of our greatest college presidents, doctors, clergymen, statesmen, and other eminent men and women, all of them enthusiastically supporting bicycling. Half of each leaf is blank for memoranda. This calendar is free at the Pope Manufacturing Company's stores, or any of our readers can obtain it by sending five 2-cent stamps to the Pope Manufacturing Co., Hartford, Conn., or 143 Sigel Street, Chicago, Ill.

Wearly Willie Walker.

Who is "Wearly Willie Walker" any way? He is strictly an American product. A tramp forced out into the world with no means of support, to earn his own living, when, simply because he is too strong to work, people call him a "tramp." But this one in particular, whom we call "Wearly Willie Walker," was a humorist by birth, and if he had been lucky enough to have had a good mother while he was young, and his talents to make people laugh, cultivated, there is no doubt that he would have been as famous as our own "Mark Twain." Some of the funny things which happen to our tramps while tramping, will be seen here Dec. 23, with "Wearly Willie Walker" himself.

Every Thrill of Agony

along the nerves, every festering sore or gnawing ulcer, every flush of fever, every pimple or outbreak on the skin means poison of some kind in the blood. The cleansing, poison-expelling remedy of the age is Dr. David Kennedy's new medicine, Cal-cura Solvent. Acts quickly, without pain or griping. Write to the Cal-cura Company, Rondout, N. Y., for information and a free sample bottle.

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