



### COURT PROCEEDINGS.

#### A LARGE LIST OF CASES DISPOSED OF BY THE COURT.

#### Cattle Thieves Get Their Just Deserts from the Court—Civil Cases Tried and the Decisions Made.

Com. vs. John Fye, Jr., George Fye, Oscar Veildorfer and Lemuel Hipple, indicted for larceny; prosecutors Geo. Salfko, John Pincho, George Katchick, Wm. Hipple, and Frank Polenski. This is the cattle stealing case from Burnside and Snow Shoe townships. During the past summer a great many head of young cattle were missed by farmers and others in that community from among the cattle turned out to graze, and after diligent search for them were never found, and later it was learned that a number of young cattle had been sold to a butcher out at West Clymer, or Grass Flat, near Peale, by some young men. This rumor was investigated and it was found that cattle had been sold to a Mr. Linder, the butcher at West Clymer, and this prosecution was instituted against these four defendants, all of whom are young men. Mr. Veildorfer has not been arrested, and only three of them were put on trial. The cattle for which the prosecution was brought belonged to the prosecutors above named. Salfko lost one, Pincho two, Polenski one, Hipple one, and Katchick one. These cattle were missed between June 25 and July 18. Mr. Linder the butcher, was in court and produced his receipts given for the money paid for the cattle, which were signed James McCloskey and were dated June 26, July 3, 11 and 18, and he also identified two of the defendants from whom he bought the cattle, namely, John and George Fye. Parties were several times seen driving young cattle through Peale at six o'clock in the morning, and would return to Peale and get their breakfast at the hotel, and the proprietor, his wife and the dining room girl identified John and George Fye as having been there, identifying them in court. After the Commonwealth rested, counsel for the defendants moved for the discharge of Lemuel Hipple for want of sufficient evidence to hold him, whereupon the Commonwealth entered a nolle pro. by the permission of court. The defendants denied emphatically that they had taken these cattle, but on the contrary, had been working in the mines where they had been employed, and further stated that they had never been to West Clymer, nor even knowing where it was, nor had they been to Peale at any time during the past summer, George Fye stating that he had never been to Peale, and John Fye for more than a year, and that they had never seen the people who pretended to identify them in court. Verdict of guilty on Wednesday evening as to John Fye, Jr., and George Fye, and they were sentenced on Thursday morning to pay a fine of one dollar, costs of prosecution and imprisonment in the Reformatory at Huntingdon.

Com. vs. John Miller, indicted on two counts; first count assault and battery, second count, aggravated assault and battery; prosecutor Valentine McEvoy. The Com. entered a nolle pro. as to the second count, whereupon the defendant pleaded guilty to the first count and was sentenced to pay a fine of ten dollars and costs of prosecution.

Com. vs. John E. Pearce, indicted on two counts, first count larceny, second count receiving stolen goods knowing the same to have been stolen, prosecutor Jesse Sharrer. This prosecution is brought for the taking of three dollars in money, one coat, one suit of underwear, and one pair of shoes. The defendant is a young man from Duncannon and came to Retort, in Rush township, where he procured work and engaged boarding at the residence of the prosecutor, who also loaned him the coat found on his person when arrested and worn by the defendant in court. Some time afterwards the shoes were recovered by a search warrant at the residence of Richard Fink, in Taylor township, and the clothing on the person of the defendant. Verdict of not guilty.

Com. vs. John Ammerman, indicted for malicious mischief; prosecutor R. E. Waite. This defendant was prosecuted for destroying a lot of music in the band hall in Coleville, Spring township, on the 20th day of September last. The defendant being under fourteen years of age, the court instructed the jury that there could be no conviction. Verdict of not guilty and the prosecutor to pay the costs of prosecution.

At this point all the criminal cases for trial by jury were disposed of and the civil cases were taken up as follows: George H. Hopson, use of W. T. Thompson and G. H. Swift vs. McWilliams, executor of etc., of Samuel McWilliams, deceased. The defendant confessed judgment in favor of the plaintiff for \$11218.00.

All the traverse jurors not empaneled in the following case were discharged on Wednesday evening.

Wm. E. Crust vs. Clement S. Fortney. This suit is brought to recover from the defendant the value of a horse sold to the plaintiff last spring, for eighty-five dollars, and which the plaintiff alleges the defendant guaranteed to be sound. The plaintiff, after keeping the horse for some time, returned it to the defendant and demanded the return of his money, which the defendant declined doing, and the plaintiff left, leaving the horse with the defendant, after which the defendant took the horse back to the plaintiff's residence and turned him loose. The plaintiff alleges that the horse had weak eyes. The defendant alleges that he guaranteed the horse to be sound as far as he knew, and that the plaintiff had examined the horse, and further alleges that the horse had not been properly cared for, as he had not been used for some time prior to the time he sold him. Verdict on Thursday morning in favor of the plaintiff for \$11.00.

Dennis Motter, who was convicted on Tuesday for an attempted rape, etc. was sentenced on Friday morning to pay a fine of twenty dollars, costs of prosecution and imprisonment in the county jail for a period of three months.

Other criminal cases entered to Nov. sessions, and not heretofore reported, were disposed of as follows: The Taylor township arson cases for the burning of Christian Sharrer's barn last spring, were all continued before court until January sessions, when they must be tried.

Com. vs. John Raymond, charge desertion, prosecutrix Mary E. Raymond; continued to next sessions.

Com. vs. Wm. C. Snyder, charge betrayal, prosecutrix Nora Eidle; continued.

Com. vs. John Zimmermann, charge betrayal, prosecutrix Edith Ginger; settled.

Com. vs. Charles Shank, charge betrayal, prosecutrix Ida M. Beightol; true bill.

Com. vs. Frank Krape, charge betrayal, prosecutrix Katie N. Fehl; nol. pro. entered.

Com. vs. Hiram Gill, charge betrayal, prosecutrix Emma B. Moyey; nol. pro. entered.

Com. vs. Malcolm Heinle, charge betrayal, prosecutrix Lydia B. Black; continued.

Com. vs. Joseph Fleming, charge larceny, prosecutor Wm. B. Grassmire; bill ignored and the prosecutor to pay the costs.

Com. vs. Frank Young, charge betrayal; prosecutrix Bert Spicer; nol. pro. entered.

Com. vs. Ezra C. Harter, charge betrayal, prosecutrix Maggie Young; nol. pro. entered.

Com. vs. D. E. Holter, A. Weber, Jacob De Haas, Daniel Wilson, David Welsh, Wm. Henderson, Joseph Schenck and H. A. Moore, boro council of Howard, charge neglect of duty; nol. pro. entered by order of court.

Com. vs. Wilbur Wagner and Philip Straw, supervisors, charge neglect of duty; nol. pro. entered.

Com. vs. E. W. Grove, charge assault and battery; prosecutrix Martha Oswald; settled.

Com. vs. Ralph R. Hartsock, charge betrayal, prosecutrix Rhoda C. Dillon; continued.

Com. vs. I. H. Crain and L. C. Gramley, charge trespass, prosecutor A. C. Williams; nol. pro. entered.

Com. vs. D. H. Shively, charge malicious mischief, prosecutrix Ellen S. Resides; nol. pro. entered.

Com. vs. Howard Trammel, charge burglary, prosecutor Scott Lose; nol. pro. entered.

Com. vs. Wm. Miller, Jr., charge betrayal, prosecutrix Edith Holter; nol. pro. entered.

Com. vs. John Houser, charge assault and threats of intent to kill, prosecutor J. A. Hoover; nol. pro. entered.

Com. vs. Frank Reese, charge betrayal, prosecutrix Hannah C. Miller; settled.

Com. vs. Steve Ellis, charge larceny and carrying concealed weapons, prosecutor O. J. Harm; nol. pro. entered.

Com. vs. Frank Huey, charge desertion, prosecutrix Mary E. Huey; continued.

Com. vs. Nathan Hough, Roy Hough, and Oscar Hough, charge malicious mischief, prosecutor Henry Wohlfort; continued.

Com. v. Aaron Rhine, charge assault and battery, prosecutor Josiah Taylor; bill ignored and the county to pay the costs.

Com. vs. Frederick Helsey, charge betrayal, prosecutrix Elsie N. Noll; nol. pro. entered.

Com. vs. David Cohn, charge peddling without a license, prosecutor Isaiah Woodie; nol. pro. entered.

Com. vs. Stella Florence and Lizzie Dinmore, charge making threats, prosecutrix Margaret Barto; nol. pro. entered.

Com. vs. Martin Daley, charge assault and battery, prosecutor Wm. Daley; settled.

Com. vs. John Smith and James Bavarr, charge assault and battery, prosecutor Joshua Foulk; bill ignored and the county to pay the costs.

Com. vs. Samuel S. Baker, charge keeping in possession quail out of season, prosecutor John Stonebreaker; bill ignored and the county to pay the costs.

On Saturday morning on application of the defendants the following cases were continued by the court on the ground that they were not ready to go to trial at this time of court: Lehigh Valley Coal Co. vs. Beaver Lumber Co., Mary I. Ardell, John Ardell, Jr., Geo. Lucas, David Hoover, D. C. Shope, Isaac Lanning, Alfred Ammerman and Wilson Wolford; plea not guilty, continued.

Lehigh Valley Coal Co. vs. George Lucas, Frank Lanning, Nelson Wolford, Isaac Lanning, David Hoover, Daniel C. Shope, Alfred Ammerman, Mary I. Ardell and John Ardell, Jr. Two cases continued.

A. J. Greist vs. Lehigh Valley Coal Co.; continued.

MONDAY MORNING.

Court convened on Monday morning at nine o'clock, and the major portion of the morning session was consumed in hearing motions and petitions presented by the members of the bar.

The first case called was Wm. B. Mingle vs. C. F. Herlacher. This suit is on a judgment exemption note given as collateral security by the defendant to the plaintiff, in the early part of the year 1876, for money borrowed from the Penns Valley bank in Centre Hall, and entered to No. 3 of April term 1876, and revived by parties from time to time in order to maintain the lien. At about the time the note was given the bank loaned the defendant \$1498.75 at three months, which note was renewed from time to time, payments made thereon and additional loans made by the bank. For some time past the plaintiff collected the rents on defendant's property in Centre Hall to be applied on this debt. Early in the present year the defendant presented his petition to court asking that this judgment be opened and let into a defence, which was so proceeded in that the court did open the judgment, the case to be tried by jury.

The defendant, Herlacher, objected to the compounding of the interest at the frequent renewals of the note, at 8 and 10 per cent, his attorney citing law showing the illegality of the compounding and rate of interest charged, and further, that Mingle had taken control of the property, house and lands at Centre Hall, but failed to render statements of the rents received. The taking of evidence closed at 5 p. m., when the judge adjourned court to next morning. During this interval the parties met and compromised the matter, Mingle to pay costs and Herlacher to have the benefit of rents for the last two years and confessing judgment for \$2500, to be satisfied by the execution and delivery of a deed by the defendant.

E. R. Jones vs. Worth township; settled.

John L. Potter, administrator of George Mc. Potter, deceased, vs. Union Central Life Insurance Company, of Cincinnati, Ohio. This case was called and tried just one year ago, at which time the proceedings were fully published in these columns, and grows out of the disappearance of George Mc. Potter, from Cross Forks, in Potter county, in the latter part of May 1894, having had his life insured in the defendant company in 1893 for \$1500, and this suit is brought to recover the amount of this policy. At the former trial the jury found a verdict in favor of the plaintiff, whereupon the defendant company applied for a new trial which was so proceeded in that a new trial was granted.

Shut Out His Other Claims.

Judge Little, at Bloomsburg, decided that when J. H. Eisenhower sued for \$58, the amount of one month's salary, he forfeited the right to recover for the remaining two years of his contract. Eisenhower was appointed principal of the Centralia high school for three years, beginning 1896. After a year he was ousted for political reasons, and sought to recover full two years' pay. He began by suing for one month's pay, which Judge Little decides shut out all further claims. Eisenhower will appeal.

Latest War News.

The Boers made a furious assault on Ladysmith, and their shelling is doing effective work. They are starving out the garrison.

Methuen's British forces are in danger.

Sickness and hunger make the situation at Ladysmith more perilous.

QUAY CASE GLOOMY.

The Quay case does not look hopeful with the Senate committee, the Democrats scoring a point by tying the committee. The case is bound to drag along into early days of next year.

### WASHINGTON LETTER.

#### CONGRESS CONVENES IN SESSION ON MONDAY.

The Republicans Elect Speaker Richardson to the Chair—The Fight of Mormon Roberts for His Seat.

WASHINGTON, Dec. 4.—Hon. J. D. Richardson, of Tennessee, who received the Democratic nomination for Speaker, after one of the longest caucuses ever held, got the vote of every Democratic member of the House today. He was not, of course, elected; the Republicans having the most votes elected Representative Henderson Speaker, and adopted the old Reed rules, but Mr. Richardson will be the Democratic floor leader of the House during the life of the Fifty-Sixth Congress. There may be more showy and brilliant men on the Democratic side of the House, but that he will make a shrewd and safe leader is conceded by all. His shrewdness would have been shown by the manner in which he conducted his campaign for the nomination of Speaker, had it not been established long ago. He received no warmer congratulations on his success than those extended by his three rivals for the honor.

Leaving Roberts and his polygamy entirely out of the question, the position taken by the Democrats in the first scrap of the session, which occurred when objection was raised to the swearing in of Roberts, that the House had no right to go behind the official returns and deny a man a seat, when he presents proper credentials, was right, but right can't win when a majority is determined to do the other thing. If Roberts cannot clear himself of the charge of having violated law, there will be if any, objections on the Democratic side, to his being denied a seat, but it is wrong to declare him guilty before his case is fairly investigated.

Mr. McKinley's long message—one of the longest ever sent to Congress—was not sent in today, owing to the early adjournment of both Senate and House as a mark of respect to the late Vice President Hobart. It will go in tomorrow, and then the real business of the session of Congress will begin. The Democrats were never in a more aggressive mood, and "hot times" are ahead for the Republican majority in both Senate and House.

The attention of Senators is being called to the fact that Gov. Stone had no constitutional right to appoint Mr. Quay to the Senate, after the legislature adjourned, without electing his successor. The State Constitution of Pennsylvania, expressly provides that vacancies in the U. S. Senate shall only be filled by the Legislature. A number of influential Pennsylvanians are in Washington, working against the seating of Quay on personal grounds, against both precedent and law. One of these is ex-Representative Sowden, who said on the subject: "The question should not be made a partisan one, but each Senator, regardless of his politics or his personal friendship for Mr. Quay, should vote as a conscientious, impartial and upright judge, and decide it according to its merits and the dictates of his own conscience, under his official oath. If this be done, there can be no question of the result. Gov. Stone's unlawful appointment has not a single merit to support it."

That our pension laws are in need of revision, everybody knows, but when they will get it, or whether the revision will make them better or worse, is a horse of another color. The Secretary and Assistant Secretary of the Interior, and the Commissioner and Assistant Commissioner of Pensions, have testified before a sub-committee, of the Senate Committee on Pensions, that a revision of the laws should be made, and recommend that it be done by a non-partisan commission. A National Commission that is really non-partisan, would be a rarity, indeed, although there are many so-called.

Representative Smith, of Ky., who was recently acting Chairman of the Kentucky Democratic State Committee, thinks the legal contest in that state, depends upon the view the court of Appeals takes of tissue ballots. He thinks those ballots were illegal, and knows that they were used extensively in the Republican border counties, to make sure that the "floaters" voted as they were paid to vote. He says if the tissue ballots are thrown out as illegal, Geobel will have a plurality of from 2,000 to 10,000. Mr. Smith says he doesn't believe there will be any trouble in the state, no matter what the final decision may be.

Mr. McKinley is in somewhat of a disagreeable predicament, by reason of his desire to push his friend, and old family physician, Gen. Leonard Wood ahead in the regular army. He told Gen. Wood, some months ago, that he intended making him a Brigadier General in the Regular Army, and it leak-

ed out. There was a flood of protest from the friends of the line officers—many of them influential Republicans—who objected to having them jumped by a staff surgeon, with the rank of Captain. Mr. McKinley then tried to satisfy Gen. Wood with something else, but he wouldn't have it that way, preferring to stand pat on the original promise. This was the principal reason for Gen. Wood being ordered to Washington at this time, and not the withdrawal of troops from his District in Cuba, as announced.

#### Clinton County Bear Story.

While hunting deer on the mountains near Lock Haven, Dr. L. A. Flexor, F. Eberts, D. Smiley and E. Hauck, of Mahanoy City, had an exciting experience with a big grizzly bear, a specimen of the Bruin family, very rare east of the Rocky Mountains. Dr. W. M. Nyer, of Weatherly, vouches for their story, which is in substance as follows:

The hunters were surprised beyond measure by being suddenly confronted with an enormous grizzly in the midst of a dense forest. Adopting the only course that seemed open, Mr. Eberts fired at the big beast, wounding it in a fore leg.

Hobbling as best it could upon three feet, the bear charged upon the hunters, who fled for dear life. Reaching their companions in camp after they had become almost exhausted, the quartet of gunners had hardly regained sufficient breath to tell their hair-raising experience when suddenly the infuriated but limping bear appeared near the door of their hut. Then Mr. Hauck carefully took aim through a window, shot the animal through the heart and finally secured the biggest trophy brought down by an Eastern Pennsylvania hunter in years.

#### Marriage Licenses.

The following marriage licenses were issued during the past week:

Walter Bruce Wagner, Lewistown, and Laura Zettle, Madisonburg.

J. Clide Jodon and Esther V. Garbrick, Bellefonte.

Edward G. Gehart and Debbie Rhoades, Bellefonte.

E. M. Faust, Sandy Ridge, and Annie Barrie, Powelton.

Ira D. Slagle, State College, and Mattie L. Hess, Rock Springs.

Charles Weiser Bassler, Freeburg, Pa., and Carrie May Spigelmyer, Millheim.

John R. McGinley, Cleveland, O., and Minnie L. Martz, Pine Grove Mills.

#### A Big Improvement.

W. W. Boob has made a big improvement in remodeling the building which he intends occupying with his hardware store. The first floor he has fixed up into a first-class store room, with counters and shelving, almost ready for trade. In the front are two heavy walnut doors with heavy plate glass windows. The exterior has been treated to several coats of paint and is greatly improved. The building is an old landmark and was erected by the Harpster boys for their blacksmith shop. In the early years of the town religious services were held on the second floor of this building until other quarters were provided. There is little semblance between the building of old and the present one as remodeled by Mr. Boob.

#### Mormon Roberts Gets It on McKinley.

On Tuesday while the Roberts case was up before the House and debated pro and con, Mr. Roberts in making a strong defense in his own behalf, finally surprised the House by stating that President McKinley himself had appointed polygamists to high government positions in Utah in spite of remonstrances laid before the President that the parties were polygamists, and that McKinley simply brushed the largely signed remonstrances aside and appointed men with plural wives in preference to others.

#### Mac now has the floor.

A Two Cent Stamp is Sufficient.

Postmaster General Smith has issued an order establishing domestic rates of postage between the United States and the Philippine Islands and Guam, and prescribing the various rates to apply on the mails between the recent territorial acquisitions. A two cent stamp is sufficient.

As a cure for rheumatism Chamberlain's Pain Balm is gaining a wide reputation. D. B. Johnston of Richmond, Ind., has been troubled with that ailment since 1862. In speaking of it he says: "I never found anything that would relieve me until I used Chamberlain's Pain Balm. It acts like magic with me. My foot was swollen and painful me very much, but one good application of Pain Balm relieved me. For sale by J. H. Ross, Linden Hall; S. M. Swartz, Tusseyville; F. A. Carson, Potters Mills; H. F. Rossmann, Spring Mills; J. F. Smith Centre Hall.

### LOCAL ITEMS.

#### Callings of More than Ordinary Interest from Everywhere.

The Salute.  
Halt! Attention! Carry arms!  
Eyes front! Right dress! Present  
The banner of the brave goes by—  
Starred, striped, with firmament  
Of bluest glory—Ready! Fire!  
Old flag, our institute  
Of reverend sentiment, receive  
This fond salute!

Hats off! Ground arms! With voice  
and heart  
Ring out the ready cheer!  
Yonder she floats, the grand old flag,  
The banner foemen fear,  
Ring out again the loud huzza!  
Let not one tongue be mute—  
Gaze on her starry folds and then,  
Again salute!

Port arms! Make ready, load and fire!  
Her colors dipping sweet,  
Her glory gleaming all the world,  
She passes down the street,  
Roll the loud drums, let trumpets  
blare,  
Oh! symbol of the free,  
Joy of the loyal life is theirs,  
Who lift the hat to thee!  
—Baltimore News.

See C. P. Long's ad.  
Hard freeze: Monday night.  
Great throat cutting: among hogs.  
Uneasy: the sleighbells, wanting to jingle.

This week heavy drafts were made on over coats.

Thomas Palmer, of Potters Mills, was granted a pension, \$8.

Grain fields here, and all through the state, look promising.

Beef, hind quarter, taken on subscription account. Report soon.

Snow: nights of Sunday and Monday, enough to whiten the ground.

Christmas near; how many little boys and girls will you gladden?

Mrs. Matt Odenkirk is still confined to her couch from the injuries received by a fall.

Mrs. John Auman, of this place, is laid up with a very sore leg, below the knee.

After an interval of some weeks, another case of diphtheria has made its appearance at Millheim, we are told.

Rev. Rarick's appointments, Sunday, Dec. 10: Centre Hall, 10 a. m.; Spring Mills, 2 p. m.; Tusseyville, 7 p. m.

Yesterday afternoon there seemed to be a race between sunshine and snow squalls, which could come and go often.

So many hunters having been killed or crippled this season, gives deer and other game a chance to become more plenty the next few years.

At the celebration of the golden wedding of Mr. and Mrs. Joseph K. Marshall, at Buffalo Run, 8 children and 29 grandchildren attended yesterday.

Mr. and Mrs. John Wanamaker last week gave to Bethany Presbyterian Church, Philadelphia, a check for \$31,000. His deeds speak louder than his words.

The Clearfield commissioners have offered \$500 reward for the arrest of M. F. Johnston, jury commissioner, who has disappeared, under the charge of tampering with the jury wheel.

Centre county public schools have 10,313 scholars and 287 teachers, and the latter receive an average of \$35 per month. There are many counties in the state not up to this average.

George Rowe, our efficient horse-shoer, is fully equipped to supply the trade with the "Never Slip" horse shoes at right prices. George is a good mechanic and has a large trade.

Hummel, charged with murdering wife and three children keeps declaring he is innocent and that one Harry Smith did the deed. The body of the missing baby has not yet been found.

This week was cold enough for regular winter. The ground is frozen hard, icy winds are whistling, and snow flakes keep riding the winds. Well, all hands agree we had a delightful fall and can't expect any thing else than wintry doses.

John Auman, the miller at the station, has abandoned the use of steam for running his mill and now uses a 20-horse power gasoline engine which answers his purpose. He was obliged to make the change on account of the rise in coal and the largely increased water tax. Mr. Auman gains several hundred dollars a year by making the change.

Farmer C. F. Herlacher, of Stormstown, one of Centre Hall's earlier merchants, was a visitor here, the other day. Frank, as he was familiarly called, was a respected citizen, of undoubted integrity and the founder of the Methodist congregation of this town, and through his energy and liberal contribution, Mr. Herlacher succeeded in bringing about the erection of the congregation's brick church in this place. It is a pleasure to speak of the good of the past of useful men.