

BORN IN HERTZFELDEN.

It is a spirit of patriotism which developed... First the "three months men" were called out... The Patriot Daughters who did so much for the volunteers...

Something of the Family from Which He Descended—Arriving in Lancaster When Not Quite Fourteen Years Old...

"Who is that little fellow with a round head and face and a placid, serene expression of countenance, standing in front of the harness store?"

"That's Mike Habershush." "Mike Habershush? Well, that's a rather irreligious title for such a reverend-looking gentleman."

"Well, then to please you we'll call him Michael Habershush." "What do you know about him?"

"I know he owns the outfit, and all the thousands of dollars worth of goods that are in it, and he owns a great many other buildings and other properties, and is said to be a good and successful money-maker."

"His grandfather, Johannes Habershush, was born in Baden, Germany; when a young man, single, he emigrated to France, and not long afterwards resided in the army of Napoleon."

"He had a narrow escape from the guillotine, however, in 1793, when he returned to his native Baden, and he and a few others saved their lives by clinging to portions of the wreck until they were rescued by the British troops."

"He was married, raised a family of six children, and when he was twenty days he often talked of coming back to the United States and taking up his land claim, but his wife and children would not listen to his proposal."

"The little town of Hertzfelden, the party were carried in a diligence to Paris, and when they had reached Paris, they were met by their relatives, and were taken to the Hotel de la Ville, where they were accommodated for the night."

"We may as well say here that the people of the little town of Hertzfelden were moral, frugal, well-to-do, and industrious, and owned the houses in which they lived, and many of whom had considerable ground attached to their residences."

"On his recovery he was sent to the prison, and then engaged himself with Dr. J. F. Heinisch (father of Dr. C. A. Heinisch) druggist, and remained in the drug store until the spring of 1851, when his intimate friend, H. Yecker, who was then an apprentice with Henry Pinkerton, made arrangements for him to leave the drug store and learn harness making."

"In 1850 Mr. Habershush started business on his own account in the old building in which he had learned his trade. In 1851 when the war broke out his business increased as rapidly as the spirit of patriotism was developed."

TWO JUDICIAL DELIVERANCES.

THE ALDERMEN ENTITLED TO FEES IN DISMISSED CASES.

Robert J. Evans Stricken From the Roll of Practicing Attorneys at the Lancaster Bar—Judge Livingston Pronounces Two Important Opinions.

In court this morning Hon. John B. Livingston, P. J., read two opinions, deciding important cases. The first case related to fees in dismissed cases, and was as follows:

The county of Lancaster vs. Samuel M. Myers, Abram Summy and Martin Hildebrand, commissioners of Lancaster county, came into court on an appeal of the commissioners from the surcharge of the county auditors, who found that the commissioners had paid out several thousand dollars illegally to magistrates and constables for fees in dismissed cases...

The county auditors, however, contending that the county is liable to pay dismissed cases to aldermen, justices and constables as a matter of course, and in consequence of their performance of the duty required. The same section closes the enactment as to the officers named by declaring that any assessment with the fee to be paid to the aldermen, justices and constables of the county...

After which it is provided that all officers named in the first eight sections of the law, shall not apply to the county of Lancaster, and that the provisions of this act (as it relates to aldermen, justices and constables of course) shall apply to the county of Lancaster. That is to say the legislature having declared that the first eight sections of the law which were repealed by the act of 1861, under this act shall be considered due and payable to the officer in advance by the party requiring such services. It is also provided that any money so received shall be paid to the party requiring such services, and not to the officer...

They were all examined by the county auditor, elected by the people, who has the honor and privilege of being the only person in the county who is not an attorney, and who shall represent the board in all proceedings in law, and who shall represent the county as a party in all proceedings in law, and who shall represent the county in all proceedings in law, and who shall represent the county in all proceedings in law...

The question submitted and for our consideration, therefore, is whether under these circumstances the law which was repealed in 1861, and which is now in force, entitles the county auditors to charge the county with the cost of the proceedings in law, and to make said commissioners liable to the payment of such costs in cases where warrants have been issued, arrests made, and the county auditors have been compelled to appear in court...

It is commonwealth vs. Corran, Venango county, and is a case which was decided by the Supreme Court in 1861. In that case the county auditors were held liable for the costs of the proceedings in law, and the county was held liable to pay such costs. The court in that case held that the county auditors are entitled to charge the county with the cost of the proceedings in law, and to make said commissioners liable to the payment of such costs in cases where warrants have been issued, arrests made, and the county auditors have been compelled to appear in court...

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