STATE COLLEGE, PENN.

ty Disrupted.

LIBRARY,

HE PENN. STATE GOLLEGE

Sirculation Over 5,500-Largest in Centre County.

2. FORT TO PRESERVE GREGG POST RECORDS

THEM IN HIGH SCHOOL

GRAND ARMY FAST DECLINING

Thus Some Definite Action Must be Taken so That Future Generations Will Not Forget the Old Soldier of The Civil War.

On Saturday evening the annual inthe best way to reach a man is through his stomach and so the Ladies Auxil-ing of December 31st, 1908, we receiviary of the post prepared an elaborate ed orders to proceed to Gibraltar and oyster supper, and one thing about it there await orders. was that you didn't need to fish around was that you didn't need to fish around After having been out at sea for operating with the Cannon-Aldrich in the broth to find a lonely oyster. about 16 days we arrived at Gibraltar, element in the House and Senate, content.

This was followed by the installing Vice President, Joseph Alters; Junior ruins in charge of a petty officer. The Vice President, Herman Miller; Chap-He is an old hand at the business and the comrads were all glad to remembrances of what had one existagain see him take such an active part ed in such places as they now occuin the exercises of the evening. conducted the ceremony very nicely, and to the general satisfaction of all

After the new officers had been in-After the neu campfire took place stalled the usual campfire took place with Commander Amos Garbrick in the chair. The speakers were all in the very best of humor, and the jokes were as free as the air. The first rail laid on the fire was by Capt S. H. Williams which was followed by the fo-dwip, gentlemen: Rev. John Hew-itt, Auson Curtin, Rev. Edward Barry. It proved to be one of the most suc cessful entertainments of the kind ever held by the post, although it was and everything was new to me. noticable that some of the most prom-inent members of the post had gone the way of the world and were sadly It has become quite evident that in a very few years the G. A. R. post in Bellefonte will be a thing of the past. from the fact that the ranks each year are thinning out to an enormous ex-Some of the members are taking a great interest in the question as to what will become of the much valnable property now in possession of Gregg Post. It consists principally in books and a number of pictures that ornament the walls. All these are of historical value and should be placed somewhere where they can be een and read by the generations to follow, and through them the history of the Civil War will be kept fresh in the minds of the young. Rev. Fred Barry, in his address, suggested that they be placed in a room in the public ol building where these and other relics could be kept. The idea is a good one, but they would have to be carefully 'guarded as children have very little regard for anything of that character. Should they have a library out there it could be made more interesting by placing these war relics there where they would be seen, not only by the pupils but the public who would go there from time to time.

FROM A SAILOR.

During the holidays Mr. G. Walter Lloyd and Joseph G. Rathmel, of the U. S. S. Celtic, were welcome visitors at the home of Mr. Rathmel's parents, SUGGESTION MADE TO PLACE in Hublersburg. Since returning to their vessel Mr. Lloyd sent an interesting description of their cruise from

which we are permitted to make the Editor Centre Democrat:-Having AN been requested by your Hublersburg correspondent, Miss N. F. Rathmel, I will undertake to describe in as few words as possible my personal view of Naples, Italy and Messina, Sicily, as it appeared to me after the earthquake of 1908.

On Saturday evening the annual in-stallment of officers took place in the rooms of the Gregg post, No. 95, G. A. Any yard loading provisions, which realize how serious has been the in-R. The number of veterans present was greater than for several years past on a similar occasion. It is said the "Round the World Cruise" at that

They were there in great numbers, staring the old soldiers right in the face and were cooked by Mrs. George ture looked at that time, and it was Taylor, and they were about the right certainly a cure for poor eyes. It was controversy which simply meant that thing. Cake and ice cream were along in the afternoon of Jan. 16, 1909, a lot of land thieves were endeavoring afterwards served, the saucers of and the sun was shining bright and to gobble up valuable mineral decream being unusually large, so that warm. On one side of the Straits of posits and water rights through the Sammy Williams in making prepara-tions for the repast gave the Boys in tains loomed up while the Mighty president all along has defended and president all along has defended and president all along has defended and Blue an excellent set out: it was a lit-tle better than hard tack and beans. other side. The trip on the Mediter-same as Pennypacker defended our The ladies who so kindly assisted in ranean was very delightful, and as the state capitol thieves. Pinchot violat-getting up and serving this appetiz- climate was so agreeable, it made a ed department ettiquet to "pull off the getting up and serving this appetiz-ing meal were Mrs. Herman Miller, Mrs. William Jarrett, Mrs. W. H. Tay-In a day or two we were ordered to senate when Ballinger was about to Mrs. Joseph Alters, Mrs. Charles Messina, Sicily, in order that we might be whitewashed by the administration lor, Mrs. Joseph Alters, Mrs. Charles, Eckenroth, Mrs. Thomas Donachy. Mrs. Young, Mrs. S. H. Williams, Mrs. John Noll, Bertha Noll and Carrie Miller. Everybody ate to their heart's Messina, but having arrived at our manded an investigation, and gave destination, the work began.

of the officers for the following year: months and while there parties were appoint the committee. In plain words Commander, Amos Garbrick; Senior sent rshore for observation of the it showed that they did not trust the ruins in charge of a petty officer. The Speaker. lain, Dr. J. H. Dobins: Surgeon, Mon-roe Armor: Officers of the Day, Gen-eral John I. Curtin: Quartermaster, H. B. Pontius: Officer of the Guard, Charles Eckenroth: Adjutant, Emanuel Charles Eckenroth; Adjutant, Emanuel people, half starved and almost naked, matters stand between President Taft Noll. The installing offier was Past Department Commander Austin Cur-grim walls which had not fallen when editorial taken from the Altoona the shock occurred stood as ghostly He pied.

After having discharged all our carbuilding huts and setting up portable is:

for supremacy. I also was in the an-cient catacombes, and through the Garden of Paradise. I really enjoyed this visit as it was such ideal weather After staying in this port we again

better equipped for the efficient dis-PRESIDENT TAFT'S charge of the duties of his high of-fice should make such a dismal fail-ure before the close of his first year. **TROUBLESOME TIMES** ALLIANCE WITH CANNON AND ALDRICH THE CAUSE

For it is the general belief of the people of this country that Glavis told the truth; that Pinchot is an able, a sincere and a faithful advocate of the general welfare and that Secretary Ballinger, in spite of his protestations and in spite of his official recommendations, is not to be trust-ed as Pinchot is. The future promises INSURRECTION AT HAND to be thick with fateful events.

Centre Democrat.

Roosevelt Policies Abandoned-Cannon Receives a Rebuke From the House-Forester Turned Out-Par-FOOTBALL BANQUET Congressman Barchfield, of Pittsburg,

BELLEFONTE, PA., THURSDAY, JANUARY 13, 1910.

Will be Present. On Thursday evening, Jan. 27th, the It will be an unusual event in the en. that Congressman Barchfield, of Pittsburg, is expected to be the guest of sage of the tariff bill last summer, distrust has been cast upon the adminis-tration. Following that, came other He while here the public will be given a chance to hear him. His subject will incidents indicating that Taft was co-"The Nation's Progress." At the manufacturer. banquet he will take as his subject, "Our Island Possessions." His son, Gilbert Meyers, has been a student of the Academy for five years and will graduate from the institution in June.

This is why Dr. Barchfield has taken such an interest in our popular school among the mountains. The distinguished gentleman should be properly received as there is no half-shell about Prof. J. R. Hughes, who has his first forward on all occasions like foot this

TOOK A LEAP OF 18 FEET.

On Wednesday, about noon, Alex. is about six years of age, was coasting down High street, going bellybumper fashion. When he reached Cannon a slap, also the administra-We were at Messina for about two the forest that abords him months and while there parties were appoint the committee. In plain words failed on account of his speed. The instinct of the animal is pitted against railing into Spring Creek, falling a distance of about eighteen feet. Instead of the sled striking the water on

a slant it struck it square which undoubtedly saved him from an instant death. After the accident the boy Tribune, a rock-ribbed stalwart republican paper whose party loyalty was never questioned. Read what they say, as their criticism is more After having discharged all our car-go, we left about half of our ship's company there to continue the work of trend of public sentiment. Here it of Dr. David Dale where it was found caught, he had an arm broken above the wrist In his and had a deep gash in his forehead.



PECULIAR EXPERIENCE AS TOLD BY JEREMIAH ZETTLE

NEITHER ONE COULD RETREAT

A Successful Hunter and Trapper-The Red Fox a Cunning Animal-Displays Shame at Being Caught in a Trap.

An interesting caller at our office on nnual banquet to the foot ball team Monday evening was Jeremiah Zettle, of the Bellefonte Academy will be giv- of Gregg township, who is one of the most successful trappers in this part Academy's athletics, from the fact of the state. As a feature of his business he also deals in furs and buys pected to be the guest of from other hunters and trappers in of the comet of 1861 rushed into the is a fluent speaker and this and adjoining counties, having earth, but it was hardly noticable. When it is taken into account that we \$800 worth of native furs to an eastern | can see through 10,000,000 miles of the

It had been reported in various local papers that Mr. Zettle had captured "Prof. Searle, of New York, former-all these furs from his traps, which he ly of Harvard university observatory, desires us to contradict, as it is not true. His report for four weeks trapping is as follows: 22 muskrats, 1 raccoon, 5 weasels and 10 foxes, which is not a bad month's work.

years he has made a specialty of huntseason, being by disposition a woodsman and a keen observer of the habits of our native wild animals.

Most of his game is caught in steel traps, and these remarks led up to several very interesting incidents. Of all Morrison, son of John Morrison, who the crafty animals in the woods Mr. Zettle awards the medal to the com-mon red fox for intelligence and cunning. It is the capture of this foxy the west end of the Bush Arcade he denizen of the forest that affords him result was he went through under the the snares and traps devised by man-He says, from his experience, most animals when first found in the traps, invariably are vicious and dangerous -fight to the death. Not so with the red fox. When found a prisoner in his trap, invariably he crouches close was plucky enough to go after his sled to the ground and attempts to hide his which was going with the current. On face neath roots or leaves, displaying securing the sled he walked up the stream towards the fails, just far enough to enable William and George in a trap—as though it were a dis-Doll to take hold of him and draw grace to himself and his kin. This inhim to the sidewalk. Miss Caroline variably was his experience with the Valentine happened to be going by in fox-that possibly is why "foxy" individuals dread so much in being In his earlier experience it was his

custom to kill his game in the trap by the use of a club applied over the head. Some years ago while on a round of his traps in the wilds of the The wounds were carefully dressed and the boy taken to his home on Lamb street, near the electric light boy was sent home with the animal and the father went a few miles far-

palation

Vol. 33. No. 2

COMET'S BIG TAIL.

The tail of Halley's comet will sweep into the earth about May 18, but ac-cording to Prof. John A. Brashear, no disastrous results will ensue. Prof. Brashear says there is no occasion for the fear prevalent in Europe that the comet will smash the earth to pieces, thus bringing the world to a sudden end.

Astronomers throughout the world Astronomers throughout the world have been watching closely the pro-gress of Halley's comet through the heavens, and the scientists, with possibly one exception, predict no harm will come to the earth as a result of its flight. The prophecies of Camille Flammarian, the French astronomer, have created the impression among Europeans that there is danger of a collision.

"The tail of the comet will sweep into the earth," said Prof. Brashear, yesterday, "but what of it? The tail comet's tail, there is little to be afraid of

one of the most accurate mathematicians and he has figured that the comet's tail will sweep the earth about The time can be figured very May 18. Although a carpenter by trade, for Prof. Searle made his calculations. since those made by Profs. Crowell ing and trapping during the winter and Commerlin, both men of high ability as astronomers, and I believe his figures are about correct.

TEACHERS LOCAL INSTITUTE.

The following is the programme for the Teacher's Local Institute to be held at Boalsburg, in Boal's Hall, on Saturday, January 15th, 1910.

Morning session-Discussion: "What part does the preparation play in the recitation?" by Clarence Weaver and John Homan.

Discussion-"Do the original funda-mental branches meet present day demands?" by Prof. U. R. Moyer.

Recitation- Florence Kepler. "Do our historians emphasize the war feature too much?" by Prof. B. H. Bottenhorn

Question Box.

Afternoon session :- Discussion. "Are we not giving too much attention to the commercial side and neglecting the ethical side in teaching?" by Prof. C. R. Neff and Harry Loneberger.

Music—The Misses Rothrock. Recitation—Miriam Dreese.

Discussion :- "Are we worse spellers than our fathers and mothers?" by Anna Steele and Edward Williams.

Recitation-Margaretta Goheen. "What science related to agriculture can be taught in our rural schools?"

INSURANCE MEETING.

The annual meeting of the direct tors and members of the Far. Mut. Fire Insurance Co., of Centre county was held in their room in Petrikin hall on Monday. Applications for the in-surance of \$34,443 were accepted. Amount of premium notes taken, \$3,075, Cash premium paid in \$152. This is the sum since the December meeting. The election of directors for the en suing year resulted as follows: J. G. Goheen, Frank McFarlane, J. B. Strohm, F. M. Fisher, Geo, Mitchell, W. Fred Reynolds, H. E. Duck, G. B. Haines, J. H. Beck, Z. D. Thomas R. H. Reed, Henry Gentzel.

The board organized by choosing the following officers: President, H. E. Duck; Vive-President, J. B. Strohm, Treasurer, J. R. Brungart; Secretary, D. F. Luse,

Grange Meeting

The first quarterly meeting of the Centre County Pomona Grange will be held in the hall of Progress Grange, 20th; two sessions will be held-10 n.m. and 1 p.m. All members of the Grange two, that of the hotel at Centre Hall are cordially invited and urged to attend this meeting as at this time all near Osceola. Owing to the remon-the business enterprises will submit strance to the Centre Hall license. their annual reports to the Pomona Grange for the information of the entire membership in the county. Patrons should therefore not miss this meeting. M. Campbell, Secretary; Leonard Rhone, Master,

Given a Term in Jail.

Former Justice of the Peace R. J. Butz, of Ben Avon, and George Lemmon, his former constable, were each sentenced to pay fines of \$50 and serve 30 days in jail. Both men were con-day of May 1910. victed some days ago of conspiracy to indict Mrs. Anna McDonald on a charge of illegal liquor selling. The were imposed by Judge James R. Macfarlane.

here some of the men were given leave of absence and visited Rome, where the Pope.

One can see all the sights in these what they do at present. Most of the and true to human nature, they ask that it will be paid.

ertainly are cheap.

From Gibralter, we proceeded to about April 17, 1909.

to relate just how our services were appreciated by the Officials at Napoli. While we were there the King issued tickets to our crew and we witnessed Carman in Italian" in his Royal Glavis and alleging that two subordi-Theatre, which is known as "The San Carlo Teatro." It is the most magnifcent building that I have ever seen. Instead of balconies as we have there are tiers of boxes, each capacity of which is about 8 persons and which is the service and took the pains to inlaid in mosaic, with large mirrors along the inside, built up to a height of six.

We were used very nicely abroad in uniform and I am just writing these two personal friends and assistants few lines in comparison with the use- who were referred to in his letters to age that I received for the past week. while spending the holidays in your The action of Mr. Pinchot in de-section of the country. I should never fying the executive order requiring want to be more royally entertained all subordinate officers to communi-than what I was for that period. cate with congressmen and other

countries may appear in my mind there isn't anything as beautiful as sal. Few will doubt that the insub-Pennsylvania, and now I do not wonand grand men, for they certainly have chot is the representative of those something to press them, to inspire republicans who believe that Secreand give them the ambition to be tary Ballinger is an unfit person for great.

We leave here soon for Guantanamo. Very Sincerely, G. W. LLOYD. Cuba.

Yeoman 2 class, U. S. N.

Licenses Granted.

Last week the court granted all the pplications for liquor licenses except and the wholesale of Frank Griebe, of testimony is being taken and the same will be argued later before the co The Grebe license is a new application and was refused.

State Treasurer Stober Found Dead.

Jeremiah A. Stober, State treasurer elect, was found dead in bed at his home at Schoneck, Mr. Stober died during Sunday night. Death was due

has been manifest an increasing sense of popular dissatisfaction with the policy or lack of policy of the president. At first this feeling was kept under. Recently it began to come to the surreturned to Naples and remained for face. This is not the result of a plot load of boys came down off the steep about three weeks. While we were by the friends of Theodore Roosevelt, hill and instead of striking the bridge as some have vainly imagined, but of fair, and going over in safety, they the disappointment of the people over struck one of the trusses on the side they were granted an audience with what they believe to be the reactionary policy pursued by the administra-There is a deep-seated imprestion. foreign countries if they would look sion that the administration is head-around, a great deal cheaper than ed the wrong way.

For some weeks the record and at-Then came the presentation of the re- road until the sleds came near her New York by the way of the "South-ern Passage" and arrived here along crans in which he upholds Secretary is one of the times she failed to get Ballinger and accuses Glavis of being back quick enough and thus met with Before I close these few lines, I wish the vistim of megalomania-having a the serious accident. All the injured swelled head. Identical with the publication of this very unjudicial paper comes the leter of Forester Gifford Pinchot to Senator Dolliver defending nates who had given the newspapers information had been sufficiently punished by a reprimand. Yesterday the president directed the secretary of agriculture to dismiss Pinchot from write a letter to the insubordinate forester telling him what had been done. Secretary Wilson acted at once

and dismissed Pinchot as well as his Senator Dolliver.

But as beautiful as Italy and other through their superiors only left the others the responsible office of secretary of

the interior. Satisfied that Mr. Taft has finally decided to stand by Ballinger with the entire force of his personal and official influence, the chances are that Mr. Pinchot believ-

ed he could render his country more effective service as a private citizen than as government forester. He may have made a great blunder, but he has sacrificed his place in the public service from a sense of duty by compelling the president to dismiss him. The Tribune does not pretend to sasess the gift of prophecy. Nevertheless of one thing it has been quite well assured for some time-William

Howard Taft will be a single term president. Whether the republican party will be able to recover from the demoralizing effects of the bitter factional fight now on and thus suc ceed in electing its next presidential nominee, or whether the democratic

dent ocwhen several injured. They were sliding on the hill near the Bellefonte furnace, starting at Abe Switzer's house and running down over the bridge near the freight station of the Bellefonte Central railroad. A sled Earnest Tate was injured internally, although he is getting along much better than was expected. He had one of his kidneys torn loose and otherwise badly bruised up. Albert Rhoads had Americans who visit these countries titude of Secretary Ballinger, of the thrown into the creek. The latter will pay anything that the natives ask, interior department have been under was not injured but received a cold his toe injured, and Paul Rider was and true to human nature, they ask fire. Glavis, the employe who began bath. Roy Grubb also had his leg the attack, was dismissed by the pres- slightly injured. On Saturday afterident. But the fire upon the secretary noon Clara Read, had her leg broken The chief thing that is worthy of became so hot that he demanded an on the same hill, and she was taken purchase in Naples is gloves, and they investigation of his conduct and an in- to the hospital. It is said she playvestigation has been arranged for. fully would stand in the middle of the

the and then she would jump back. This will soon be around again.

Costly to Use Buck's Horns.

Word from Harrisburg is to the ef-fect that Chief Game Warden Berrier, fearing to attempt to extricate himwell known in this section, has unearthed and exposed a new device to the state game law. Word beat reached the capital recently that during the deer season men were shooting does and placing on the heads by means of incisions in the skulls full and it soon was dispatched. sets of borns. These carcasses were then shipped as fully-grown bucks. One such case was reported from Elk county and Barrier caught the man at

and \$28 costs.

Officers Re-elected.

The stockholders of the Bellefonte Trust Co. held their annual meeting on Tuesday and the present officials and organization was continued. The the Valleys which are so extensive in ordination was intentional and meant reason is that the past year was such Pennsylvania, and now I do not won-der that she turns out so many great happened. In other words, Mr. Pin- than pleased with the efficient manner in which the finances are being After the meeting handled. they adjourned to the Brockerhoff House for dinner

The growth in the business of the Trust Company in the past year certainly was gratifying.

Some Good Roads Pointers.

Good roads mean as much as good crops to the farmers. If macadam roads are to be main-

good roads the greater the cost. Until produce is hauled to market it isn't really produced. If the road is poor, good horses and

good vehicles count for little.

Bryan Lauds Democracy.

William Jennings Bryan was the gust of honor at a banquet given by the Democrats of Chattanooga. Mr. Bryan in his address said: "For the last thirteen years the Democratic party has actually dominated the public affairs. The Republican party has The Centre Democrat has added new type and material for printing sale ing, who had done so well in minor positions and who seemed so much initiating the Democrats."

there was a monster wildcat in steel jaws. The boy, in going home, took the revolver with him and the only thing left for Mr. Zettle was to for the killing. There was a deep winter's snow on the ground, and he cut from a small sapling, a five foot club for putting the cat to sleep.

anchored to a root, which allowed the animal to move some distance. He crept up close and aimed a blow at cat which it invariably and successfully dodged. The next instant he slipped down between the rocks in the deep snow almost to his armpits in a helpless condition when the enraged beast leaped at him, carrying trap and chains the full length and so close until it's hot breath was felt in his face, the eyes green with rage, displaying glistening ivory fangs, and vicious claws, so close as to almost touch him. In this condition he was unable to retreat; again he struck at the beast but it eluded his club by just six inches and as the blow landed it leaped at him more vicious quickly than before, and each time apparently coming closer.

Thus the battle waged, the man self as the animal might leap on him. Another misdirected blow struck the trap spring and it appeared to release the grip some on the animal; this made the situation more serious, when a chance blow felled the animal

Examination of the trap showed Mr. Zettle that the animal had almost released itself in the mad struggle, in which event he might have been Butler. The man paid the fine of \$100 seriously injured while in his peculiar position.

> It was a monster wildcat, and the thrilling experience has induced Mr. Zettle to depend entirely upon a gun instead of the club for dispatching his game.

Mr. Zettle is a modest man who had no thought when relating these experiences, that they would find their way in print.

Merchants' Association.

The regular meeting was callel for Friday evening, but the attendance was barely enough to secure a quorum The minutes of the former meeting were approved, after which a general discussion followed upon what might be accomplished in our community for the betterment of its industrial affairs.

As we have several industries that tained at their best, the sprinkling cart are limping along it was the concen-is a daily necessity. The longer the delay in building vise ways and means for reviving these than to be scouring around for doubtful investments with strangers and industrial adventurers.

At the next meeting some plans will be offered to the members for their approval and action

appendicitie Prof. Sherwood Hall, of Bellefonte

cademy, operation for appendicitis. Antonia Greecar admitted for pneu-

leg broken.

There are 21 patients in the hospital, er.

An unusual offer is being made to its readers by the North American in next Sunday's paper. Through the medium of a coupon the paper will go about his work with the usual club give to art lovers the opportunity to secure a real photogravure of Luke Fildes' celebrated painting, "The Doctor.

Photogravures have heretofore sold The trap was attached to a chain in at high prices and have been about two feet long with the end available only to those of at high prices and have been luxuries means Through special arrangement with those who control the process by which these artistic works may be printed in large quantities, The North American will furnish copies of "The Doctor," on fine art paper, 22x28 inches in size, for 10 cents in cash and a coupon cut from the paper for Sunday, January 20th

A copy of the picture has already been received by the editor of this paper. It is indeed a work of the highst artistic merit.

Important Highway Decision.

The citizens of a township in Lackawanna county some time since went into court and objected to payment for a certain job of road-building in their district contracted for by the state. The state highway commissioner defended with the allegation that the citizens of a township had no right to interfere in a state contract. But the Dauphin county court, before which the case was heard, has ruled that as tax-payers they had a legal right to stop the payment of monies for work that is shown to be unsatisfactory. The importance of this decision is very great, as it gives to the people-upon whom the task of up-keep of the faulty macadam highways devolves-the right to a voice in the matter of their

building and maintenance. The above is about as sound sense as anything can be.

DON'T, DON'T, DON'T,

Moving time is coming on, when the many who change post offices will write us to change their address. In doing so, as we oft advised, don't fail in giving us the name of the postoffice you change to, to mention the name of the post office to which the Democrat had been sent. Many fail to give their old address and thus cause us the annoyance of looking over sev-eral thousand names and often find several labels of same name.

Democratic Caucus.

The Democrats in every election district in Centre county are requested to meet at the usual places for holding caucuses on Saturday, January 22, 1910, for the purpose of nominating candidates for township, ward, ber-ough and precinct offices, to be voted for at the February election. The re-sult of the caucuses must be returned to the County Chairman so that the same may be filed with the County Commissioners not later than January 26, 1910.

W. D. ZERBY, Co. Chr.

Hospital Notes. Frank Smith, of Long Island, N. Y., student at State College, operation for 23 years old, was driving into the country, accompanied by Harry Har-ber, an old man, his horse bolted and dragged him from the sleigh. White held to the lines and was carried sevmonia, Italian. Clara Reed, of Bellefonte, while coasting on Saturday, had her right dying a short time later. Harber was seriously injured and may not recov-