

A DECIDED VICTORY In Favor of the Commission Merchants' Association.

OLEOMARGARINE MUST GO. The Restaurant Keepers Completely Knocked Out.

JOY OF LAW AND ORDER LAWYER. Counselor Yost Claims the Question is Definitely Settled.

DRAFT OF JUDGE SLAGLE'S DECISION. Judge Slagle has just handed down a very important opinion.

The agreement sets forth that this decision shall be binding in all cases, hence the decision is usually for \$800 and costs. The interested restaurant keepers are Ed Skees, Jeremiah Miller, Samuel W. Miller, Beard & Co., George Dilling, Gorman Brothers, George H. Abel, of Pittsburgh, and H. T. McBride, of Allegheny. The decision now made by Judge Slagle is as follows:

JUDGE SLAGLE'S DECISION. Briefly stated, the facts as agreed upon are that the defendant in proprietor of a restaurant in the city of Pittsburgh, in violation of laws which relate to transact and regular patrons in the manner in which such business is ordinarily conducted. On the third day of January, 1889, he furnished to the defendant a small meal, for which he received pay, and as part of said meal a small dish containing what appeared to be butter, but which was in fact an article known as oleomargarine, and the name article the manufacturer and sale of which is prohibited by law.

TO THE SUPREME COURT. In regard to the decision Mr. William Yost, counsel for the prosecution, said to a DISPATCH reporter yesterday: "This is a decided victory for the Commission Merchants' Association, and will probably settle all legal questions possible under the oleomargarine act of 1887. The case may possibly go to the Supreme Court, as the agreement between counsel was made with the provision that either party should have that privilege. But the opinion of Judge Slagle is so clear that we have little to fear in the matter."

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THOSE HOMESTEAD-DEPUTIES. Twenty-Five of Them sue the County for Their Pay—Others to Follow in Droves—The Sheriff Hears to Find.

Last evening, as County Controller Speer was hustling to get home, Constable James J. Grady caught him on the fly and began to read the names of many papers issued by Alderman John Nolan his own against Allegheny county. Mr. Speer listened to the array of names until a suspicion crossed his mind that it might be a census report, and gasped that he would accept service as the manning, but said to William Downey, Dennis Weir, John W. Weir, James S. Kline, John L. Mercer, John Moffat, Samuel Dallzell, William Durr, Henry Behrs, William Brown, James P. O'Neill, Patrick Moran, Owen McCabe, W. Harris, G. T. Barber, Dallas Brosenrager, Joseph Ferry, J. Wiley, Bruno Brenzel, Frank Hamilton, A. Henderson, J. S. Alexander, S. D. Laughlin, James Creighton and W. Clark—who constitute about one-third of those aggrieved, and the rest will follow suit, probably to-morrow.

The plaintiffs sue for one to three days' pay for work each at Homestead, being employed as deputy sheriffs to keep order during the strike at the steel works of Carnegie, Frings & Co. They say they were promised a day. They also say that some favored ones got the amount stipulated, while the others got half, and one man is said to have gotten nothing, not even the coat and cane which he did not get, but for which they got into a row. They do not object to much the clothing feature in the case, but they say they propose to stand on the contract and refuse to be changed for. One man said his hat, coat and cane all combined were not worth a dollar, and that they were asked to go for them whether they got them or not. They do not object to much the clothing feature in the case, but they say they propose to stand on the contract and refuse to be changed for.

There was considerable discussion among the men, some holding that the firm had paid the others, while others held that it was county affair; but as they only knew the county in the matter they looked to it for restitution. Alderman Nolan was charged for the same reason. Every effort to find Sheriff McCandless last night and get his side of the matter was frustrated, but he is believed to have reasons for declining to pay some of the men, or believes he has.

CRUSHED AT HIS DEFEAT. A Jobnot Owner Tried to Suicide in the Jail—He Was No Match for a Woman With a Cool Scottish—His Assistant Not Arrested.

John Fickley, a resident of a "Jobnot," moored at the foot of South Eighth street in the Monongahela river, was arrested last night, and while in the Twenty-eighth ward station house, made two attempts to commit suicide by hanging.

It was not known whether Fickley and Jack had a quarrel which ended in Mrs. Gilbreath knocking Fickley down with a brick, but it is believed that when Officer Guesher arrived Mrs. Gilbreath ran into her house, and as the officer did not have a warrant, he could not go in after her. The Supreme Court of the State in Powell v. Commonwealth, 19th W. N. C., 24 held that the Legislature had the power to enact laws for this purpose. If the use of such articles is injurious, it would seem to be specially within the spirit of the act to prohibit public houses from furnishing them to their guests as part of an ordinary meal. Judgment will accordingly be entered for plaintiff.

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NOT QUITE ABDUCTED. Peculiar Combination of Misunderstandings in Allegheny.

A 19-YEAR-OLD GIRL THE SUBJECT, And Friends of Hers Are Officially Charged With Conspiracy.

One of the most peculiar and remarkable cases of alleged abduction or conspiracy that has ever come under the notice of the police was developed yesterday. It is a very unusual affair, and it may be necessary to call on a Philadelphia lawyer to untangle it.

PROMPT BAIL AND LITTLE ROMANCE. One of the most peculiar and remarkable cases of alleged abduction or conspiracy that has ever come under the notice of the police was developed yesterday.

The story, as told by Attorney McGeary, is as follows: The case, in given, "Miss Penney" was a saloon keeper on Rebecca street, Allegheny, for 16 years, but died seven years ago. His wife survived him two years, and left a son and a daughter. At the time of her death, Emma Hilkey was in the employ of the family as a domestic. After the death of her mother, the children, Alex P. and Mary Penney, went to live with Miss Hilkey and her sister at 301 Federal street, where the two sisters had a boarding and lodging house. They lived there about four months ago, when a suite of rooms in the house was rented to Mr. W. C. Leith, a telegraph operator, and his wife. Mrs. Leith thought the girl was not being treated properly, and

AND HER TO GO. With them to Mrs. Leith's mother in New York. The brother was willing that the girl should go, but the Misses Hilkey, upon learning of the movement, reported the matter to Humane Agent Dean, and Miss Hilkey made an information against Mrs. Leith and Mr. Penney.

This was the story of the case. The brother of the girl told the following to THE DISPATCH reporter last night, while Mrs. Leith was very pleasantly conversing with him. "My sister and I boarded with Miss Hilkey since her death, our mother died five years ago. I am in possession of the house and paid the bills for us. Miss Hilkey seemed to have

A WONDERFUL INFLUENCE. Mrs. Leith's sister, who is a dressmaker, and she earned \$4 a week. She required her to get up at 4 o'clock in the morning, and before going to the dressmaking establishment, and when she returned, kept her busy about the house until 11 o'clock. Several days ago I went to the house, and secured boarding at a house on Elsworth street in Allegheny. My sister went out, on my sister's way, and secured boarding with Mrs. Leith. They were on their way home in a Pleasant Valley car when Miss Hilkey boarded the car at Penn avenue. She told my sister, and ordered her to get off and accompany her. The girl, being afraid, went along her way, and secured boarding with Mrs. Leith. When I heard that a warrant was out for my arrest, I went to Alderman Porter's office, and he told me that his constable had taken my sister, and I then went away, and have not yet been arrested. An here to-night to see if the Mayor cannot find out where she is, and get her home."

NOVELTY OF BEING UNDER BAIL. He said to the reporter: "I have done nothing wrong, and am not afraid of a trial. I would like to see my mother, and my sister, and here is the affidavit I have just received. [The telegram read: "I have taken the 8 o'clock train and will be in Allegheny in the morning. I am sorry, but poor mamma must be troubled. I took an interest in the poor girl ever since I learned she was in the hands of the law. She has been badly treated, and I still dine at Miss Hilkey's house, but will get out as soon as possible. I am deeply related how the constable had to arrest her and how she had compelled him to wait until she was ready to go. I am deeply related how the representative of this paper then called at the house of the Misses Hilkey and found Miss Annie Hilkey, a pretty young lady, sitting on the steps. He inquired for Miss Emma, and was invited into the parlor, saying: 'Maybe I will do my sister and her mother some good. I want to see Miss Penney and your sister,'" said the reporter.

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THE CHANGE IN DATES. It is loudly denounced as a fraud and a sham, and now furnishes a presumably strong reason for a vigorous demand that Governor Beaver should revoke his requisition and other weighty reasons. Although Flemon was given three days' grace yesterday by Judge Ewing, his friends feel that no stone must be left unturned, for delay in delivering him to the South Carolina deputies only increases the indignation of the colored ministers who were bravely at work yesterday, but no new plan was thought of until Rev. J. J. Jones arrived at Ideon Charles F. McKenna's office full of an idea given him by Mr. John L. Lambie, of the law firm of Lambie & Brown. A hurried conference was held and the following telegram was drafted by the committee and sent to Governor Beaver.

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"If he can, and thereby save all further legal proceedings. The whole case of the South Carolina Marshals hangs upon the point of identification of Flemon, but that would be a question for the courts, with which Governor Beaver equipped them. I fully believe that the Governor has the right to revoke the requisition, and I have the statutory right to recall and revoke the warrant, which was unquestionably issued upon fraudulent representation. Even if the requisition is the man wanted in Edgemoor county—which we do not of course admit—what reason is there for requiring the extradition of a man who has been in the hands of the law since he was more than a year ago? I have the statutory right to recall and revoke the warrant, which was unquestionably issued upon fraudulent representation. Even if the requisition is the man wanted in Edgemoor county—which we do not of course admit—what reason is there for requiring the extradition of a man who has been in the hands of the law since he was more than a year ago?"

THEY WILL HAVE TO ANTE. Colored Citizens Arrested While Having a Little Game.

Captain Unterban, Lieutenant Teeters and Officers Brennan, Miller, Coles and Bell interrupted a quiet game of poker being played by a lot of colored men in a stable in the alley between Twenty-sixth and Twenty-seventh streets last night. The proprietor, Ambrose Bird, and five players were arrested and looked up in the Twelfth ward station house, all charged with gambling.

UNION DEPOT PLATTINGS. Miss Ella McLeod, of Lake street, East End, returned from Palatka, Fla, last night on the Pullman.

INJURED IN THE LOCKUP. Samuel Ford was arrested on Federal street, Allegheny, yesterday for drunkenness. While lying on a bench in the lockup he rolled off striking the corner of the lockup and cutting an ugly mark in his head. City Physician Woodburn was called and dressed his wounds.

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