

SOMETIMES IN ORDER

Judges White and Magee Decide That Work on the Sabbath is Not Always Unnecessary.

THEY DISCHARGE AN OIL DRILLER

Who Was Charged With Working Seven Days a Week That a Valuable Well Might Not Be Destroyed.

A LITTLE QUESTION OF JURISDICTION

Filed by the Court Denying the Verdict of the Jury.

The case of the Commonwealth versus Charles Smoyer, charged with doing unnecessary work, worldly employment, etc., on Sunday, in the pumping of an oil well on the Sabbath on the Graham farm at Forest Grove, appeared on the court of 'Squire' Edmonston of Robinson township, was heard by Judges White and Magee yesterday afternoon.

The prosecutor, James Moore, was not in court, and, in fact, one side of Forest Grove appeared to be conspicuous by its absence. As Attorney McCook remarked while arguing the case, it was a sort of mongrel proceeding. The 'Squire' committed Smoyer to jail without making a levy, and giving him a chance to say the law or use to do so.

As noted some time ago, the attention of the court was drawn to the irregularity of the proceedings after Smoyer had spent one night in jail, and his discharge was ordered. He was not satisfied with this, however, hence yesterday's proceedings.

A STATEMENT OF THE CASE. Mr. McCook made a statement of the case to the court. He said the company had lost a boiler in the well, and had attempted to drill it out so it could case off the salt water. It is well known that drill tools do not fall with great force in a well when it is 1,300 or 1,000 feet of fresh water in it, and it is further known by even indifferent students of physics, that they fall with less force when they are in salt than in fresh water, though perhaps the difference is not so great as an advocate would make believe. Whatever may be the difference, it will be admitted that the specific gravities of salt water and iron more nearly approach than those of fresh water and steel.

Mr. McCook continued and explained that it was found after three weeks' effort, that the salt water was being pumped in secular time and ceasing on the first day of the week, that it could no more be accomplished than could the task of the old lady who tried to keep the tide out of her kitchen door by sweeping back the Atlantic.

STEPS TO SAVE A WELL. Meantime the salt was crystallizing in the rock fissures, and the weight of the water which was driving away the oil and running the well in fact had been destroyed to such an extent that it, in its present shape, is secure water operating, and will not be, unless that boiler can be gotten out, and it cannot be gotten out until the water is first removed.

Mr. McCook had evidently studied the opinion of the court in the case of the oil, and he so close together that the division—something like the quack doctor's explanation of how solid matter is never divided by a clapper in the gullet, or that one went one way and the other another into their proper receptacles in the human body, and he along with a very well until a skeptical patient along length him to explain how the clapper worked when people ate mush and milk.

Mr. Patterson, one of the company, then went on the stand, and being sworn, testified that Mr. McCook's statements. He said that he had not gotten nearly so much oil when pumping was suspended on Sunday, and it was necessary to pump half of the week before the normal production could be reached after a day's cessation.

WOMEN AND THEIR WORK.

Interest of the Fair Sex in the World's Fair—Front of the Honor Bestowed on Them by Congress—Enthusiasm of Miss Mary E. McCandless.

Miss Mary E. McCandless of this city, who was recently elected as one of the Vice Presidents of the Board of Lady Managers for the World's Fair in 1893, returned home from Chicago yesterday.

Miss McCandless is very enthusiastic in the possibility of the various members, takes great pride in the powers and honors conferred upon them by Congress, it being the first recognition of the kind ever bestowed upon ladies by that body.

While the real work yet remains to be done, and it is a matter of knowledge of their ability to perform it with credit to themselves and to the big show. Miss McCandless said the ladies from the older States are distinguished by the capabilities shown by the representatives from the Territories. They are also delighted with Mrs. Palmer as a presiding officer. She is gratified in her own mind at the fact that she has a large knowledge of parliamentary law.

Chicago people are all very enthusiastic. Miss McCandless is so full of prospects of the Exposition, and confidently expect to eclipse any event of the kind known to history.

AN INDIAN FATHER.

He Cruelly Maltreats His Family and is Sent to Jail. Adm Moushard, an iron worker, who resides at Bennett station, in Millvale borough, had a hearing before Alderman King, of the Southside, last night, on the charge of cruelty and neglect of his family.

Maushard has a second wife living, with one child, and five children by his first wife. He is a heavy drinker, and is very violent in his treatment of his family. The agent turned the five children over to the Humane Society, and the man's wife went into court and said she cannot compute him for his family.

In speaking of the case Agent Dean said that a return to the whipping post would be about the right thing for this class of offenders. He said that short imprisonments were not severe enough.

CANT POOL ALL OF THEM.

Redskins in the Territory Not Worked Up Over the Mesas. Two Congressional delegates from the Creek Nation, Brown Bear and Black Beaver, passed through the city last evening for Washington, to present their claims before the House. Brown Bear is a very intelligent Indian, talking English fluently. He was accompanied by his squaw. Black Beaver was a representative redskin, and answered all the questions put to him with a marvellous grant.

Brown Bear said: 'My people in the Indian Territory are very intelligent, having their own churches and school houses. They have a curriculum of study, and they have a superintendent point. I have seen statements in the newspapers to-day that the Indians in the Territory were also very much civilized, but there was a possibility of bloodshed, but I feel that there is no truth in that report. We know better than to become excited over something that does not exist.'

SHE RISKED HER LIFE.

An Allegheny Maiden's Heroic Action on Thanksgiving Morning.

ROBBERS TRY TO KILL HER FATHER.

She Leaps Through a Second-Story Window and Screams for Help.

THOUGHT HE HAD MONEY IN THE HOUSE

The details of a daring attempt at robbery in Allegheny came to light last evening, when the story was given to one of the Allegheny detectives.

The scene was at Deaver avenue and Stewart street, and a pretty, bright-eyed girl suddenly finds herself a heroine. Her name is Mamie Fitzpatrick.

Thomas Fitzpatrick, the girl's father, is daylight watchman at A. Speer's power works. He is about 70 years old, and has been a very stout man. For a number of years he has lived on Stewart street with his wife. This fall their daughter, who has just completed her education in a convent, returned home.

Thomas Fitzpatrick is well known all over the lower part of Allegheny, and wonderful stories of his heroism are told. When asked about the truth of such stories he always gives evasive answers.

DARING ATTEMPT AT ROBBERY. Some persons believed his wealth was hidden at his home, and shortly after 2 o'clock Thanksgiving morning an attempt was made to rob his house. Mrs. Fitzpatrick, who is much younger than her husband, was first awakened by the noise of the intruders.

At the same time she wildly cried: 'Save my papa; they are murdering him!' Some people were passing and rushed to her aid, but she was so terrified, she was roughly frightened that she tried to jump from the roof, but those below yelled at her to go back.

The girl screams frightened the burglars and they rushed downstairs and escaped through the kitchen window into the back yard.

When the girl was taken from the roof she fainted. Her hands and face were scratched and her nightdress was torn into shreds. She was almost benumbed with the cold, and her feet were swollen and bleeding.

DESCRIPTION OF THE BURGLARS. One burglar is described by Mrs. Fitzpatrick and Mamie as being about 5 feet 9 inches high, rather heavy, wearing a dark suit, black hair, and a white shirt. He was very full in the face and had a dark moustache.

COX IS CAPTURED.

He is Arrested in Chicago, Where He Had Been Staying With Friends—He Admits Shooting Knight, but Says It Was Done In Self Defense.

Thomas Cox, who is charged with shooting and killing James Knight at another burglar's house, Thirty-fourth street, last Sunday, was arrested in Chicago yesterday by Captain Hayes and Lieutenant Wheeler, of the Desplaines street station.

Cox arrived at Englewood last Monday, and since then has been stopping with Mrs. N. North Curtis street, where he was arrested.

Captain Hayes had private information regarding the murder, and arrested Cox before notifying Pittsburg. He then sent telegram to Inspector McAleese, of the First district, who turned it over to Inspector Whitehouse, of the Second district, where the murder occurred. Captain Brophy left for Chicago on the limited last evening to bring Cox back.

When Cox was arrested he admitted the killing, but claimed it was done in self-defense. He would say nothing further to the officers, and refused to talk to a DISPATCH reporter.

THE REAR OF THE ARREST IS THE FACT that as late as noon yesterday the police of the Second district insisted that Cox was still in hiding in this city, and also that the Chicago police had received no official notice of the murder and of the disappearance of Cox.

COMING COURT WORK.

The December Criminal Term Begins Tomorrow, Judge Stone Presiding. The December term of the Criminal Court will open to-morrow with Judge Stone presiding. The first business in order will be the reading of the jury list.

THE COURT has a list of 250 names of the grand jury and that of the returning of the grand jury of the coming term is composed of the following: William Alderson, clerk, Twenty-second ward; John A. Alston, clerk, Thirteenth ward; Lawrence Bever, carpenter, Second ward; Charles Blakeley, glass-blower, Sixth ward; Joseph Barton, jarro, Harmar township; E. S. Cook, clerk, Mansfield ward; William Conrad, carpenter, Twenty-third ward; John T. Dennis, laborer, Eighth ward; Andrew Fitzsimmons, mine-foreman, Forward township; W. E. Gettys, clerk, Nineteenth ward; Michael Gilligan, old gentleman, Thirteenth ward; G. W. Gould, driver, Twentieth ward; James Higgins, laborer, Scott township; F. T. Higgins, electrician, Chartiers; Fred Hillman, glass-blower, Chartiers; John Hoisinger, laborer, Tenth ward; Nelson Miller, secretary, First ward, Allegheny; Fred Morfitt, gardener, Shaler township; John McLeskey, steelworker, Homestead; D. B. Turner, gentianen, Tenth ward, Allegheny; James Westwater, merchant, First ward; James Watson, laborer, Sixteenth ward; Ralph White, blacksmith, Green Tree; J. G. Weir, wagonmaker, O'Hara township.

THE JURY LIST contains the list of names of the grand jury and the grand jury, who will come before the grand jury, was completed last night. The total number of cases on the calendar is 128. Of this number 45 are misdemeanors, 34 are felonies, and two are for manslaughter. Larceny leads the list with 23 cases. The liquor violations are unusually light, there being but four cases on the calendar.

WORSE OFF THAN JOB.

How a Man With a Dozen Bolls on His Back Got a Week's Wages Every Day. Getting out of work is a sorry business, but all alone, while attending to other business at the same time is considerable of a feat, but J. D. Hamilton has beaten the record of getting out of work with a dozen bolls on his back.

PLEASED WITH ALL.

The British Delegates Return Letters of Gratitude to the

CITIES THAT ENTERTAINED THEM.

Probable Change in Building Exchange Officers Next Year.

THE LAST DAY FOR GAS IN THE MILLS

Capital A. E. Hunt, of Hunt & Clapp, the local inspecting and metallurgical engineers and chemists, yesterday received two letters which will be held in high esteem by him. One of them is from Mr. Jeans, Secretary of the British Iron and Steel Institute, which recently met here, and is as follows:

VICTORIA MANSIONS, VICTORIA STREET, LONDON, S. W., November 29, 1896. MY DEAR SIR—I have much pleasure in communicating to you the following resolution which was adopted by acclamation at the concluding meeting of the members of the Iron and Steel Institute, recently held in New York, namely:

That the best thanks of the Iron and Steel Institute be tendered to the members and Secretaries of the Pittsburgh Building Exchange for the very complete, thoughtful and liberal arrangements made for the present meeting.

Second.—To the local reception committee in Pittsburg, Philadelphia, Chicago, Birmingham, Chattanooga, Middleborough, Ky., Marquette and the numerous cities visited by the Institute for the courteous and liberal treatment accorded in connection with the several excursions.

I beg to express my sincere thanks to you for the valuable co-operation which you so readily afforded in making our meeting and excursions so pleasant and successful.

Yours faithfully, WALTER H. JEANS, Secretary. The other letter is full of interesting and shows how a member of the Institute appreciated his visit to Pittsburg. It is as follows:

M PALACE CHAMBERS, 9 BRIDGE STREET, WESTMINSTER, S. W., Nov. 16, 1896. MY DEAR SIR—It is my duty to send you a few lines to say how much I feel I am indebted to you and all the members of the Victorian Mansions and indeed to everyone who met in the States, for the very delightful time that you gave us. I enjoyed my visit immensely, and I am sure it will be a very good example to me when I am in your country. You will understand that I am now only just returned from my trip, and I have a great deal of work to do, but I have made time to say a few lines to you, and I am sure you will be glad to hear from me.

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PREPARING FOR THE CONTEST.

Central Trades Council to Have a Hand in the Fight for Eight Hours.

The Trades Council is looking forward to an unsettled condition of the labor problem next summer, and at the regular meeting took a decidedly important action on the matter.

In view of the fact that the incoming year promises to be a very active one for labor organizations, the committee was appointed to draft a programme of live subjects for the consideration of the new Council. From the interest taken in the matter it is probable that some very interesting meetings will take place during the coming year.

IMITATION STAINED GLASS.

A Southsider Will Visit Germany to Learn How It is Made. John Trenhauser, a saloon keeper on the Southside, is said to be interested in a new process for the manufacture of an imitation stained glass, done in some way that it cannot be scratched or rubbed off.

There are but two places in the world at present where this class of goods is made: Germany and France.

Mr. Trenhauser will go to Germany next summer for the purpose of familiarizing himself with the process, and if he can interest enough capitalists in it upon his return he may start a small factory.

CHRISTMAS RUSH AT KLEBERS.

25 Christmas Pianos and Organs Sold. It will hardly surprise our public to learn that at this early date not less than 25 pianos and organs have been bought and set aside at H. Kiebler & Bro.'s, 506 Wood street, for Christmas gifts.

Among those we find Steinway, Conover, Opera, Emerson and other good makes; and the Burdette organs. These are the leading makes of organs of the world, and all others are but imperfect imitations of the same.

Don't waste money on mere imitations, but take the original and genuine brand of organs. There are no regrets and no heartburnings. At Kiebler & Bro.'s you can buy a piano for \$300, or less, which the other dealers make you pay \$500 for.

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NEW ADVERTISEMENTS.

READY FOR CHRISTMAS AT E. P. Roberts & Sons, JEWELERS. GRAND HOLIDAY DISPLAY OF Diamonds, Rich Jewelry, Fine Watches, Silverware, Art Pottery, Clock Sets, Cabinets, Tables, Bric-a-Brac.

Handsomest Stock we have Ever Shown. An Early Inspection Invited. Cor. Fifth Avenue and Market St.

HUGUS & HACKE Will commence to-morrow, Monday, December 1, their GRAND ANNUAL HOLIDAY

And previous to Stock Inventory, CLEARING SALE. A double event, remarkable not only for quantities and assortments, but also for the prices at which they are offered.

Great bargains of general interest throughout all departments. Black and Colored Silks, Lyons Rich Brocade Silks, Black and Colored Velvets, Black and Colored Dress Goods, Seal Jackets and Wraps, Fur Capes, Ladies' Cloth Jackets and Wraps, Fancy Flannels, Table Linens, Napkins, Towels, etc.

Elder Down Comforts and Pillows, Blankets and Comforts, Lace Curtains and Portieres, Chenille, Plush and Velour Table Covers, Drapery Nets and Lace Flourishes, SPECIAL SILK BARGAINS. ODD LOTS

Of Fancy Striped and Checked Surahs, Two-Toned Brocades, Printed Indias, All-Black Brocades and All-Black Striped and Checked Surahs. Regular prices, 75c to \$2; marked for this sale, 50c, 65c, 75c and \$1 a yard.

To Retail Goods at the Wholesale Price is something very unusual. To Retail Goods at 20 per cent less than the Wholesale Price seems almost impossible. Yet this is what we are doing with our Can Goods.

Send for our large Weekly Price List and see if the 'IMPOSSIBLE' can be true. Orders amounting to \$10, without counting sugar, packed and shipped free of charge to any point within 200 miles. A special discount of 5 per cent on all orders amounting to \$30, outside of sugar and meat.

CARPETS, CURTAINS, MARSHALL, PITTSBURG. Tea and Order Department, 99 FIFTH AVE., PITTSBURG.