The Somerset Herald.
GEORGE R. SCULL, Editor.
WEDNESDAY..............September 25, 1889

Perfume cases at Biesecker & Snyder's.

All kinds of trusses at Biesecker & Snyder's.

Eye glasses and spectacles at Biesecker & Snyder's.

Alabastine in all colors at Biesecker & Snyders.

Squirrel hunting so far has not been a ...ing success.

All the different odors of extracts at Biesecker & Snyder's.

Voters should see that their taxes are paid before October 5th.

The Fayette county fair will be held on October 1st, 2d, 3d and 4th.

Fall Hats and Bonnets at M. M. Treadwell & Co's.

Fall Millinery, best styles. M. M. Treadwell & Co.

Diphtheria is alarmingly prevalent in ...sburg, where children are dying every day.

The State meeting of Poor Directors will be held in Altoona on October 15th, 16th and 17th.

Bedford Water, bottled, recommended by physicians, to be had only at Biesecker & Snyder's.

No one would guess from the taste that the average oyster in market is over five years old.

The Agricultural fair at Hollidaysburg has been postponed, with the hope of securing more favorable weather.

A new style of collars for gentlemen is appropriately named the "Pirate." It comes close to cutting your throat.

Try Schrock's Ohio Flour. You will save one dollar and forty cents on every barrel you buy. Every sack is warranted.

Millinery, Notions, Laces, Trimmings, Jewelry, etc. M. M. Treadwell & Co.

Farmers, Ground Alum Salt is the best for stock, in the market. Only one dollar per sack, at Schrock's Grocery and Feed Store.

Ice-cool soda water at Biesecker & Snyder's Drug Store. The only place in town where you can get this delicious and cooling drink.

Four hundred dollars for charity was netted by a baseball game in Harrisburg a few days since between reporters and policemen. A girl was umpire.

Mrs. Hiram Snell, of Malad, Idaho, has given birth to sextets, three boys and three girls. They weigh eight pounds altogether. All are bright and hearty, and promise to live.

In order not only to meet, but to defy competition M. M. Tredwell & Co. sell all goods in their line, at lowest living prices, and spare no pains to please their customers in fit style.

M. Schrock's is the only business firm in Somerset that runs a delivery wagon. Send in your orders for groceries and feed and it will be delivered cheerfully, if it is a ton of flour or a pound of coffee.

The cold days of fall have come when ladies must exchange their Summer Hats and Bonnets for more seasonable headwear. M. M. Tredwell & Co are prepared to furnish them with the cheapest and the best.

We have on hand a large number of good [illegible] which we will sell in quantities to suit the purchaser. Prices very reasonable. Yard opposite the planing mill. Holbrook Bros. & Parson.

The excitement created by the Nicely escape is only equaled by that of the ladies over the fall styles of Hats, Bonnets and Trimmings at M. M. Treadwell & Co's.

W. S. Longenecker, of Shaver's Creek, Huntingdon county, was to have been united in marriage to Miss Mary Whistler, of ...Newtown, three weeks ago, but the ceremony was postponed for some days, the lady being under age. A few days ago the prospective groom was struck by lightning in ...town.

Seven writers—clergymen, college professors and public men, some of them specialists of acknowledged standing—have associated themselves to discuss special questions of social interest and import, and to prepare papers to be afterwards given to the public from time to time in the pages of *The Century*. The writers include the Rev. Professor Shields of Princeton, Bishop Potter of New York, Rev. Dr. T. T. Munger of New Haven, the [illegible] Seth Low of Brooklyn, and Professor [illegible] of the John Hopkins University. For each paper the author will be responsible, but he will have had the benefit of the criticism of the other members of the group before giving it final form. The opening paper will be printed in the November *Century*.

New Millinery Goods.

A very large and complete line of newest styles of Fall Millinery Goods and Children's Plush Cashmere and Knit Hoods, very cheap and stylish, at Mrs. A. E. Uhl's.

NEW GOODS!
—AT—
J. M. HOLDERBAUM'S.

...now receiving a full line for fall trade of '89.

CLOTHING!
Men's, Boys', and Childrens' Suits and Overcoats, Pantaloons, Overalls, Jackets, &c.

FURNISHING GOODS!
Overshirts, Underwear, Collars, Cuffs, Hosiery, &c.
Hats, Caps, Shoes and Boots.

CARPETINGS.
Brussels, Ingrains, Hemp, Matting, Rugs, Mats, Floor and Stair Oil Cloths.
Ladies and Childrens' Coats, Jackets Dolmans, &c.

Dress Goods.

Best Fancy Calicoes, 5 cts., Blue, 7 cts.
Plain Dress Goods from 5 cts. up.
Double-width Cloth, 15, 20, 25, 30 and 40 cts.
52 inch All-Wool cloth, 50 cents.
Double-width Cashmeres 12½, 15, 20, and 25 cents. All wool 39 to 50 cts.
Silk-finished All wool Henrietta, 40 inch ...
40 inch Henriettas in black and colors, ...75 cts. to $100.
Silk-warp from $1.00 to $1.50.
Dress trimmings to suit.
Handsome Side-band Dress Goods.
Plushes all prices. Velvet all prices.
Mrs. A. E. Uhl.

12,000 School Children.

Somerset County will send about 12,000 children to school this fall. To furnish ... books and school supplies to this large number of pupils, Fisher's Wholesale and Retail Book Store has laid in an immense stock, and is now prepared to fill all orders for School Books and School Supplies at wholesale rates from town and country merchants in Somerset, Cambria and Westmoreland counties. Merchants should get their orders early to insure prompt shipments, as the rush will shortly commence. During court week merchants will do well to purchase, and in many instances save freights. Parents attending Court will have the opportunity to buy School-books for the winter. Tablets, slates, inks, pens, pencils, practice paper, copy books, and everything needed in the schools, at Fisher's Book Store. Courteous attention paid to pupils and parents buying at retail. Every effort made to please. Mail orders solicited. Inquire for Fisher's Book Store. Go to Fisher's Book Store.

Prepare For Winter.

White Canton Flannels, all prices; Brown Canton Flannels, 7 cents up. Home-made Blankets, all prices. Fine Worsted Knitting Yarns, Zephyrs and Germantowns, and Home-made Stocking Yarns, at Mrs. A. E. Uhl's.

Paul H. Gaither Esq., of Greensburg, is visiting his parents in Somerset.

The almost universal opinion is that it was a mistake to capture the Nicely's alive.

General M. A. Ross, of Addison is an interested spectator at the daily sessions of court.

The B. & O. will run another of their popular excursions to Pittsburgh, Thursday. The fare from Somerset is $2.45 for the round trip.

Rev. H. A. Cooper, of the Western Theological Seminary, will preach in the Presbyterian church, Somerset, morning and evening, Sunday, Sept. 29.

Our genial friend David Fuller Esq., of Elklick, paid us a pleasant call Monday afternoon. The 'Squire is in attendance at court as a witness in the Patterson murder case. He was supoenaed by both sides.

A public sale of Texan and Indian ponies took place at the Glade House stables Saturday afternoon. Quite a number of the scrubby little brutes were disposed of at prices ranging from twelve and a half to sixty dollars.

'Squire Ben Fleck, who left Somerset a month ago for a prolonged western trip returned Saturday, having been recalled by the sudden death of Hon. W. S. Morgan, who's estate he will look after, having been appointed Executor under the will.

Rev. J. H. Sotherland, the brilliant young theological student, who filled the pulpit in the Presbyterian church, at this place, during the summer, will return to Somerset to preach every two weeks while he continues a student at the Allegheny Seminary.

J. C. Lowry, Esq., appeared before the Board of Pardons last week to argue the application of James B. Martheny for a pardon. Martheny was convicted at September sessions, 1888, of aggravated assault and battery, and was sentenced to the penitentiary for two years. The application was refused.

The handsome new National Bank building, on the corner of Main cross and Union streets, is being pushed forward as rapidly as possible and will be ready for occupancy by the first of November. In the meanwhile the new institution is doing a most satisfactory business in its temporary quarters in the Cover building.

One of the things which the wise voter will now do will be to see that he has a receipt showing that he has paid a State or county tax within two years. If he does not have such receipt he will procure it before October 5. Secured after that date it will be of no service to him in the way of entitling him to vote at the November election.

The School Directors of Larimer township, at a meeting held last Saturday, employed the following corps of Teachers for the ensuing school term: Pine Grove, W. H. Fritz; Geiger, Laura Bittner; Wittenburg, Maggie Scott; Sand Patch, Katie Conlehan; Witt, Gertie Krissinger. Their salaries range from $20 to $25 per month.

The silver excitement is at fever heat again at Connellsville. Joseph Averington, who made the find in the mountains last spring, sold his claim to a German named Baker for a $500 promissory note. Baker pronounced the vein a very rich one, and a company of capitalists have just bought out the German and will develop the territory.

Mrs. Catharine Kaufman, wife of Jacob W. Kaufman, died Monday evening at her home near Davidsville, at the age of about thirty-six years. Her disease was typhoid fever. She was the mother of nine children, seven of whom are living. She was the daughter of Christian C. Blough, and had been a member of the Amish Church from childhood.

The borough public schools opened Wednesday morning with an enrollment of 380. There is an unusually large attendance in the higher grades, which is entirely due to the graded course of study adopted several winters ago. The schools comprise eight rooms and employ nine teachers. The vacancy caused by the resignation of Miss Helen Hook was supplied by E. E. Pritts.

Andrew Carnegie's proposition to replace the beautiful Cambria free library building has been accepted by the Cambria Iron company. The institution has been endowed by individual stockholders of the Cambria iron company, and the fund is so invested that the current expenses are assured. This library was an honor to the town and it is gratifying to the people to be assured that it will soon be in operation again.

James C. Huff and his step-daughter Lillian A. Haywood, both of Uniontown, who eloped about a month ago and walked all the way to Salisbury, this county, where they have since been living as man and wife, were arrested by Fayette county authorities last Wednesday and taken to the Uniontown jail. Huff claims that he ran away with his wife's daughter to keep her mother from abusing her.

Hon. John Cessna is in attendance on the Somerset court this week. He is employed with Val Hay Esq., to defend Henry J. Patterson charged with murder. Paterson shot and killed his step-father, John Spiker, at their home in Elklick township in June last. His attorneys will attempt to show that the deed was committed in self defense If Patterson is not acquitted it will not be because he is not represented by able counsel.

'Squire Amos E. Flanegan, of Meyersdale, one of the most enthusiastic Irish-Republicans we have ever had pleasure of knowing, dropped into the Herald office for a "short spell" Monday morning. The 'Squire's enthusiasm following the election of "Brother Ben" was unlimited and the melody of the choir, led by himself, as they sang, "There'll be no Grover there," reverberates in our ears as we reflect upon the hour passed in this sanctum the night following the Somerset jubilation over Republican success.

Irvin Pile, of Somerset, is visiting John D. Zimmerman, manager of the U. S. Express Company in this city. Mr. Pile carried the first mail across the plains from Ogden to Sacramento in 1851, and drove the first coach into Sacramento ever seen there. He drove the first express wagon in Somerset in 1872. when Mr. Zimmerman was manager of the B. & O. Express in that place. Mr. Pile is an old man, and is a brother of Associate Judge Pile, of Somerset county.—*Pittsburg Times.*

Friend "Irve" is the the youngest "old man" of our acquaintance.

Charles Lessing a German peddler, between sixty and seventy years of age, who has made his home with Paul Miller, a short distance from Bakersville, died at Rockwood Saturday morning, under very peculiar circumstances. Lessing came to Rockwood Friday afternoon and stopped at J. B. Critchfield's. He complained of feeling unwell and dosed himself freely with golden tincture during the night. He died amid great suffering at an early hour Saturday morning. An inquest was held by Esquire Gildner, Justice of the Peace from that borough, and the jury returned a verdict of suicide by taking an overdose of sulphuric ether, or golden tincture.

After spending the greater part of a week, holding day and night sessions, at which the half-dozen different plans with specifications for a new jail were carefully gone over and considered, the County Commissioners Saturday morning selected three which they forwarded to the State Board of Health, with a request that that body would indicate which plan they would approve. The Commissioners expect to let the contract during the present week. No matter which plan the Commissioners may adopt, it is expected that the new prison will be sufficiently secure as to obviate the necessity of employing day and night guards, and that it will do away with the barbarous practice—in the present case a necessity—of keeping the inmates confined in fetters, no matter what the grade of their crime.

JOE NICELY SHOT TO KILL.

His Aim was Accurate, but a Pass-Book Deflected the Course of the Ball

And Saved the Life of Deputy-Sheriff "Milt" McMillen.

THE WOUNDED OFFICER SLOWLY IMPROVING.

The Second Ball Located.

The Attempt to Escape was to Have Been Made Friday Night, but the Plans Miscarried—The Murderers Afraid of Being Taken from the Prison and Lynched—An Effort Being Made to Run Down the Parties who Furnished the Tools and Guns.

Contrary to all expectations, Deputy Sheriff McMillen, who was twice shot by the Nicely brothers in their desperate attempt to escape from custody, is still living, is slowly regaining strength, and his ultimate recovery is confidently looked for.

Drs. Brubaker and Kimmell have been assiduous in their attendance upon him, while his brother, Dr. S. J. McMillen, has charge of the sick room. The present favorable condition of the plucky officer is greatly owing to the skillful medical treatment and careful nursing he has received. Dr. McMillen has had considerable hospital experience, particularly in attending patients suffering from gun shot wounds, and his brother is now receiving the benefit of his knowledge and experience in that direction. The doctor was on a pedestrian tour, having walked to a point in Virginia, beyond Petersburg, when the shooting occurred. He heard of it on Tuesday morning, and at once started for home, where he has been in constant attendance at his brother's bedside since his arrival.

While the chances for recovery are at present in the wounded man's favor, his condition is still very precarious, and it will be a long time before he fully recovers, if he ever does, from the effects of the murderous attack made upon him last week. If the wish expressed by many of his friends that he may live to pull the rope on the cowardly villains who attempted to murder him is to be granted, the day of execution will have to be delayed for some time.

THE BALL LOCATED.

While the one ball passed entirely through his side, and was afterwards found in the jail hall, the other one lodged in his body, and it was only Friday that the attending physicians were able to locate it. It was found to be imbedded in the muscles of the back in the region of the spine, and it was not deemed prudent to attempt to remove it. It is not thought that any serious trouble will arise from allowing this ball to remain where it is.

JOE NICELY SHOT TO KILL.

"Do you think Joe meant to kill you?" asked a Herald scribe of the wounded officer, on the occasion of a recent visit.

"Of course he did; there can be no doubt of it," was the reply. "While I was struggling to keep the muzzle of his revolver away from my heart, his every effort was directed toward getting a shot at a vital part. He kept watching his revolver much more closely than he did me, and then, when he was told where the bullets had struck me he said at once that it wouldn't kill me; that it was too low; showing that he had full knowledge of where to shoot to kill.

The instant it covered my heart, he pulled the trigger. The second shot was not fired till eight or ten seconds afterward, when he got another crack at the same spot. That he was shooting to kill, and what he was aiming at, is shown by the holes in my side. They are scarcely half an inch apart, and if it had not been for my pass-book, I would not be talking to you to-day."

THE PASS-BOOK SAVED HIM.

For a long time I have carried this book in my upper left vest pocket. The first bullet struck the book, which deflected its course, or it would have gone straight in, and probably struck my heart."

The book was produced and showed clearly that the bullet had been slightly turned in a downward direction by coming in contact with it. A clean hole was made through the top cover and the first few pages, while only the outside edges of the other pages, and the lower cover was cut by the bullet.

"Oh, Joe is an old-timer at this sort of business, and an expert shot," continued the Deputy Sheriff. "Did the similarity of the way that Herman Umberger and myself were both shot ever strike you? Umberger must have wrestled with Joe much the same as I did, and the balls entered his body almost precisely at the same place they entered mine, only Umberger didn't have a friendly pass-book to divert the course of one of the balls, and it passed through his heart and killed him. The revolvers used were of the same calibre and pattern. If I had had my revolver Joe would never have shot twice. He got the drop on me, but I would have had the second shot," and the brave young officer, his face contorted by the intense pain he was enduring, sank wearily back on his pillows.

"THEIR PLANS MISCARRIED,"

said one of the inmates of the prison. "If you will promise not to give me away, I will tell you all about the plan that was made for breaking jail that resulted so disastrously for Joe and Dave."

Upon being assured that his name would not be mentioned in connection with the affair, he said: "We would have gone the night before the day the hole was discovered in the wall, if it hadn't been for Joe. We had everything ready, but Joe said 'he'd be d—d if he was going to crawl through any hole—that he was going out through the door.' The plan was for "Shorty" to hold Keifer up with a revolver, while Joe was to cover Milt. We expected that they would both throw up their hands, as we would have the call on them, and we would march them into a cell and lock them up. We knew that the Sheriff's Winchester, and likely several revolvers could be secured in the room adjoining the jail, and we expected to take them before leaving. We knew just where the Winchester was kept. When the shooting took place in the hall we didn't know who was doing it, so were afraid to go out. We didn't know but what Milt had gotten hold of his rifle, and would let us have it if we attempted to go out, so we remained quietly where we were. The reason that we selected the time for the break we did, we knew that Richardson was not generally about at that time of day, and that the Sheriff was away from home. We thought we could scare Milt, but we were mistaken in our man. He had more sand than we gave him credit with having."

AFRAID OF BEING LYNCHED.

Ever since their attempt to escape, the Nicely brothers have been confined in separate cells. Several guards do duty inside the prison during the night, while several more are stationed on the outside. The prisoners have been extremely nervous, and have slept but little. At every unusual sound during the night they become greatly frightened, and imagine that a lynching party is about to attack the jail. About two o'clock Tuesday morning the report of several gun shots were heard north of the jail, and the condemned men at once concluded that the much dreaded lynching party was coming. They called to the watchmen and begged piteously for protection, and pleaded that they be protected from the party who were coming to take them out and hang them. Joe was the most abject coward of the two, and he was a pitiful object, indeed, as he alternately called upon his God and the watchmen to protect him from an imaginary danger. Dave cowered in a corner of his cell, but made less of an outcry than Joe.

WHO FURNISHED THE GUNS?

While Joe Nicely says the revolvers were handed in at one of the side windows Sunday evening, Dave and several of the other prisoners say they had been in for about four weeks—some time before the hole was dug in the wall. The county authorities have offered no reward, and have made no effort to discover who furnished the prisoners with the guns and tools. Other parties, however, have been at work in the matter, and it is probable that several arrests will be made ere another week has elapsed. Three of the revolvers were made by Smith & Wesson, and the other was a Barrington & Richardson. They were all new. Each revolver made by Smith & Wesson is numbered, and a record is kept by the manufacturers, by number, of every weapon sold, and to whom. The wholesaler that the manufacturer sells to does the same thing in turn. It is already definitely known where the Barrington was purchased, and by whom, and it is thought that in this way the Smith & Wesson's can be easily traced. The parties that furnished the revolvers also furnished the tools. That Joe Nicely is lying, and that the revolvers came into the prison at the same time the tools did, is apparent. One thing is certain, every possible effort should be made to hunt down and punish the scoundrels who furnished them.

THEY WERE TO HAVE GONE FRIDAY NIGHT.

It is now almost certain that the escape was to have been attempted Friday night, and that something transpired that caused a change of program. The report was in circulation all over the county Sunday that the Nicelys had escaped, and the Greensburg *Press* of Saturday, the 14th, contained the following:

"A report reached here this afternoon that the Nicely boys, under sentence of death for the murder of old man Umberger, in Somerset County, made their escape from that institution during the night. The report comes from a reliable party, who left Somerset this morning."

In a subsequent issue, the *Press* says that a detective visited its office on Tuesday night and made inquiry as to the source of its information. The detective expressed the belief that their escape was to have been made Friday night, and their friends, knowing this, and supposing it had been made, circulated the report. The *Press* informant vouched for its accuracy, saying that it had been circulated by a resident of Somerset.

NO RESCUING PARTY WANTED.

"Joe" Nicely writes almost as glibly as he talks. In a letter written to Westmoreland county friends several days following his daring attempt to escape, he says: "I suppose you have heard of our attempt to escape. It is not near as bad as the newspapers make it. I don't want any of our friends to try to help us out at this time, as the people over here are keeping a close watch and it would only result in bloodshed and I don't want to see that. Ed Richardson, the night-watchman, is about the best friend I have over here, and I wouldn't see him hurt for the world."

A LETTER OF SYMPATHY.

Office of W. A. S. Bird,
Attorney and Counsellor at Law,
Topeka, Kansas, Sept. 21, 1889.

Milton McMillen, Esq.,
Deputy Sheriff, Somerset, Pa.

Dear Milt:—

Though many miles away, my warmest sympathy goes out to you as I think of the horrible and murderous attempt to take your life while in the discharge of your official duty, as narrated in the old Herald. May a merciful God spare your life, and may you live to see the day when the black-hearted murderers pay the penalty they so richly deserve. You have shown yourself a man of bravery and honor, and the "Frosty Sons of Thunder" will be with you, not only in sympathy, but genuine and hearty approval of your courageous conduct as a tried and true officer.

With best wishes for your speedy recovery from your wounds, I am, as ever, your friend,

W. A. S. Bird.

A SUSPICION THAT THE MURDERERS ROBBED FARMER RANKIN.

The Pittsburg *Post* has this information about the Nicelys: William Rankin, who lives on the farm in Ligonier Valley, which adjoins that of the father of the Nicely brothers, who are to be hung for murder and who escaped from the Somerset jail, was recently robbed of notes, bonds, mortgages and other valuable papers to the value of $13,000 and a sum of money. It cost the old gentleman $700 to get the stolen papers duplicated.

Of late it has been alleged that the Nicely boys took the papers. A man called on Mr. Rankin after the Nicelys were arrested for murder and said he could get the papers for $100. This was refused. Circumstances led to the belief that the men awaiting death broke in Rankin's house and took the papers.

The father of the murderers is a very respectable old gentleman. The boys were what could be termed good, religious men. One of them led a church choir. Reports from the Somerset jail state that prior to the shooting of the turnkey and escape they spent the time acting as court and judge trying, condemning and executing a dummy in their cell.

AS MIGHT HAVE BEEN EXPECTED.

From the Pittsburgh Times.

The escape of two murderers from the Somerset jail Monday is one of those things which might almost have been described in advance, and located in any one of half a dozen neighboring counties where murderers happen to be awaiting death. The conditions of an escape already exist in old and insecure jails and careless regulations.

It is but a short time since a jail delivery at Somerset was prevented by the merest accident of an officer showing some visitors into an empty cell, and discovering a hole almost through the wall. It is a shorter time since Beaver county lost a prisoner under ridiculous circumstances. Yesterday two murderers under sentence of death, attack the Deputy Sheriff with revolvers, shoot him down and escape. The revolvers have been carried in by their friends, and they are even better armed than their guards. This, of course, is the shabbiest sort of a mockery of imprisonment.

In many such county jails, like that in Somerset, the guard is about all there is of the prison. Once be is disposed of, the way is clear, and the character of the structure gives desperate prisoners plenty of chances. There are a lot of old ramshackle buildings in use as jails in rich counties of this State which would scarcely hold a pig of ordinary enterprise. County Commissioners, either from inherent stinginess or from fear of the political effect, do not make a move toward replacing them with new ones. One grand jury after another closes its eyes, and draws its fee, and goes home to scrape potatoes and save the skins, until by and by there is a general jail delivery, with perhaps a murder or two by way of incident. That has been the practice in Somerset county, and it has plenty of company.

For Men and Boys.

For Men's Underwear, in white, gray, red, camel's hair, and natural wool, and for leather and cloth gloves, go to, Mrs. A. E. Uhl's.

The New Confluence Road.

There is some doubt as to the terminus of the new railroad being built from Confluence up the Youghiogheny river, in Garrett county, Md. It may be Oakland, and it may be Deer Park. The officials of the Oakland and State Line Railroad Company, which is making the extension, decline to give out their plans. It is thought, however, that the road will be extended up the Youghiogheny river to Horseshoe run, and then up that stream through West Virginia, ultimately connecting with the West Virginia Central or the Chesapeake and Ohio.

For Ladies' and Children.

Ladies' and Children's Underwear in largest variety and lowest prices, at Mrs. A. E. Uhl's.

Oats Wanted.

Five thousand bushels of good White Oats wanted, for cash or trade. M. Schrock.

The Wheels Go Round.

FIRST DAY'S OUTPUT OF THE LEGAL MILL.

A. E. Finnegan, Esq., Sworn as Foreman of the Grand Jury.

THE MEYERS AND SHAULIS CASES CONTINUED.

Motions Made—Nolle Prosequi's Entered—Several Minor Cases Tried—A Small Crowd in Attendance—No Action Taken in the Murder Cases.

The regular September term of Court convened at 10 o'clock a. m. Monday, with Judges Baer and Pile on the Bench. About thirty minutes later Judge Shaver arrived from his home in the country and took his seat beside his colleagues. The bar list was called over, and various motions were made by the different attorneys.

ALL PRESENT BUT TWO.

When the names of the Grand Jurors were called, all answered present, but two. The Court appointed Amos E. Finnegan, Esq., of Meyersdale, as chairman of that body. In his charge to the Grand Jury Judge Baer urged upon them the necessity of their being as expeditious as possible in handling the different bills that would be laid before them by the District Attorney, as there were a great number of cases on the list, and the Court would be dependent upon them to furnish the work. He also notified the clerk not to swear any grand juror who came in after that time, but to give him a certificate for his day, and mileage.

The list of traverse jurors was called, and of the fifty summoned all but eleven answered to their names. The most of the absentees reported at the opening of the afternoon session.

SHAULIS AND MEYERS CASES CONTINUED.

On motion of counsel for the defense, the case of the Commonwealth vs. Dr. W. H. Meyers was continued, on account of the sickness of a material witness. The defendant renewed his recognizance.

The case of the Commonwealth vs. George J. and David J. Shaulis was continued, on account of the prosecutrix being unable to be in attendance. The defendants renewed their recognizance in the sum of $5,000 each.

J. H. Uhl Esq., made application for the discharge of Cyrus A. Just, a traverse juror, on account of sickness. Excused.

John R. Scott, Esq., made application to have Fremont Younkin excused from serving as a traverse juror. Refused.

George R. Scull, Esq., made application to have John Groff excused from serving as a traverse juror. Refused.

Val Hay, Esq., presented the return of viewers appointed to view a road in Summit Township. Confirmed.

John H. Uhl, Esq., presented a petition for viewers to inspect a bridge built over Gladden's Run, in Southampton Township.

W. H. Koontz, Esq., presented a petition asking for the continuance of the commission of F. J. Kooser, Esq., Auditor in the estate of Frederick Gouder, dec'd.

F. J. Kooser, Esq., presented the report of the Auditor in the estate of John Putman. Confirmed.

Mr. Scott presented the report of the jury of an inquest held on the body of Charles Branton. Approved.

Mr. Endsley presented a petition for the appointment of viewers for a road in Greenville Township.

Mr. Meyers presented a petition for the appointment of viewers for a bridge over the Casselman river.

NOLLE PROSEQUIES ENTERED.

District Attorney Biesecker, by permission of the Court, entered a *nol pros* in the following cases:

Com. vs. Jonas H. Miller and Austin Rhoads; Supervisors of Black township. For neglecting to repair a certain road, on information of Josiah Woy.

Same vs. David H. Flick, F. & B.

Same, vs. Herman and Jacob Pahl; A & B.; on information of —— Pahl.

Same vs. Peter Albright; A & B. on information of Samuel Swarner.

Same vs. Charles Meyers; statutory burglary, on information of Havey M. Cover.

Same vs. John Anderson and Mary Dallas; A. & B. on information of David Romesburg.

The two cases of the Com. vs. Frank Rhoads were continued, and the defendant bound over.

FINDINGS OF THE GRAND JURY.

The Grand Jury had acted upon the following bills up till Tuesday noon:

Com. vs. Levi Deal; A. & B. on information of John T. Ravenscraft. Not a true bill and the prosecutor to pay the costs.

Same vs. John Ravenscraft, John T. Ravenscraft, and Theodore Ravenscraft; A. & B., on information of Levi Deal. A true bill.

Same vs. E. O. Rederick; A. & B. with intent to kill, on information of John Ream. A true bill.

Same vs. David L. Lohr; Larceny, on information of Lincoln A. Lohr. A true bill.

Same vs. Ezra Young; assault with intent to kill, on information of Harvey Speigel. A true bill.

Commonwealth vs. A. V. Carpenter; furnishing intoxicating liquor on Sunday, &c., on information of Charles Cummins. Not a true bill, and the county to pay the costs.

Same, vs. J. W. Cribbs; same charge and same finding.

Same. vs. John Mowry, F. & B; on information of Susan E. Barnhart. A true bill.

Same vs John Snyder; A. & B., on information of John Stein. A true bill.

Same vs. Levi Deal; A. & B. A true bill.

Same vs. Wm. J. Higinbotham; A. & B., on information of C. F. Rhoads. A true bill.

Same, vs. Benjamin Day; Seduction and F. & B.; on information of Mary E. Deneer. Not a true bill; county to pay costs.

Same, vs. Josiah Zerfoss, Daniel Darr, George Bittner and Adam Sumpstine, Supervisors of Somerset Township; for neglecting to keep in repair a certain road; on information of Valentine Hay. A true bill.

Same vs. Simon Wagaman, cutting and removing timber trees, on information of Henry Gering. A true bill.

ORPHANS' COURT.

In the estate of C. C. Musselman, late of Somerset Borough deceased, the order of sale was continued.

In the estate of Frederick Gonder, late of Somerset township dec'd, the order of sale was continued.

In the estate of Clark H. Benford, late of Somerset borough deceased, the widow's election of personal property was approved.

In the estate of Jacob Berkey deceased, the widow's election was approved.

In the estate of Jacob M. Walter, the order of sale was continued.

In the estate of Daniel C. Yoder, the Sheriff's inquest was confirmed.

In the estate of Christian Hochstetler, the real estate was adjudged to John Hochstetler.

In the estate of Herman Umberger, an inquest was awarded.

In the estate of Perry Walker, the order of sale was continued.

In the estate of Edward Kimmell, the order of sale was continued.

In the estate of Jacob Knable, the widow's election was approved.

In the estate of Catharine Smith, Joseph Mowry was appointed Trustee.

In the estate of Andrew Flick, the Auditor's Report was confirmed.

In the estate of Jacob S. Livengood, the widow's election was approved.

In the estate of Jacob Blough, the sale of real estate was confirmed and the trustee was authorized to make deed.

In the estate of Samuel Walker, the Sheriff's inquest was confirmed.

CASES TRIED.

The first case called for trial was that against Jacob Cromer, charged with forcible entry and detainer. Almost the entire afternoon, Monday was consumed in the trial of this cause which resulted in a verdict of not guilty and E. L. Knupp to pay the costs.

The next case called for trial was that of the Commonwealth vs. David L. Lohr. He was charged with the larceny of a pair of pantaloons from his cousin Lincoln A. Lohr. The jury acquitted David, and he walked proudly out of court with the pantaloons in question thrown over his arm. He had been in jail for three months and was certainly entitled to the pantaloons.

E. O. Rederick, charged with assault and battery in knocking down Esquire John Ream with a poker, was next placed in the dock. Rederick is the constable of Confluence borough. The jury have been out for half a day, and at the time of our going to press have not yet agreed upon a verdict. They are evidently undecided whether to put the costs on the justice who was knocked down, or on the constable who knocked him down.

The two cases against Josiah Zerfoss, Daniel Darr, George Bittner, and Adam Sumpstine, Supervisors of Somerset Township, indicted for neglecting to keep certain township roads in repair, occupied the boards Tuesday afternoon, and are still on trial at this writing.

COURT NOTES.

Frank S. Cunningham was sworn in as Deputy Sheriff Tuesday afternoon.

A. B. Conrad was appointed a special tipstaff by the Court.

When the case of the Commonwealth vs. John Snyder was called, the defendant did not answer and his recognizance was declared forfeited.

E. L. Pugh was appointed constable of Brothersvalley township.

The Grand Jury have not yet acted on the indictments in the murder cases.

The crowd in attendance has not been as large as was generally expected.

Under the Hammer.

The following properties, advertised in the Herald for the past four weeks, were sold in the Court House by Sheriff McMillen on Friday afternoon. There were but few purchasers present, and the bidding was not very spirited:

All the right, title, interest and claim of T. E. Watson, Administratrix of J. E. Watson, in three certain tracts of land situate in Greenville and Elklick Townships, was sold to Wm. H. Dull for $50.

A house and lot in Confluence, the property of Cyrus Burnworth, was knocked down to Missouri McNear, on a bid of $25.

Isaiah Sipe's house and Lot in Stoyestown Borough, was purchased by Jonas F. Sipe, for $250.00.

S. S. Schrock's interest in a farm in Somerset Township, was sold to Eliza M. Schrock for $1500.

A tract of land, containing five acres, in Elklick Township, the property of Wm. J. Shoemaker, was bought by Polly Schrock for $50.

Re-Embarkment.

We are again upon our feet, and will continue business upon a solid basis. We have added a large full stock of Clothing and Dry Goods, which you will find bright, new, and of latest styles. Knepper & Ferner.

An Old Village with New Life.

Somerfield, Somerset Co., Pa., September 16, 1889.

Editor Herald:—Having spent a few days in Somerfield, formerly called Smithfield, and immediate neighborhood, I hand you a few notes in respect to its past and present condition. It is located on the east side of the Youghiogheny river, in the southwest corner of Somerset county, and on the well-known National turnpike. It assumed village proportions away back in 1818, at the time of the construction of the pike, and attained quite a reputation for its first-class hostleries—its inns being known to the traveling public, east and west, as among the best eating houses from Baltimore to Wheeling.

Up to 1851 the National turnpike was one of the best and most extensively traveled thoroughfares between the east and west; but in this year the traveling public was transferred to the plank road running through Somerset, from Cumberland, Md., to West Newton, Pa. This transfer of travel and that which shortly followed on the completion of the Pennsylvania, and Baltimore & Ohio Railroads, gave the old town a backset, which resulted in reducing its population, and even its buildings, fully to one-half of what they formerly were. Although so favorably located in respect to magnificent scenery, good water and pure mountain air, Ichabod seemed destined to be written all over it—its former glory having apparently departed forever, thus leaving it to the fate of Goldsmith's deserted village. But fortunately fate had in reservation a better and brighter future for it than that.

Almost a year ago a wide-awake eastern gentleman spent a few weeks at a favorite summer resort in the old town, and wisely conceiving that there would be money in opening an avenue for the transportation of the fine lumber lining the banks of the Youghiogheny river, and the rich mineral products hidden among the hills, agitated the question of a railroad from Confluence to a point some twelve miles above Somerfield, in the north-western part of Garrett county, Maryland. The idea being favorably received by a few eastern capitalists, a speedy survey was made and a charter secured; and in an incredibly short space of time the road was commenced, and the work pushed so vigorously that the road-bed is already finished and rails laid to a point only a few miles from its terminus. Construction cars are making two and three trips daily from Confluence to some miles above Somerfield. It is expected that the whole of the road will be in running order by the middle of October, when the event will be celebrated by a grand opening. The road and rolling stock will not be what some of the envious residents of neighboring little villages say it will be—a one-horse, narrow-gauge one—but a broad-gauge, first-class railroad in all its appointments—including road-bed, water-tanks, stations, ties and first-class steel rails.

There are no flies on its enterprising President Mr. Henry and its Board of directors. It will ultimately be extended farther South up one of the Yough's tributaries, forming a connection with the B. & O. railroad at or near Oakland, Md.

Somerfield will be its principal station—the old pike making it easy of access for both eastern and western passenger and freight traffic. The town already is reaping the benefit of the enterprise, its business being boomed to a point seldom known in the palmy days of stage coaches and wagons. Real estate has advanced from 100 to 200 per cent. Few other villages of the county show as much life and activity as it now does. Property holders are improving their buildings and new ones are going up. A fine store room, modern in all its details is near its completion, and one of the finest flouring mills in Western Pennsylvania, with the newest and most approved roller process, has been put up, at a cost of some $8,000.00. The mill is in successful operation, turning out flour equal in quality to the best Vienna in market.

A former resident of Somerfield visiting, the old town is as much surprised at the change that has taken place in it, as Irving's Rip Van Winkle was after his twenty years' little nap over the transformation of his native village.

Visitor.

For Ladies and Children.

Kid and Cloth, Gloves and knit Mittens for ladies and children, at Mrs. A. E. Uhl's.

Wants to Know if we can Hold Them.

Harper, Ill., Sept. 19, 1889.

Editor Herald:—

Dear Sir:—Enclosed find stamps for subscription to the Herald. I want to see if your officers have sand enough to take care of the Nicely Brothers, or whether they will give them a chance to shoot all you Somerset County folks, and then make their escape.

Yours Truly,
C. Bowman.

Ladies' and Children's Wraps.

For Ladies Plush, Cloth and Jersey Jackets, Newmarkets, Plush Coats, Cloth and Plush Wraps, and a full line of Misses' and Children's Wraps, new and cheap at Mrs. A. E. Uhl's.

In the Recorder's Office.

Deeds Recorded—Letters Granted—Marriage Licenses Issued.

DEEDS RECORDED.

Frederick Treber to Samuel G. Coughenour, property in Allegheny township; consideration $800.

Samuel Statler Sr., to George D. Manges, property in Shade township, consideration $4,500.

Samuel P. Miller Administrator to Jeremiah A. Miller, property in Summit township; consideration $50.00.

Joseph A. Boyer to Henry Yonker, property in Paint township; consideration $150.

Melinda Demmitt to Jackson Demmitt, property in Ursina borough; consideration $600.

A. E. and J. W. Young to Henry Schnabley, property in Meyersdale; consideration $700.

Michael A. Sipe to George W. Friedline, property in Jenner township; consideration $1,200.

Joseph A. Boyer to Lewis Heisel, property in Paint township; consideration $25.

Salisbury & Baltimore Railroad & Coal Company to Henry Rodaman, property in West Salisbury; consideration $40.

LETTERS GRANTED.

To N. B. Critchfield Administrator of the estate of William Rodgers late of Shade township deceased.

To Isabella C. Krissinger and H. B. Philson Administrators of C. A. M. Krissinger late of Berlin borough, deceased.

To Herman W. Berkey Executor of the estate of John Grady late of Quemahoning township, deceased.

To Barbary Geisel, Executrix of the estate of Peter S. Boyer, late of Stonycreek township deceased.

To Robert P. Brant, Administrator of the estate of Otis Wilson, late of Stonycreek township, deceased.

To John Mowry Executor of the estate of Abraham Shaffer, late of Allegheny township, deceased.

MARRIAGE LICENSES ISSUED.

George Judy and Missouri C. Christner, both of Garrett.

Jacob West and Eisle McClure, both of Ligonier township, Westmoreland county.

William Henry Kalbfleish, of Blackburn, Westmoreland county, and Mary E. Hutzell of Boynton Mills.

Albert Dively and Laura J. Glessner both of Stonycreek township.

Nelson Sanner and Ida Marker both of Black township.

John J. Bowser and Annie Bowman, both of Somerset township.

Harvey N. Cober and Sallie A. Knepper, both of Brothersvalley township.

Lloyd D. Stufft of Jenner township and Lucy M. Barnett of Somerset township.

Walter M. Sechler and Mattie E. Vought, both of Upper Turkeyfoot township.

They Must Have It.

Ligonier, September 18, 1889.

Somerset Herald—Send one hundred and fifty copies Herald containing full account of escape of Nicely brothers at once.

W. W. G.

Anticipating an increased demand we had "run off" some six hundred additional copies but when the above telegram and several others of similar purport were received, at nine o'clock Wednesday morning, our press was again put in motion and "half-sheets" equal in number to the average circulation of several of our county contemporaries, were quickly "struck" and as quickly disposed of. Our carrier, "Gilhooly," reaped a rich harvest and when newsdealer Fisher's boy came in with an order for all the "extra's" we had we were forced to "turn him down" with sixty copies.

Teachers' Special Examination.

The special examination announced for Somerset, October 5th, will be held on Saturday, September 28th, instead. Applicants will have an opportunity to secure either professional or provisional certificates.

J. M. Berkey,
County Superintendent.

For Rent.

At Rockwood, a storeroom 60x20 feet. Well ventilated and in good condition, with lamps, counters, shelving, &c. For terms, and further information, apply to

Mrs. Alice Simmons,
Rockwood, Pa.

Notice.

Persons owing me note or book accounts will please call and pay the same. Owing to the sickness of the parties to whom I sold my store, I will be unable to come to see you. I need money badly and unless I can collect money I will have to make costs on the notes and accounts I hold.

J. B. Snyder.

Nothing New.

Lancaster Gingham and Columbia Shirting at 8 cts. a yard, and Wipped Sheetings at 12 cents, are old established prices for years at Mrs. A. E. Uhl's.

A Dastardly Act.

One of the most dastardly and fiendish acts that we have been called upon to record happened at Stony Springs, about four miles north of Greensburg, on Tuesday night, at which time some fiend in the guise of a human being shaved the tails of three colts belonging to Andrew Bush, an honest, industrious farmer at that place. The animals were valuable and were aged respectively 4 months, 1 year and 2 years. It is to be hoped that the guilty wretch, whoever he may be, will be discovered and dealt with as his dastardly action deserves.—*Greensburg Press.*

For Comfort.

Flannel Skirts for $1.00, and flannels from 18 cts. up, at Mrs. A. E. Uhl's.

Mike Will Pay.

"Hello, Mike; shake! How are you?"

"I'm all right, Fisk; thank you."

"Where are you going, Mike?"

"Why, Fisk, I am going to Somerset to pay my account to J. B. Snyder; he has sold out his store and wants his money."

"Yes, Mike, I paid him last week, and Snyder told me that unless the persons owing him money would come, and settle soon and pay their accounts he would have to make costs, as it was impossible for him to go out and see every person that owed him. I know that Snyder needs his money and he should be paid."

"Well, Fisk, he will have what I owe him to-day. Ta, ta."

A Voter Must Pay Tax.

Until a voter reaches the age of twenty-two years, he can vote without the payment of any tax; but if twenty-two years of age or upward on the day of the election, he must have paid a State or county tax within two years immediately preceding the time he offers to vote, which must have been assessed two full months, and paid one full month before the day of the election. The tax may have been assessed six years before the date of the election.

ROYAL

BAKING POWDER
Absolutely Pure.
This powder never varies. A marvel of purity, strength, and wholesomeness. More economical than the ordinary kinds, and cannot be sold in competition with the multitude of low test, short weight, alum phosphate powders. Sold only in cans. Royal Baking Powder Co., 106 Wall St N. Y.

NOTICE! NOTICE!

Our line of New Fall and Winter Goods is now complete, which line we ask you to inspect in person, or by sending for samples before you buy. Below we will note a few of the new things:

DRESS GOODS.
Mohairs, Black and Colors, 50 Cents to Finest Grade.
Secilians, " " " " " " "
Eng. Serges, " " 45 " " " "
Wool Henriettas, Black and Colors, 39 Cents to Finest Grade.

CLOAK DEPARTMENT.
New Line Jerseys, 50 Cents to Finest Grade.
" " Jackets, $3 00 " " "
" " Newmarkets, $5 " " "
" " Plush Jackets, $10 to " "
" " Sacques $16 to " "

GLOVES, HOSIERY AND UNDERWEAR DEPARTMENT.
We have many Special Bargains in this line. Our fast black Wool Hose at 25cts. are extra good.

NEW TRIMINGS.
Fringes, Waids, Gimps, and everything in the Trimming Line at Low Prices.

We invite you to give us a call, or would be pleased to send you Samples.

KNABLE & SHUSTER,
35 Fifth Avenue, PITTSBURGH, PA.

ESTABLISHED 1831. ESTABLISHED 1831.
PALACE OF MUSIC.
MELLOR & HOENE,
77 Fifth Avenue, Pittsburgh, Pa.
Hardman, Krakaner, Harrington, and Kimball Pianos,
PALACE ORGANS.
The Best Pianos, The Best Organs,
The Lowest Prices, The Easiest Terms.
Mr. E. C. Welch, of Friedens, sells for us in the Somerset district., and persons wishing to purchase an instrument will do as well, and get one at the same price, as they would by coming to Pittsburgh. Write for Catalogues, Terms, &c., to
E. C. WELCH, Friedens, Somerset County, Penn'a.

Louther's Drug Store,
Main Street, Somerset, Pa.
This Model Drug Store is Rapidly Becoming a Great Favorite with People in Search of
FRESH AND PURE DRUGS,
Medicines, Dye Stuffs, Sponges, Truses Supporters, Toilet Articles, Perfumes, &c.
THE DOCTOR GIVES PERSONAL ATTENTION TO THE COMPOUNDING OF
Physicians' Prescriptions AND Family Receipts
GREAT CARE BEING TAKEN TO USE ONLY FRESH AND PURE ARTICLES
SPECTACLES, EYE-GLASSES,
And a Full Line of Optical Goods always on hand. From such a large assortment all can be suited.
THE FINEST BRANDS OF CIGARS
Always on hand. It is always a pleasure to display our good to intending purchasers, whether they buy from us or elsewhere.
J. M. LOUTHER, M. D.
MAIN STREET - - - - SOMERSET, PA.

FERNER BROS.
Reliable Close-Priced Shoe Store.
Petiole Congress.
This cut represents the Emerson Petiole Congress in Kangaroo, Porpoise, Cordovan and Calf; has a double gore—one being placed back, and the other in front of the ankle-bone—thus preventing the straining of the rubber on the ankle-bone and preventing the gore against being chafed and defaced by interfering. Without question the coming Shoe is the

CONGRESS GAITER.
LADIES FINE SHOES Of All Latest Styles, Flexible Hand-turned, Hand-Welt, &c., &c.
W. L. DOUGLASS' Famous Gents' $2.50, $3 and $4 Shoe. Also, sold. Working Shoes, with Leather counter and insole.
We respectfully call attention to the fact that we constantly keep in stock a large line of the most seasonable and most serviceable goods, of the latest styles in the trade, and we always invite comparison of our prices with those of other dealers. CALL AND SEE US.
FERNER BROTHERS, Somerset, Penn'a.

SUCCESS ASSURED!
OF THE GREAT
Pittsburgh Exposition.
ENTHUSIASTICALLY ENDORSED BY THE PRESS AND PEOPLE.
Magnificent Floral Display! Unequaled Art Exhibit!
Concerts Every Afternoon and Evening by the Famous Great Western Band of 40 Pieces.
ALL DEPARTMENTS NOW COMPLETE.
OPEN DAILY FROM 9 A. M. TILL 10 P. M.
ADMISSION—Adults, 25 Cents; Children, 15 Cents.
Excursion Rates on all Railroads.