The Somerset Herald.

GEORGE R. SCULL, Editor.

WEDNESDAY.....October 2, 1889.

School is open, and our Willie,
When he gets a quiet chance,
Goes and puts a double lining
In the basement of his pants.
—*Washington Evening Capital.*

Perfume cases at Biesecker & Snyder's.

All kinds of trusses at Biesecker & Snyder's.

Eye glasses and spectacles at Biesecker & Snyder's.

Alabastine is all colors at Biesecker & Snyders.

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

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

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

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

Mr. Joseph Pulitzer, proprietor of the New York *World*, offers to be one of twenty-five people to subscribe $100,000 each as a preliminary fund for the World's Fair.

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. TRENWELL & Co.

The *Medical Review* promises a future article on "What to Do When Stung by a Bumblebee." Perhaps the *Medical Review* will suggest sending for a doctor instead of yelling "O, Jerusalem!" at the top of the voice. Fellows who have been there won't wait for such a cue.

Farmers, Ground Alum Salt is the best for stock, in the market. Only one dollar per barrel, 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.

John W. Sams tells the Bedford *Gazette* that he served as a sharpshooter before Vicksburg in April, 1863, and that he fired 63 shots, 73 of which he saw take effect, the unhorsing A. P. Hill. He says the statement sounds large, but he declines to retract a single victim.

Our account is not large with me now, but after the 20th, if not paid by that time, will grow larger, as I mean to add costs. Call and pay before that time and save costs.
J. B. SNYDER.

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.

Drillers at the old "water well" at Irwin, which was abandoned some time ago at a depth of about 2300 feet and work upon which was resumed about a week ago with a view of going to the "Gordon" sand in search of oil, struck gas two days ago 2030 feet down.

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 feed, or a pound of coffee.

The Hotel Hamilton, of Pittsburgh, whose advertisement is found in another column, is centrally located and easy of access from all parts of the city. Rates are reasonable, and accommodations strictly first-class.

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

Mr. H. P. Graffins, an Altoona lawyer writes to a friend that he killed six black squirrels at one shot three days ago. "His great tail was in consequence of his forgetting to remove the ramrod, which plunged through the sides of the squirrels who were sitting in a row on a barn and in an excellent position for the marksman." The rarest dropped to the ground, dangling to his rod, to his "utter amazement."

We have on hand a large number of good brick which we will sell in quantities to suit the purchaser. Prices very reasonable. Yard opposite the planing mill.
HOLSINGER BROS. & PARSONS.

Two glasses of iced beer killed Ira Paine, the famous American marksman who lately died in Paris. He was of robust physique, died in great agony. Death ensued not long after feeling the oppression in the chest which the beer had caused.

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

Thirteen thousand gallons of water per minute are being flung down the shaft of the Delaware and Hudson Canal Company's burning colliery at Olyphant, which has been on fire for some days.

Justice Field has presented Nagle, whom he considers saved his life by shooting Judge Terry, with a magnificent gold watch and chain, appropriately engraved. The presentation took place in the presence of a large number of people, and Justice Field, in a speech full of emotion, stated the debt of gratitude he felt toward Marshal Nagle.

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.

Brussells, Ingrains, Hemp, Matting, Rugs, Mats, Floor and Stair Oil Cloths.

Ladies and Childrens' Coats, Jackets Dolmans, &c.

Oats Wanted.

Five thousand bushels of good White oats wanted, for cash or trade.
M. SCHROCK.

For Ladies and Children.

Kid and Cloth, Gloves and knit Mittens for ladies and children, at
MRS. A. E. UHL'S.

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.

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.

Nothing New.

Lancaster Gingham and Columbia Shirting at 8 cts. a yard, and Wapped Sheetings at 12 cents, are old established prices for years at
MRS. A. E. UHL'S.

For Comfort.

Flannel Skirts for $1.00, and flannels from 18 cts. up, at
MRS. A. E. UHL'S.

Mr. and Mrs. W. T. Hoblitzell, of Meyersdale, have been the guests of Mrs. Hoblitzell's father, County Treasurer Geo. J. Blank, for several days.

Alvin Stahl, an aged resident of "Shoemakertown," died Sunday afternoon. The cause of death was cancer on the face. He was buried Tuesday morning.

The attendance at Court this week is very slim notwithstanding a murder case is on trial and the famous criminal lawyer, Thos. M. Marshall, of Pittsburgh, is engaged for the defense.

A. J. Colborn, Jr., of Scranton, and H. B. Colborn, of Frostburg, Md., were in town during the week visiting their father, "Ajax," who, by the way, is slowly recovering from his recent accident.

The B. & O. R. R. advertise special excursion rates to the annual reunion of the veterans of Somerset County, at Berlin, on Friday, October 11th. The rate from Somerset for the round trip will be 75 cents.

Deputy Sheriff McMillen is improving much faster than his most hopeful friends anticipated. He was an interested spectator in the court room for a half hour Saturday, while Garno and O'Brien were being tried for burglary.

Invitations are out for the wedding of Mr. Thos. G. McCutcheon, a popular young business man, of Pittsburgh, to Miss Annie, youngest daughter of the late M. A. Sanner, of this borough. The ceremony will take place in the Disciples' Church at 2 P. M. Thursday, October 10th.

J. A. Berkey and John E. Gastiger, both of whom have been students at law, in the office of Coffroth & Ruppel for the past two years, after having passed an examination before the examining committee, were sworn as members of the bar just before the adjournment of court, Saturday evening.

The Johnstown *Democrat* of Saturday publishes the marriage license of Richard Beniman and Mary E. Denner, of this place. Miss Denner is a daughter of the late George Denner, of Friedens, and is a ward of Hon. Jas. L. Pugh. Some time since we announced the marriage of a lady of precisely similar name which caused no little embarrassment to the new Mrs. Beniman.

Captain W. R. Jones, General Manager of the Edgar Thompson Steel Works, at Braddock, one of the most widely known and popular citizens of Western Pennsylvania, died at the Homeopathic hospital, Pittsburgh, shortly after 10 o'clock Saturday night from the effects of burns received at the works Thursday when a blast furnace which had become choked, and the opening of which he was superintending, burst, allowing a great mass of molten metal to pour down on the workmen below. Three men were burned to a crisp, while a number of others were seriously injured.

A jury in the Lohr murder case was secured Saturday evening, after which Court adjourned to meet at 1 o'clock Monday afternoon. Court met promptly at the time designated, and the trial of the case was begun. The defense is represented by Hon. Thomas M. Marshall, of Pittsburgh, and W. H. Koontz, Esq. Messrs. Coffroth and Ruppel appear, with District Attorney Biesecker, for the Commonwealth. It was thought by those interested that the trial of the case would consume the entire week, but it is probable that it will be completed to-day, Wednesday.

A very quiet wedding was solemnized at the residence of Mr. Rudolph Ferner, in this borough, shortly after 11 o'clock Wednesday evening, September 25th, when Miss Mina, the second and youngest daughter of the family was united in marriage with Rev. E. W. Bishel, a young minister from Westover, Clearfield county, Pa., and one of the most prominent clergymen of the Evangelical church. The bridal couple left on the noon train for a tour of the eastern cities, after which they will return to Westover. Miss Ferner was one of Somerset's most talented young ladies, and the best wishes of her many friends go with her to her new home.

Hon. Henry K. Boyer, Republican nominee for State Treasurer, and Hon. Wm. H. Andrews, Chairman of the Republican State Central Committee, arrived in Somerset Thursday noon and spent the afternoon and evening in shaking hands with the Republican voters of this borough and many more from the county who were in attendance at Court. Mr. Boyer is a handsome, plain spoken young gentleman of "Pennsylvania Dutch" parentage, and made a very favorable impression upon those of our people who had the pleasure of meeting him. It is a good thing for a candidate to show himself to the people whose votes he expects to receive, but then Mr. Boyer would have gotten upwards of 200 majority in Somerset even if he hadn't visited us.

At a meeting of the State Board of Health Friday it was positively decided that the work being done at Johnstown under State auspices, came to an end Monday evening. The big force of men who have been employed excavating cellars and improving streets have been paid off and dismissed. Governor Beaver's State fund of $300,000 is actually exhausted, and in accordance with the resolution passed on Friday the Board of Health will shut up shop and reluctantly leave its unfinished work to take care of itself.

Dr. Joseph F. Edwards, a member of the Board, returned to Philadelphia Saturday and expressed deep regret at the necessary abandonment of work. "After having passed our resolution and telegraphed it to the Governor we felt sorely tempted to rescind it and positively refuse to leave our post of duty," he said. "The Conemaugh Valley is even yet in a most unhealthy condition. One thousand one hundred cellars have been cleaned, but there yet remain 300 that are in a wretched condition. Bodies are still being found among the ruins, and the very day our Board met four putrified corpses were brought to light. A little less than 3000 bodies have thus far been recovered, which means that over 500 are yet buried somewhere among the rubbish in addition to the carcasses of animals. This indicates that the good health of Johnstown is in terrible peril. The weather is now so cold in the mountains that for the winter danger has been practically annulled. But with the awakening of spring it will be no surprise if an awful pestilence should break out."

So far as our knowledge goes the annals of crime in south-western Pennsylvania do not record a case similar to the one of which young Henry Patterson was convicted on Saturday. We cannot conceive of a case which could appeal more strongly to the sympathies of mankind. True, the time was inopportune for relieving society of so base a creature as Spiker, but the son who would have done less than Henry Patterson has yet to learn the meaning of the word mother.

The District Attorney, the counsel for defense, the court and the jury, all did their duty, fearlessly and conscientiously, but now that the law has been vindicated let mercy temper justice.

Henry Patterson, a youth of 20, merely showed to the world that he possesses the filial instincts and qualities which go to make up true manhood. It would be a crying shame to blight his tender youth, turn Scorn's finger eternally at his future and rear him a curse to himself and society by imposing the severe penalty of the law.

There are occasions when humanity rises above statutes and justice is best tempered with mercy.

There is still time in which to save this boy from the horrible future of a felon, to send him back to his mother and home, and rear him to be a citizen of sterling worth. Will the people of Somerset county take advantage of it?

Wisely our Commonwealth maintains a Board of Pardons, a court of last resort, and when the case of Henry Patterson is laid before that tribunal in its true bearings we feel assured that mercy will temper justice.

Hurled Into Eternity!

Four Men Instantly Killed by a Boiler Explosion at the Fritz Saw Mill.

From the Berlin Record.

The worst fatality that has ever occurred in this vicinity, within the memory of the oldest inhabitant, took place on Tuesday morning at the Fritz saw mill, which was located on a timber tract about three miles east of this place, belonging to Samuel Philson.

The mill was the property of John W. Fritz, of Stoneycreek, who was assisted in his labors by his brother, Edward Fritz, Oliver Ross, David Baker, all of Stoneycreek, and Zacharia and Samuel Brant. The men had been sawing on Tuesday morning until about 10 o'clock, when, owing to the unfit condition of the boiler, they were compelled to stop for want of steam. The morning being cold and wet they were all, with the exception of Samuel Brant, gathered around the boiler when the explosion occurred. Its force was terrific and terrible in its results. The Fritz brothers, Oliver Ross and David Baker were instantly killed, their bodies being mangled and blackened almost beyond recognition. Zacharia Brant, who noticed the danger and with a warning cry, started to run, was seriously injured and is in a critical condition. Samuel Brant, who was at the shanty, about 50 yards from the boiler, escaped with slight injuries although one half of the building was completely wrecked.

The explosion was heard in town and the result soon known, when a crowd of people flocked to the scene. An inquest was held by Esquire Fisher and a verdict rendered in accordance with the facts. The bodies were then brought to town and placed in charge of Undertakers Johnson and Mervine, who prepared them for burial, and in the evening took them to Stoneycreek. The funeral took place Thursday morning at the Glade church attended by a large number of people.

It is known that the safety valve had been taken off the boiler for repairs and a plug driven into the escape, in addition to which the steam guage was out of order and would not register properly. It seems almost incredible that men accustomed to working with steam would risk their lives with a boiler in such condition, and it is a terrible warning to those engaged in like work.

Had the explosion occurred a few minutes later the list of victims would certainly have been much larger, as a number of loggers and others were on their way to the mill and have reason to be very thankful for their providential escape.

The Contract for the New Jail Let.

The contract for building a new county jail was awarded to the "Pauley Jail Company," of St. Louis, Missouri, by the County Commissioners at a late hour Saturday night, when the articles were signed, sealed, and delivered. The contract price is twenty-four thousand five hundred dollars. The keys of the completed building are to be delivered on the first day of August, 1890.

Two representatives of the State Board of Charities visited Somerset, Tuesday, and after carefully examining all of the plans for a new jail submitted to the County Commissioners, approved the plan of the "Pauley Company," with the understanding that one or two minor alterations, which they suggested, be made.

The material for the new jail will be delivered during the winter, and the work of construction will be commenced as soon as the weather in the spring will permit, not later than April 1st, when a residence will be provided for Sheriff McMillen. The present jail will be entirely torn away, while the residence portion will be lowered to the second story.

The plan calls for a very pretty, modern residence for the Sheriff and his family. Two bow windows, one each on the eastern and western sides of the building—a handsome veranda in the front, with double windows leading to it, stone sills and arches for the windows, galvanized iron cornice, and slate roof, will be some of its attractions.

The new prison will be, and is guaranteed, absolutely fireproof. There will be a cellar under the entire structure, with solid stone walls and iron floor, and in it will be located the heating and ventilating apparatus known as the "Smedc system," which burns and evaporates all the sewage. On the first floor will be eight steel cells 8x10 and 9 feet high, with an exercise corridor in front and an open passage way entirely around them. The closets are in the rear of the cells, and a bath-room, with a cast-iron tub for the use of the inmates, opens from the exercise corridor. Immediately in front of the corridor and commanding a full view of all the cells is a guard's corridor. A vestibule, with one solid iron and one basket door, connects it with that of the prisoners, affording the jailor double security. Each cell is provided with a stationary iron washstand, and a swinging hammock. A force-pump is located in the corridor, by means of which the prisoners can keep the tank on the garret supplied with water. A dumb-waiter of the most approved pattern will connect the guard's corridor with the kitchen. A system of locks, patented by Mr. Pauley, which enables the jailor to bolt all of the cells by simply drawing a lever in the guard's corridor, will be used. The upper floor is precisely similar to the first, an iron stairway connecting the guards' corridors. A "trap" to be used in cases of execution is provided for in the exercising corridor of the upper floor. The floors and ceilings are to be filled between the iron casing with concrete. Not a bit of woodwork will be exposed in the entire prison. A solid iron door will connect the guards' corridor with the Sheriff's residence, while a basket door will connect it with the Sheriff's private office, which will be located in a wing on the west, of Court House side. From the Sheriff's office an iron door opens on to a pretty little portico, while to the rear of the office is located the guard's bedroom, from which a grated lookout opens into the jail proper. Over the office are two steel cells for female inmates, a hospital cell and a bath room.

There can be no doubt that when the jail is completed according to the plans and specifications it will meet all the requirements of the county, and will afford such security and comfort to the unfortunates who chance to get behind its bars, as the present generation demands.

The representatives of the State Board of Charities strongly recommended a jail yard with a high stone wall around it, in connection with the jail, but the County Commissioners refused to consider any such proposition. It will be built at some future day, and the criminals who are sentenced to terms of imprisonment in the county jail, will be compelled to do the work.

Before the contract was signed the plans and specifications were submitted to the Grand Jury, then sitting, and they were unanimously approved by that body, and an additional appropriation of $4,500 recommended.

General Order No. 1.

HEADQUARTERS,
R. P. CUMMINS POST 210, G. A. R.
SOMERSET, PA., Sept. 27, 1889.

The Fourth Annual Reunion, of the G. A. R. Post, of Somerset County, will be held at Berlin on Friday October 11 1889. The members of the R. P. Cummins Post No. 210 are hereby notified that this Post will attend in a body and every member of the Post is expected to be present. The headquarters of the Post, whilst at Berlin, will be at the Shaffer House. Let us take hold with a will and assist our comrades in making the Berlin reunion a grand success.

C. J. HARRISON, Adjutant. GEO. H. LOVE, Commander.

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.

Those owing me Note and Book accounts are sorely trying my patience. I will certainly make costs if the accounts are not paid by the 20th of this month.
J. B. SNYDER.

Look out For Those Rascals.

Two men came to the premises of Mr. Nathaniel Blough, in Conemaugh Township, Thursday, claiming to be J. W. Kline and Mr. Snyder, of Ebensburg, Cambria County, and asked to see Mr. Blough in the presence of his wife, saying they had a mission to perform. Mr. Blough conducted them to where his wife was. They then said they represented the National Benefit Association, and that Mr. Blough had been recommended to them for membership—that they took no members except upon recommendation.

Mr. Kline then took a paper out of his pocket and read it, it being in the nature of an oath, declaring fealty to the Association, and explained that if Mr. and Mrs. Blough would sign it they would then be full members, and in case of sickness would receive $9, per week, and their monthly dues would not exceed one dollar. He also said that in one week the man who had recommended Mr. Blough, but whose name he declined to give, would be along and pay him one thousand dollars. Mr. Blough told them he guessed the thing was a fraud, when Mr. Kline declared that he was a pious man and a Christian, and had never done anything he was ashamed of except steal chickens during the war.

They said they represented Cambria County for the Association, and when told they were in Somerset County they said their district ran into that county and embraced a part of Westmoreland. They then sprung their game, which was that Mr. Blough should pay them one hundred dollars for membership, or they would take part if he was not prepared to pay all, and they would guarantee the payment of one thousand dollars within a week's time. Mr. Blough declined to bite, however, and the men then left on foot, as they came, and took the railroad at Kring's station for Johnstown. Kline is about 40 years of age, wore an overcoat and straw hat, stylish but cheap clothing, light colored pants, and had light moustache. Snyder wore a derby hat, dark clothes and had heavy black moustache and large dark eyes.

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 cents.
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 50cts.
46 inch Henriettas in black and colors, from 80 cts. to $100.
Silk-warp from $1.00 to $1.50.
Dress trimings to suit.
Handsome Side-hand Dress Goods.
Plushes all prices. Velvet all prices.
MRS. A. E. UHL.

Adelaide Cherie.

Next Friday evening our citizens will have an opportunity of seeing this famous actress in a character in which she has made the hit of her life, that of Madam Laurent, in "Only a Farmer's Daughter, which will be produced at the Opera House. Miss Cherie has long filled prominent positions in her profession and is acknowledged by all critics to be one of the best emotional actresses on the stage. For upwards of five years she has been leading among stars of that order and has been specially engaged to star this season in "Only a Farmer's Daughter." Aside from being a great actress she is a very beautiful woman, and a magnificent dresser. Her costumes are marvels of the dressmaker's art. She will be supported by a capable company, led by the sterling young actor, Mr. Charles Mortimer, who, though comparatively young in years, has made his mark as a leading actor. He is a member of an old theatrical family, his mother being in the support of the late Edwin Forest. The son has inherited the genius of his talented mother and is rising in his chosen profession. He will appear as Jack Hartley, a character he has played upwards of 500 times. With a good play and a good company, the Opera House should be crowded, and we hope it will, that Manager Casebeer may be encouraged to secure more of the same sort of entertainment for our citizens.

Seats will be on sale at P. L. Casebeer's Furnishing Store, Wednesday, Oct. 2nd.

12,000 School Children.

Somerset County will send about 1,200 children to school this fall. To furnish school 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 in 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.

Notice.

I must have a large amount of money not later than the 20th of this month. All owing me Note or Book accounts will please call and pay the same before that time.
J. B. SNYDER.

Prohibition Convention.

The Prohibition Convention of Somerset County will meet in Sliver's Hall, Meyersdale, Pa., October 8th 1889 at 1 P. M. Prof. H. B. Patton, State organizer, will be present and will address the meeting. Prof. Patton will also speak at Salisbury Wednesday evening October 9th.
COM.

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.

Milford Township Teachers.

The board of Directors met at Gebhartsburg on Saturday 14th inst., and employed the following teachers: Miss Flora Will, Barclay; Miss Nina Will, Cross Roads; Miss Cora Weller, Gebharts; Prof. A. B. Barnes, Hay; Miss Ida Shaff, Shaff; Miss Hattie Will, Walter; Miss Clara Zinn, Walker. Salaries range from $24 to $27 per month. Schools open Monday September 30.

For Ladies' and Children.

Ladies' and Children's Underwear in largest variety and lowest prices, at
MRS. A. E. UHL'S.

Mt. Moriah Items.

Apple-butter boiling, is all the go now.

Wm. S. Horner is the busiest man in this section. He is running his cider mill to its full extent.

Mr. Wm. H. Barron was the guest at Johnathan Zimmerman last Saturday night, and Sunday returned to Middlecreek again.

Jerome Stuffi lost a very valuable 2 year old Clydesdale horse this week. He found him dead in his stall.

Who can beat this? Wm. S. Horner has a potato vine on his farm, that measures ten and one half feet in length. And the potatoes are proportionately large.

Mr. Joseph Crist, our sewing machine agent, is leaving on the third of October on a western trip. He may probably go as far as Oklahoma. We wish you a safe journey, Joe. Let us hear from you when you return.

Since our old weather prophet is dead, you would like to hear something of the young prophet. He predicts that we will have an early severe and long winter, by what he prophesies is that you will observe that the ground-hogs are locating their winter quarters on the east side of the hill. Let us hear from some others on this subject.
Zero

A VERY CLOSE CALL.

HENRY J. PATTERSON CONVICTED OF MURDER IN THE SECOND DEGREE

FOR THE KILLING OF HIS STEP-FATHER, JOHN SPIKER.

THE JURY OUT ONLY THREE HOURS.

THE VERDICT CONSIDERED A JUST AND RIGHTEOUS ONE,

Although the Sympathies of all who Heard Him were Enlisted for the Young Prisoner when He Told the Pathetic Story of His Life and of the Killing.

While Not Justified in Taking a Human Life, There Were Many Mitigating Circumstances in the Case.

A Motion For a New Trial Filed.

HENRY J. PATTERSON.

The case of the Commonwealth vs. Henry J. Patterson was called for trial shortly after Court convened, Thursday morning. The prisoner was brought in by the Sheriff, and took a seat at the table with his counsel, Val. Hay, Esq., and Hon. John Cessna.

He was neatly and cleanly clad, but looked somewhat pale and emaciated from his close confinement in the county jail. His appearance was rather prepossessing. He watched the case closely, and frequently leaned over the table and whispered to his counsel questions to ask different witnesses. When on the witness stand he was cool and collected and told the story of his life and the facts that led up to the killing in a frank and intelligent manner, apparently making no attempt at concealment, but stating all the circumstances as they transpired, whether they were favorable to his case, or otherwise.

Only twenty years of age, his father a cultured gentleman, dying when he was a lad of tender years, his mother married to a low, ignorant, brutal, drunken husband, whose constant delight seemed to be to abuse and maltreat her and her children by her former husband; the poor, sensitive, high-strung boy, led a wretched life, indeed. He bore up under the terrible load for years, labored for the support of his younger brother and sister, for his mother and that of her duless husband, daily submitting to personal abuse, and worse still, being forced to witness the sufferings of those he loved—sufferings caused by the inhuman treatment they received at the hands of one whose duty it should have been to care for and protect them, till at last the strain became too great, the final straw was added, the burden was more than he could bear, and in a fit of uncontrollable passion he seized a gun and shot dead the wretch who had blighted his young life and caused him so much misery.

It was an unlawful killing, but it certainly was not an unprovoked one.

District Attorney Biesecker appeared alone for the Commonwealth. His conduct of the case was highly creditable and he was warmly congratulated by his many friends at the close, although their sympathies were mostly with the prisoner.

The entire pannel of fifty jurors was exhausted before a suitable jury was secured. Following are the names of the gentlemen who composed the jury.

THE JURY.

Benjamin Kline, Luther J. Hillegas, J. B. Gerhard, Adam Poorbaugh, Jacob M. Walter, B. B. Coughenour, Charles Ream, Herman Johnson, D. M. Weimer, Jonathan Ling, Joseph Glessner, John E. Largent.

District Attorney Biesecker opened the case on part of the Commonwealth. He rehearsed the evidence they expected to submit and closed by saying that if they established the facts as he had presented them the jury would have no difficulty in arriving at a verdict of guilty of murder in the first degree.

THE EVIDENCE SUBMITTED.

The first witness called was Adam Berg. He affirmed, took the stand, and said: I live at Boynton, in Elklick township; was at Mr. Reese's mines on the 22nd of June last; know Henry Patterson; saw him a couple of minutes before this happened in the shanty; left Mr. Patterson at the gate leading into Buskey's house; was taking the gun in; had been hunting. (Gun shown.) This is the gun; asked Mr. Patterson if he was going to the base ball ground; he said he was; told him I would take the gun in and go with him; he said let me see the gun; he took it and went into the house and asked Mr. Buskey for a load of powder; Buskey gave it to him; he then asked for a load of shot; Buskey gave him all the shot he had—said the powder was too much for the shot; Buskey gave him some buckshot; he loaded the gun and went out; Mr. Buskey asked him several times what he wanted with the gun; he made no answer; when he went out Mr. Buskey and I went out too; Buskey tried to get the gun from him, but couldn't; told him to give me the gun; he said if you were in my place what would you do; took hold of the gun, but couldn't take it from him; Mrs. Buskey called me to come in and I went over to the house; after while I heard a gun crack and some one shouted murder; shortly after Patterson came into the house and handed me the gun saying 'Adam here's your gun; stood it as long as I could; shot Spiker; go down and help to bring him up, and I will go and give myself up.' (Draft of place admitted showing Buskey's house, plan of place, etc. Witness says the draft is a fair representation of the premises and explains to the jury.) I saw Spiker after he was shot sitting on the railroad; he was leaning down on the ground on his hands and knees (shows how); saw him afterwards in his house; heard him say he wished the doctor would come; was there twice; once right after they brought him into the house; can't tell when he died. This is the gun; gave it to Patterson; it was not loaded when I gave it to him; Mr. Buskey said to him you didn't shoot him; he said yes I did; he then asked Buskey to go and help bring him to the house; while I was trying to take the gun from him Mrs. Spiker was standing on the steps of the house; she called Henry, Henry; that is all I heard her say." (Constables Scott and Suffall were called and sworn to take charge of the jury.)

Court adjourned at 12 a. m. to 1:30 p. m.

THURSDAY AFTERNOON SESSION.

Court met promptly at half past one o'clock and the witness Berg again took the stand and was crossed-examined by Mr. Cessna. He said: I am 21 years of age; am single; I was standing in the door when Henry was loading the gun; saw him all the time; the first shot Buskey gave him were No. 5's very small; he didn't say what he was going to do with the gun when he got it; I didn't hear him say that he was going to shoot Spiker; heard Patterson say, 'come out here now with your razor'; Mr. Lowry lives in the same house that Spiker lives in; it is a double house; there were two doors leading out of the Buskey house; Henry came out of the same door door I was standing in.

Re-direct—When Patterson said 'come out now with your razor' don't know who he was speaking to; he was about twenty-five steps from Spiker's house at the time.

Jacob Buskey, sworn: Live about 7 miles southwest of Meyersdale; was living there on June 22nd; saw Patterson that day about 7 o'clock; was sitting on the steps when Patterson came in with Berg; he said 'Jake lend me a load of powder'; got up and poured him a load of powder out of the horn; asked him what he was going to shoot; he made no reply; he then asked me for a load of shot; I said, 'I guess next you'll want my wife'; I gave him a load, of shot and then gave him some buckshot that I had in a glass; he tried to put a cap on the gun, but my wife told him not to do so in the house; he went out, and I sat down at the table; I went out and tried to get the gun from him; he said, 'Jake, don't interfere with me, or I'll shoot you'; my wife called to me, 'Jake, come in and let the crazy fool alone'; I went in; Mrs. Spiker called to my wife to take care of her children; heard a gun crack and some one cry, 'murder!' Henry brought the gun back and handed it to me, and said: 'Jake, I shot him; I'm going over to Salisbury to give myself up'; the gun was empty when he brought it back, and was broken; judge it was broken by the discharge of the heavy load; he said I should go down and help fetch him up; I found him about fifteen feet from the box car; it was about 300 feet straight from my house; Spiker was down on his hands and knees when I met him; Have got a blanket or quilt and we carried him up to his house; (draft shown witness which he says is very accurate, and explains it to the jury); we found no weapons on Spiker's person.

Cross-examined: Didn't hear Henry say he was going to shoot Spiker; do not know that he put any of the buckshot in the gun; counted them after I had helped carry Spiker back; they were in a glass goblet on the safe; Henry told me not to interfere, that this wasn't the first time he had threatened to kill him.

HENRY WAS VERY MAD,

and the froth was running down the sides of his mouth.

Samuel Lowry, sworn: Live in Elklick township; know the defendant: knew John Spiker; my house is about 35 feet from Buskey's; Spiker and I lived in the same house; was in Buskey's kitchen when Patterson and Berg came in; saw Patterson load the gun; asked him two or three times what he was going to shoot, but he made no answer; Buskey said to him, 'Henry, you have too much powder for the shot'; I then gave him some buckshot; as Patterson went around the corner of the house I heard him say, 'I'm going out to kill John Spiker; if you want to see him shot, come on'; went out the back way, and went down to my house; some time in May I spoke to Patterson about a dog that belonged to Spiker running over our garden; he said, 'shoot the d—d dog; I would just as soon shoot Spiker as the dog.'

Cross-examined: Saw Patterson put the shot in the gun; couldn't say that he put in all the shot that Buskey gave him; Mr. and Mrs. Buskey were in the house when Patterson left.

B. F. Logue, sworn: Know Henry Patterson; saw him in Salisbury about half-past seven of the evening of June 22nd at Divelly's drug store; asked him what he had done and he said he had shot Spiker; he asked me where 'Squire Lichliter's office was; he seemed excited.

Paul Hoffman, sworn: Live a mile and a quarter from Salisbury; between six and seven o'clock of evening of June 22nd saw John Spiker go out the railroad; going away from his house; saw Patterson coming in same direction; he came not slow, not fast; heard him call Spiker, but couldn't hear what he said; I was about 200 feet from him; Spiker turned back; Patterson shot Spiker when he was four or five feet from him; Patterson turned and started home; Spiker walked towards home 153 feet when he sat down on his hands and knees, and I went to him; Patterson took the gun and gave him a knock on the head; that's what I saw if I must say; saw Patterson start down the railroad and didn't see him afterwards; as soon as I got there I opened Spiker's clothes to try and get him some air; I carried him up to the house; Buskey and Nimma and Hoyle assisted me; didn't see any arms about him.

Cross-examined: Spiker had turned and walked back 225 feet where he was shot; when he turned to come back he said:

D—N YOU I'M NOT AFRAID OF YOU OR YOUR GUN.

When he said this Patterson raised his gun and let him have it; don't know how he held the gun when he hit him; the lick did not knock him down; guess it was between five and six hundred feet from where he sat down to his house; didn't pick out any of the shot and don't know whether they were big or little.

Edward Nimms, sworn: I helped to carry Spiker to his house; he was shot in the left side; saw no arms about him; felt his pockets; there was a pipe and tobacco in them and some papers in his side pocket; it was a stone pipe; it was in his right side pants pocket.

Cross-examined: Examined his hip pocket; there was nothing in it; examined his pocket at once; when I came to him he was sitting on the end of the cross-ties and his wife was holding his arm: he pulled up his shirt and showed me where he was shot.

Jacob Beals, sworn: Had a little talk with Patterson on Sunday after this shooting occurred; it was at Jake Hoyle's house; said to him I was sorry that this thing had occurred; that if I had been there I would have taken the gun from him; he said no you wouldn't; if you had tried it I would have shot you; my dutch was up about 40 degrees higher than it ever was before.

Robert Buskey: Will be 7 years old in January—boys should tell the truth—if a boy didn't tell the truth he would go to the bad place—the bible tells me so—my mother read it to me last week: I know Henry J. Patterson; I remember the day at the house that Berg and Patterson came in with the gun; saw Patterson go out with the gun; I did not hear Mr. Patterson say what he was going to do with the gun.

Jeremiah McCarty, affirmed: I saw Patterson just before the fracas occurred; he was at the shanty; between 7 and 8 o'clock George Walker and I were at the base ball ground; Patterson came up and asked Walker to go with him to town; he asked him what's up; he said I have shot Spiker and am going to town to give myself up; he told me to go down and see that Spiker got to the house; went down and they were carrying Spiker to the house; several times Saturday night he vomited up shot; they were small shot.

Jacob Hoyle, sworn: I am constable of Elklick township; had Patterson in my charge at my house Saturday night; Jake Beal came to my house to see Patterson Sunday morning; Beal said if I had been there I'd have taken the gun from you; Patterson said, no you wouldn't, my dutch was 40 degrees higher than it ever was.

George W. Beal, affirmed: I saw Spiker shortly after he was carried to the house; he was lying in bed; helped wait on him till some time in the night; was there when he died; helped undress him; examined his pockets and found nothing, but a stone pipe and a pass book.

Cross-examined: The pipe was in the coat pocket; don't know whether this was before or after he died; he died on Sunday between 12 and 1 o'clock.

Dr. Speicher, affirmed: Am a practicing physician; am living at Salisbury; called to see John Spiker on evening of June 22d; found him suffering a great deal from the effects of a gunshot wound in the stomach; the shot covered a space as large as my hand; there were three holes that would admit my finger; there were four or five smaller holes made by shot; picked out some of the shot; went there again Sunday morning; found the patient sinking very rapidly; about half an hour after I reached home the news came that he was dead; he died from the effect of the gunshot wounds; suppose I took about a dozen small shot out of him; Spiker was about 25 or 26 years old, but didn't look that old.

Cross-examined: Probed the large wounds; don't know how many shot it would take to make the large holes; made no post mortem examination; he never rallied from the shock but kept sinking from the time he was shot till he died; never prescribed for him before; feel certain that the gunshot wounds caused his death; he bled very profusely and frequently vomited blood; after he was dead we turned him over on his side and probably from three quarts to a gallon of blood discharged from the wounds.

Levi Lichliter, affirmed: I am a Justice of the Peace at Salisbury; Patterson came to my house shortly after sundown Saturday evening June 22nd, and addressing me as 'Squire said he had shot a man and came to give himself up; he said this in the presence of my wife and daughter; I went out to Spiker's house that evening and took his statement about 9 o'clock in the evening; I thought Spiker to be in a dying condition; I don't remember that he said anything that indicated that he knew the condition he was in; he was suffering intensely. (Witness withdrawn for the present.)

Rev. J. M. Evans, affirmed: Am a minister in the Reformed church; went to see John Spiker Sunday morning after he was shot; got to his house about half past two in the morning; Spiker was suffering intensely; read a passage of scripture and offered prayer and spoke to him concerning his spiritual condition; he would frequently