Meyersdale Commercial.

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MEYERSDALE, PA., THURSDAY, FEBRI ARY 19, 19 4

NUMBER 1926

NEWS OF THE COURT

TUESDAY. Judge J. Q. VanSwearingen, of Uniontown, presided at a hearing in the equity case of the Rockwood Electric Light company against C. Arthur Miller and J. Ernest Miller of Rockwood, who were restrained by an injunction some time ago from constructing transmission lines from private electric plant in the Miller building in Rockwood to sev-eral of the local hotels for the purpose of furnishing electric light and power.

Judge VanSwearingen this after-Judge vanSwearingen this atter-noon handed down an opinion in the equity ease of the Taylor & Saylor Coal and Coke company, a West Vir-ginia corporation against Samuel D. Livengood, the bankrupt Meyersdale banker, and his assignee, Harvey M. Berkeley, in which the court decides that the plaintiff shall receive only its pro rata share of the distribution of the Livengood estate on its claim of \$1.500. The court previously held that the Taylor & Saylor people should be returned the sum of \$1,500 which Livengood secured from them by misrepresentation. The dispute in this case dates back to 1903 when Livengood entered into an agreement with the plaintiff to transfer to it 3,000 acres of mineral land in Preston connty, W. Va. Livengood elivered that he had enough other land under option to make up the required 3,000 acres secured \$1,500. It later deve-loped that Livengood could not trans-fer the balance of the 3,000 acres, and the Taylor & Saylor dompany insti-tuted equity proceedings to recover. which Livengood secured from them tuted equity proceedings to recover in the writ. The plaintiff filed a bond the \$1,500 advanced. The court held in the sum of \$2,000.

that they could recover the entire amount, but inasmuch as Livengood claim on an equal basis of other credi-

tors who lost thousands of dollars by Livengood's assignment. Judge Ruppel today appointed Earl E. Ringer a member of the Addison township school board to succeed his

tions, signed by citizens of the town-ship, were presented to the court, one urging the appointment of Wass and the other recommending Gower. Judge Ruppel held that to appoint either would be equivalent to casting the deciding vote in the board's dead

improper.

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OUR EYES.

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follows:-L. L. Yoder, president; J. DEATH'S HARVEST. I. Steele, secretary; A. L. Miltenber-ger, treasurer; H. D. Blough, vice president, and Jacob I Kaufman. Judge Ruppel appointed the following viewers to determine the necessity for the condemnation and fix the

damages to be paid Yeoman :- Attorney. John A. Hartman of Windber, William M. Schrock of Somerset, and Peter Hoffman of Paint township. The yiewers will meet on March 3rd, at 10 a. m.

Judge Ruppel today filed an opinion dismissing a petition of citizens of Addison township for an independent school district to be laid out between the Beachley mines at Listonburg and the mines of the Lidalia Coal com-pany at Dumas. The petition was signed by 30 residents of the district, who alleged that the school board refollowing children:--Norman of Mey-ersdale, Mrs. Martha Weibers of signed by 30 residents of the district, who alleged that the school board re-fused to provide a school house for their children. The Lidalia company agreed to erect a building if the board would employ a teacher for the pro-posed new school, but this proposiagreed to erect a building if the board would employ a teacher for the pro-posed new school, but this proposi-Chicago. The following brothers and sisters also survive:-George of Rockion was not favorably considered, and the petition for a separate dis-trict, which would have necessitated a new board of directors, resulted. The Wilmore Coal company on ersdale. The Wilmore Coal company on Monday instituted ejectment proceed. The funeral was held at the home of his sister, Mrs. K. M. Newcomer, on Saturday afternoon at 2:00 o'clock. Interment was made in the Union Helen and Marcella Bolden, Friday

PARENTS' DAY

 ago was a great success, but the past success, but th father, Urias M. Ringer, who re-moved from the district and resigned. The court's action followed the failure of the other members of the board to fill the vacancy, two members of which voted repeatedly for George Wass, while the other two insisted that John A. Gower should succeed the elder Ringer. Two peti-

lock, which the court held would be is situated on the banks of the Fox

Is situated on the banks of the Fox River, in Kane county, Ills., on the line of the C. B. & Q. R. R., near the city of Aurora and about 45 miles from Chicago. The postoffice and railway station are named Mooseheart and it is there when the Lovel Order Attorney Louis G. Colborn of Somerset, Jeremiah J. Reiman of Stony-creek township, and Virgil M. Black, of Confluence, viewers appointed by the court in the condemnation proand it is there where the Loyal Order ceedings of the Quemahoning Coal company against Jesse Crist, viewed of Moose of the World own nearly 20,000 acres of land and are building company against Jesse Orist, viewed the ground to be appropriated by the coal company in Jenner township, near Ralphton, today. The company under an act of the legislature of 1911 River Valley is an ideal spot for the River Valley is an ideal spot for the

He is survived by his wife who was formerly Christina Keim, and the John R. Locke, of Rockwood.

ENTERTAINED.

Sisters also survive: --George of Rock-wood, and Charles of Champaign, Ill.; Miss Lizzie of Connellsville, Miss Lydia and Miss Annie of Rockwood, and Mrs. Christle Newcomer, of Mey-

S. & C. BRANCH.

The Somerset & Cambria branch

MEYERSDALE SNOW BOUND.

The roads are badly drifted and the

delphia and New York traffic has been greatly handicapped by the heavy fall of snow which shows no signs of letting up. Along the Atlantic coast a blizzard of unusual

AT SALISBURY.

The home of Mr. and Mrs. Samuel Brown on "Gravel Hill" was the scene of a delightful birthday party on Friday evening February 13th, in honor of the eighteenth birthday of their eldest daughter, Miss Lucinda Brown. A dainty supper consisting MEYERSDALE, of ice cream, cake and other delica The Wednesday Afternoon club was entertained by Mrs. T. W. Gurley, at her home ou Centre street, Wed-shows a fine and enterprising spirit a number of nice presents and will

PATRONS DAY PROGRAM IN THE HIGH SCHOOL.

Song No. 72, "America" ... School Recitation-"The Freekled Faced Lit-

amount, but inasmuch as Livengood made an assignment to Berkley for the benefit of creditors Judge Van Swearingen today decided that the West Virginia concern can recover only their pro rato share of their

Tomorrow is Fatcher public schools. This event a year ago was a great success, but the past success in this respect, should be a better preparation for a more general observance of the day this year. The fact is that parents do not attend the public schools as they ought to. Their children need them and the teachers need them and most of all they need total the following children:-A. Susannah Steinley, Greenville town-ship; Mrs. Clara Boyer, Ohio; Mrs. Bertha Yaist, Meyersdale; Mrs. Emma Brice Irvin, Virginia; Mrs. Maggie

survived by the third wife and the following children:-By the first wife, Mrs. Lydia Snyder, Markleton; Mrs. Martha King, Indian Head; John WRECK ON THE Phillippi, Connellsville; Albert Phil-lippi, Coal Run. By the second wife, Mrs. Lucy Shoemaker, of near Con-

SOCIETY NOTES. VICTIM OF

WILLIAM HOLTZHOUR.VALENTINE PARTY.On Monday Norman Engle of Salis-
tor running he started to walk home.Friday night brought a return of
winter weather that made it more
comfortable to hug the fireside than
to go out in winter's chilly blast.Wednesday, February 11th, from the
result of an accident which he sus-
tained about six weeks ago when he
was struck by an engine.On Monday Norman Engle of Salis-
out running he started to walk home.
Nen hereached Nicholson's store at
Vin, he was told that the roads were
and flowers being the decorations.
A well appointed luncheon was
aserved.On Monday Norman Engle of Salis-
out running he started to walk home.
When hereached Nicholson's store at
Vin, he was told that the roads were
badly drifted. He then took the trol-
ley track and when he was within
adle, when he went to Illinois, where
he remained two years; the last year
he lived at Rockwood.The following were out-of-town
guests:-Mrs. Engene Braner, and
Miss Matilda Crawford of Frostburg,
Md., T. J. Williams, Connellsville,
John R. Locke, of Rockwood.On Monday Norman Engle of Salis-
out running he started to walk home.
When hereached Nicholson's store at
Vin, he was told that the roads were
badly drifted. He then took the trol-
ley track and when he was within
ight of Howard Miller's residence he
let the track and the supposition is
that he intended to stay there, being
exhausted. The family was alarmed
Mill altimore & Ohio and Western
Maryland trains have been running
beind time and the tolley service
has almost been suspended. There
has almost been suspended. There
has been no trolley service between

did not return home, nor had any word been received from him. On Tuesday evening at 5:00 he was found in an unconscious condition in the shanty in Howard Miller's sugar grove. Dr. A. M. Lichty of Salisbury was at once summoned, who gave him all possible attention. Mr. Engle however died vasterday morning. however died yesterday morning cars. at 5:00 o'clock. Th

THE BLIZZARD.

While Howard Miller was on his way to the Keystone mines he saw a suit case outside the sugar camp house, and also heard groaning with-in. On entering he found Mr. Engle delphia and New York traffic has in an unconscious condition. He was taken to Harvey Wahl's home where he died.

He was married to Margaret Beve-He was married to Margaret Beve-ridge in 1873, and is survived by his wife and the following children:--David of Salisbury, George of Greens-burg, and Rev. Chas. S. of Mercer county; Miss Bertha, Norman and Lesse at home. Atlantic coast a blizzird of unusual severety has been raging for several days, causing great loss of life and property. The high wind that prevails keeps the thermometer low and makes it

Jesse at home. He was a member of the Evangeli-cal church, and a member of the M. O. Lowry Post, G. A. R. of Meyers-BIRTHDAY PARTY dale, which will attend the funeral in a body on Friday atternoon when the funeral will be held. The pastor of the Evangelical church will officiate

' Mr. Engle was on his way home from a six weeks visit to Greensburg.

Remonstrances filed yesterday afternoon with Clerk of Courts Frank A. Harah attack the validity of the re

tail liquor license petitions of the proprietors of Stoyestown's two ho-tels, James M. Rhue, of the Colonial

The Somerset & Cambria branch nellsville; and the third wife, Ruth and Lena, twin daughters, and Law-rence at home. The family wishes to return thanks through the columns of The Com-mercial, to the many neighbors and

for the recovery of
550 par stock of the
mpany. W. A. Mer-
a named as defendant
ologo.Solomon Housel, whose death had
been erroneously reported some time
to plaintiff filed a bond
oologo.Glessner, Emmetine Hocking, Eliza-
beth Irwin, Florence Just, Lenore
Collins, Hazel Miller, Nelle Hady,
Ada Mitcheil, Heien and Mat-
cella Bolden. Messrs. Samuel Grier,
2:00 o'clock. At the time of his death
he was aged 77 years, 10 months and
25 days.Glessner, Emmetine Hocking, Eliza-
beth Irwin, Florence Just, Lenore
collins, Hazel Miller, Nelle Hady,
Ada Mitcheil, Heien and Mat-
cella Bolden. Messrs. Samuel Grier,
Willeer Stotler. John Boucher, Sam-
uel Meyers, William Dill, Robert
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Mat. hies of this place and Harry
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beth Irwin, Florence Just, Lenore
beth Willer Stotler. John Boucher, Sam-
uel Meyers, William Dill, Robert
Mat.hias of this place and Harry
Mitchell of Dunbar.Glessner, Emmetine Hocking, Eliza-
beth Irwin, Florence Just, Lenore
beth Willer Stotler. John Boucher, Sam-
Met Stotler, Jesse
Mat.hias of this place and Harry
MEYERSDA

ned and		is given the right of childent domain	purpose intended—the best that could	friends for the many hindresses no	and a locomotive wrecked.	twelve signers. Both hotelmem have	The Prior
		in the acquisition of land, necessary		friends for the many kindnesses re-	The brains were running in the		The TemplarMildred Payne
0. Eyes	Production (Section 1997)	for air shafts and roads leading from	It is ant Mooseheart will be	correct and of mprovide provide dating	same direction when the second	more than that number, but the re- manstrants claim that a dozen of the	Warsha the Joston John Hocking
l glasses		new openings. It is proposed to put	been carried out mooscheart with be	the recent bereavement.	same uncerton when one second	manstrants claim that a dozen of the	Walliba, the JesterJohn Hocking
Our re-		down a new air shaft on the Crist	an honor, not only to the moose, suc			mon who signed both applications are	Gui thij the bit in the second s
			TO THE SPACE and Hauton as work.				Isaac, the Jew Irene Collins
	Con all	farm in order to improve the ventila-	The enterprise is a gigantic one, but	DANIEL G. NEWCOMER.		not "reputable."	Ivanhoe
	El.	tion and drainage of the Quemahon-	(11: 14 is the tool when many share	Daniel George Newcomer, protner			Song No. 90, "In Memory of Wash-
		ing' company's Ralphton mines Nos.	the burden." The Moose organiza-	of K M Newcomer of Meversdale	PETITIONS THE BOARD	BASKET BALL.	
d of		the company's marphon mintes rives	the burden." The Moose organiza-	OI K. M. Newcomor or meyersuare,	ETHIONO AND DOAND		ingtonSchool
	Star -	1, 4 and 5. The company also desires	tion is strong, determined and pro-	died on Tuesday morning at his nome	OF PARDONS.		Recitation-"A Big Mistake"Helen
ofine	to A	to construct a public road from the	magazing and that the good work al-	in Pittsburg. Mr. Newcomer was		On Tuesday evening two games of	Baer.
ofing.		new shaft to the present public road,	gressive, and that Moorohoart will be	stricken while at work last Thursday.	Attorney John S. Miller, counsel	basket ball were played by the Mey-	Recitation—"How Girls Study."
		and seeks to condemn land for this	fully and satisfactorily completed,	He was first superintendent of the	Attorney John S. Miller, counsel	ersdale teams against two Cumber-	
ofing or		purpose. The condemnation proceed-	fully and satisfactorily completed,	The was mise supermeendene of the	for Michael Madar of Boswell, who		
ill save We also			there is no doubt whatever. The	Oakland station of the Pittsburgh	was recently sentenced to be electro-		SKETCHES-"A MIDSUMMER NIGHT'S
ve also		ings cover an area of about an acre	Moorohoart nictures that will be	postoffice with which he had been	onted for the murder of Stephen Dud-	ning both games.	DREAM."
		and a half. The viewers did not fix	-Lama have in the Pastime Theatre on	connected for over 25 years. He was	Is has notitioned the State Board of	The second trong as follows:	
SLATE N		the amount of damages sustained by	shown here in the rastine incutte on	born in Connellsville and was aged 52	Ta, has periodeled the Boate Boate of	Managalo P A C 50 Cum	Quince, a carpenter Paul McMillan
		Mr. Crist by reason of the appropria-	Tuesday evening, March 3rd, will give	born in connerstrate and thus ages of	Pardons for a commutation of the		Snug, a joinerAnna Merchbacher
win.	in the second		the public an opportunity to see the	years.	sentence to life imprisonment. The	berland Y. M. U. A15.	Bottom, a weaverWm. Dill
Nails	2 Contraction	tion of the property, as they will hold	other and better side" of Moosedom.	The second s	petition will be heard on March 18th.		Flute, a bellowsmender,
		another meeting for this purpose.	Don't miss seeing the pictures-they	TO AWARD BANNER IN		land Juniors-17.	
		Through their attorneys Frank P.		IO AWARD DAINER IN	the first degree at September, 1913,		Stella McQuain
	Contraction (1)			SUNDAY SCHOOL.		THE REAL PROPERTY OF THE PROPE	Snout, a tinkerHarvey Pfeiffer
		Barnhart of Johnstown, and Berkey		Jondrin Sonrood	criminal court. Judge Ruppel re-	VIEWERS APPO INTED.	Starveling, a tailor Daniel Schaffner
		& Shaver of Somerset, the Cone-			cently refused to grant him a new		Theseus, Duke of Athens,
		maugh township sdhool board has in-	COLOGIA CLOSED	On Sunday , morning at Sunday		Attorney Louis C. Colborn, of Som-	
-,	Mar Sections	stituted condemnation proceedings	SCHOOLS CLOSED	school in the Amity Reformed church	, of and		Sylvester Stouffer
		against Charles Yooman of Davids-		a banner will be awarded to the class		erset, Jeremiah J. Reiman, of Stony-	
	一方 下		MONDAI AI ILINIOON	having the best percentage of attend-	MEETING POSTPONED.	creek township, and Virgil M. Black,	Mary Wiland
		ville, to secure one acre of land as a		having the best percentage of account		of Confluence, viewers appointed by	Song-"The Lord is My Shepherd"-
Contraction of the state		site for a new school house. In the	Owing to the intense cold, deep	ance on Sunday morning The ban-	The Transas To Willard momonial	the court in the condemnation pro-	Sadie Landis, Irene Collins, Le-
		netition filed in the matter the direc-	- snow and high wind on Monday, the	ner will be the possession of a class	The Frances E. Willard memorial	the court in the condemnation pro	nore Collins, Sally Stratton, Mar-
121						ceedings of the Quemahoning Coal	
	2001	tors state that they have been unable	schools were closed in the atternoon. There were many absent in the grades	Last Sunday the school turned in a	the M. E. church, due to the intensely	company against Jesse Crist, of	garet Richards, Florence Just.
les north-							Recitation—"What Jim Thought,"
urch, will	1	, to be paid for the ground, and pro-	in the forenoon, and the probability	special offering of over entroy donard	northoned until next Sunday after-	defendant \$117 damages. The coal	
ary 18th,		ceeded under ^e the new school code	was that the afternoon session would	for the foreign mission work in China	posipolica and next ballanary alter	commany condemned an acre of	School Celebrities-Artist, Elizabeth
							Bolden; Lecturer, Paul Hostetler.
ents and		of aminort domain in the acquisition	have a small attendance, consequent- ly the forenoon session was some-	contributing to this work and as a	ribbon expect to have an enthusiastic	Orist's farm as the site for an ad-	Doluell, Decourer, I am Hospeolet
7		or eminent domain in the acquisision	h ly the forenoon session was some- what lengthened and the afternoon	consequence the offering was quite	I meeting in nonor or the worthan whee		Song-"Star Spangled Banner,"
	1	of land for school purposes. The	what rengthened and the alternoon	lange	has done so much for the W. C. T. U	for ventilation.	School
1	A Present series	petition is signed by the directors, as	i session abandoned.	large.	I has delle be much for the of a c		I. A CARLEN AND A CARLEN A
	1						
1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1		C. C					