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DANVILLE, PA., THURSDAY, JUNE 16, 1910

ESTABLISHED IN 1855

ITEMS CONDENSED.

least one resident who is upholding its name. Samuel Clawson recently took unto himself his fourth wife, in the person of Miss Catherine Piper, of Cherrytree.

John W. Roberts, a young Chester resident, after being deprived of the sight of one eye for fourteen years on count of its having been pierced by a bullet from an air rifle, now sees as well as ever, following a delicate operation by a Philadelphia specialist.

L. D. Nellis, a miner, lost both eyes in a recent explosion in the Blauco mines, near Kittanning. The force of a blast had put out his lamp and he was relighting it when a portion of the head of the match he was using fell into a can of powder and caused it to explode.

M. A. Milliron, formerly superintendent of the Somerset county schools, now a resident of Kittanning, has two chickens joined togther like the Siamese twins. They are the product of a double egg and are joined at the sides. At the concl One is a hen and the other a rooster and they have many quarrels.

The wife of a Perry township, Snyder county, farmer has discovered a good cure for troubles caused by the pesky English sparrow. The birds were destroying her young lettuce and, after trying other remedies without avail, she concieved the idea of soaking bread with whisky and placing it in the lettuce beds. This she did and the birds devoured the food greedily. They became so drunk that they lay on the ground in a stupor and she killed them by the hundreds.

Paint is not good eating for cows. Four Jersey bovines belonging to residents of Scenery Hill, Washington county, tried it and three died, while another is in a serious condition. The can of paint was thrown in the pasture and the next morning the generally peaceful animals were seen rushing about the lot, attempting to gore the summoned. It was soon found, however, that what was wrong with them

William R. Sheppard, the fourteen year-old boy charged with the killing of his stpefather, Jeremiah McManus at Rock Ledge was found guilty of involuntary manslaughter at Norristown on Saturday. Judge Swartz allowed e boy to go on probation. Young Sheppard shot his stepfather while the latter was beating the lad's mother.

Seven-vear-old Gerald Ninihan, of Carnegie, was struck by an auto while he was riding on his bicycle and sustained three fractured ribs and a bruised left arm; yet he crawled out from under the machine, one wheel of He acquiesced, never making a dewhich had passed over him, and never

Contracts for new structural work and car building to the value of \$10,burg, were placed this week.

Neshit Wetzel, aged 14, of Salona, Clinton county, suffered a concussion of the brain when, with several other boys he was leaning against the railing of an old bridge and it gave way. precipitating them to the bed of the creek, eight or ten feet below.

Carmon Bosolina, aged 9 years, was

Lulu Eldridge, a 7-year-old evangelist, preached at one of the opening services of the campmeeting of the Church of the Poor, which began rein Ketterman's grove, near Etna. She took as her subject Mount Etna. 'The Bible During the Campmeet

The question as to whether counties can apply for State aid in reconstructing roads without concurrence of township supervisors has been settled by Deputy Attorney General William Hargast, who has decided that they cannot do so, except when roads have been taken under the provisions of the ton; also that all minimum royalties county road act of 1895.

Northumberland county commission ers have decided to go before the court and ask that the Reading and Pennsyl- yards. vania Railroad companies be made to trespassers taken from freights and confined in the county jail. At times, as high as twenty to thirty persons on the charge of riding freights.

In order to restrict the waste of commission in a report to the gover plan of New Jersey and levy a tax when more than a certain amount of water is used by a municipality each day. New Jersey levies a tax of from \$1 to \$10 per million gallons for all water used by municipalities over and above the rate of 100 gallons per capita

HERRING ASKS FOR NON-SUIT

Trial of the Pursel case against the Reading Iron company was resumed at 9 o'clock Thursday morning. Three witnesses were examined, when, at 10:15 o'clock, the plaintiff rested and Hon. Grant Herring for the defendant asked for a compulsory non-suit.

The witnesses heard were George Perry, Sr., Harry Yerrick and A. G. Harris. The two former were employes of the Reading Iron company, who with others, were sent by the com-pany to Pursel's slope, with wheel barrows and horses and carts to fill up the sink on the north side of the public road. The cave-in was some taken photographs for use in the trial spread of the whole center gardenand was merely called to identify the pictures and to describe the position

At the conclusion of the testimony. when the plaintiff rested, the "subse quent deed or agreement," on which the game, waiting for Sweeney-Kelly so much interest centered, was made the basis of action.

At this juncture Mr. Herring asked if the defendant was to understand non-appearance when-listen! Managthat the plaintiff declined to offer in evidence the "agreement of 1883" and whether it was not a fact that a record of said agreement was in the next room? Learning that the plaintiff did not propose to submit the agreement in evidence, he asked for a compulsory non-suit, assigning seven reasons, which in substance were as

1st. The plaintiff's statement on its face shows that a subsequent agreement-of Feb. 16, 1883-was made between the heirs of Daniel Pursel, dec'd, and the Montour Iron and Steel Co. and that the present administrator was not a party to it. The plaintiff's declaration avers that the contract with Waterman & Beaver "was modiother cows. It was thought that they | fied and changed," but persists in rehad rabies and a veterinarian was fusing to produce the modified con-

2nd. Persistent withholding of testimony constitutes ground for non-suit. the bleachers took the hint. 3rd. Proof is not sufficient to support the allegation

4th. The original argeement shows that the royalties were to be paid to Daniel Pursel, his heirs and assigns and not to his administrator. Therefore, the proper parties have not brought action.

The evidence shows that after the flood of June, 1889, the Montour Iron and Steel company abandoned the mines, the buildings were taken down and the railroad was torn up. Yet no protest came from William R. Pursel, whose administrator brings this suit. mand, which showed that he consented to the throwing up of the lease. It is not until after twenty years, when a purchaser comes in who has bought 000,000 much of which affects Pitts. the property at a sheriff's sale that suit is brought and the Reading Iron company is called upon personally to pay under the agreement of 1883. 6th. That the defendant, a purchas

er at a sheriff's sale, never exerted acts of ownership or sovereignty over the property conveyed by said sheriff's

7th. The substituted agreement was the one that was operated under for Carmon Bosolina, aged 5 years, was killed by an auto on the streets of wick's third baseman failed to gather. Wilkes-Barre recently. He is said to the sheriff's deed there were no words "Honus" died on third and Hagy fanhave dashed from the sidewalk direct- to show that the grantee should asly in front of the car. It was driven sume any personal responsibility. At until the seventh. To the interested by Allan Glennon, who says it was go-ing slowly, with the horn being blown. this point Mr. Herring quoted the provisions of the act of 1878, relating looked like a kink in the aspirations to the transfer of real estate on which encumbrances exist.

In the course of his argument Mr. Herring explained that the second agreement was made between the children and other heirs of Daniel Pursel and the Montour Iron and Steel company in 1883, when in order to carry on the mining of ore, it became necessary to sink the slope ninety yards deeper and to incur considerable other expense. The new agreement between the parties provided that the royalty on soft ore should be reduced fom 75 cents to 50 cents per ton and on hard should be suspended during the time that the company was engaged in sinking the slope the additional 90

Mr. Herring held that the mere act of filling up the sink along the road at the slope, although authorized by the superintendent of the Reading Iron company here, did not constitute exercising the right of sovereignty or ownership. He denied that any act of the superintendent's in the premises could affect the property rights of the Reading Iron company. Indeed, the act of filling up the sink, which was really filling up the slope, he held. was only another evidence of the final abandonment of the mine by the Read ing Iron Co.

Immediately following the reconvening of court after the noon intermission Albert W. Johnson of counsel Continued on 4th Page.

DANVILLE LANDS **ELEVENTH GAME**

STANDING OF THE CLUBS

| W. L. P.C. | W. L. P.C. | Shick'ny 7 3 700 | Nanticoke. 4 4 .500 | Shick'ny 6 3 667 | Benton. 2 9 .182 | Brwick 6 5 .545 | Aiden. 1 9 .100 cil Monday night.

SATURDAY'S RESULTS.

Danville, 5; Berwick, 2. Bloomsburg, Nanticoke, wet grounds. Alden-Nescopeck, wet grounds.

"Reds" Metzler and his eight assistants helped boost the pennant aspirations of Manager Hoffman's aggravating aggregation on Saturday by obligseven or eight feet from the public road and "ran into the field." It was end of the 5-2 score. This too in spite ingly handing the home team the big 30 to 40 feet across. A. G. Harris had of the fact that "Reds" had his net and the holes all sewed shut.

A great game-from the spectators view point-something doing all the time. The fans put in a few anxious moments previous to the opening of was there. Time passed and various opinions were being formulated as to the honest truly reason for Sweeney's er Laubach of Berwick and Manager Hoffman of the locals got their heads together. Laubach doffed his suspenders, borrowed a belt, snatched a cap from a nearby head, disquised himself in a sweater and walking like an umpire, called the game. Hoffman agreed to handle his share of the damage by over looking the bases. Think of it, dear reader, ever hear of such a thing. game? Trouble? Nix. We want to say right here that Laubach out-Sweeney'd Sweeny and earned the honest regard of every fan by the able and impartial manner in which he ran the game. And Hoffman circled the bases with the runners.

Considering the day, the crowd was large but not exactly so enthusiastic the first portion of the game with Berwick a run ahead. In the seventh however, Danville's stock took a jump and

Brannen was there with his smile part of the winning may be gleaned from Berwick's lonely four hits and

his fourteen strike outs.

Mackert endeared himself to the Danville base ball population by his twenty entrance fee

In the second Dooley got a ball on the finger breaking it just below the will probably keep Dooley out of the game for a month anyway.

The seven errors on both side were largely due to the wet ball.

The happenings: The penant chasers kept up their us ual habit of scoring, after Umlauf and Livengood had been put out, Nipple made a drive to centre field, stole second and crossed the pan when Wagner hit a high one which Flaherty, Berned. This ended the local run getting

of Hoffman's bunch when Berwick secured one in the second and another in the fourth. In the second round, after Flaherty had been put out and Tierney struck out, Metzler received a present of a base on balls. He stole econd and strange to say, unbelievable as it appears, he hooked the third bag. Horrible! Wager also took a Weston promenade. On a series of Danville fumbles, "Reds" scored while Custer fell a victim to Brannen's

In the fourth Berwick tallied again. Foster, the heavy hitting ex-Tri-Stater, connected for a two bagger to left Flaherty hit a high one which was to Brannen. Tireney placed one through second which scored Foster. Metzler struck out and Tierney was caught at third. So ended the Berwick end of the scoring although four men faced Brannen every innings.

In Danville's half of the seventh with Veith an easy out, Mackert made the feature hit of the game, a long Berwick.
drive over right field wall, for two Danville. bases. Kelly who replaced Dooley in the fourth, popped a "Texas leaguer" into right which brought the Sunbury up score. Woof!

gathered it off his shoe strings threw to first nailing Kelly in a lightning double play and retiring the side.

game on ice by finding Custer for a Custer. Passed ball—Wager. Time pair of singles and a two bagger. Umof game 2 hours. Umpires—Laubach lauf first up, hit to Smoyer. The Cub- and Hoffman.

PAVING WILL

street was awarded to W. H. Lyon of Sunbury at a special meeting of coun-

The meeting was called to order at 7:30 o'clock by President Cleaver, who explained the object of the meeting, which was to take action relative to the paving of East Market street and the painting and other repairs in prog-

ress at city hall.
A. H. Woolley, representing the Danville and Sunbury Transit company, appeared before council to explain that his company had come to an anderstanding with W. H. Lyon, the lowest bidder for the work and had agreed to award him a contract for its share of the paving. He had the contact with Mr. Lyon with him, and it was ready for execution.

Mr. Lyon was present and expressed | Gibson. his willingness to comply with certain stipulations relating to a full protection of the borough in the premises insisted upon by the borough solicitor.
On motion of Mr. Curry, seconded

by Mr. Everhart, it was ordered that the contract for the improvement of East Market street be awarded to W. H. Lyon at \$1.77 per square yard for Pursel. the curbing the latter to be set in concrete. On motion it was also ordered that the agreement and bond relating to the work be drawn up and execut-

Proposals for furnishing paint for the painting of city hall were received from the Muncy Paint Co., J. H. Cole, the Welliver Co. and the Welliver Hardware Co. On motion of Mr. Curry it was ord-

ered that the borough purchase the paint needed for city hall of the Welliver company at 95 cents per gallon. The following members were pres

ent: Cleaver, Everhart, Iles, Marshall, Curry, Connolley, Von Blohn and

KILLED IN BRAWL

MIFFLINBURG, June 15. George W. Rishel, sixty-five years of age, was killed in the barroom of and bunch of fascinators and his little the Commercial hotel last night, bepart of the winning may be gleaned tween 9 and 10 o'clock, by Oliver Strickler, a young farmer living two miles southwest of this place. Rishel, Strickler and Harold Barber were drinking and the two younger men nifty playing in the field and his mach needed two bagger in the seventh, starting the winning run getting. His starting the winning run getting. His tarting the winning run getting. His tarting the winning run getting. His tarting the tray at Strickler. The latter, infuriated by the blow, the home plate nailing Wagner, clos- knocking him down. In falling Rishing the game was worth the five and el's head struck the bar railing and his skull was fractured, causing almost instant death. Strickler and Barber returned to their homes, but first joint. He heroically stayed in the this morning the former came here game however the remainder of this and surrendered to the proper authorand the following innings. The injury ities. Mrs. Rishel is almost prostrated as a result of the shock.

> an boy was unable to handle it in time to catch "Buck" at the first station. Livengood attempted to sacrifice but popped a short fly which Custer was unable to get near. Nipple sacrificed advancing Umlauf to third and Livengood to second.

Wagner hit through short scoring two runs.

Cook who replaced Hagy in the sixth flied out to Metzler. Veith slammed a two bagger between short and third scoring Wagner. Veith was a dead one which Wager easily gathered.

Livengood, 2b. .4
Nipple, 1b. . . .2
Wagner, cf.4
Cook. rf BERWICK.
AB. R. H. O.

Totals.....33 2 4 24 *Batted for Custer in the ninth. Berwick..... 0 1 0 1 0 0 0 0 0 0—2

7. Stolen bases-Nipple, Mackert, Flahman-bird across the pan for the even erty, Metzler 2, Wager 2. Double plays-Veith to Umlauf to Nipple; Brannen drove one to Heist who Heist to Foster. Sacrifice hits—Nipple 2. Two base hits Nipple, Mackert, Veith, Foster. Struck out by Brannen 14, by Custer 4. Bases on balls-off In inning eight Danville put the Brannen 6, off Custer 1. Wild pitch-

SCHOOL BOARD

The regular meeting of school board was held Monday eve. The following members were present: Sechler, Orth. Sidler, Swarts, Marks, Burns, Pursel Fischer, Cole, Heiss.

Committees were appointed by President Sechler. to serve for the term of 1910-1911, as follows: Finance—W. H. Orth, J. H. Cole, J.

W. Swarts, J. Newton Pursel.
Building and Repairs—Jacob Fisch-

er, W. J. Burns, J. W. Swarts, Augustus Heiss. useus riess.

Supplies—W. J. Burns, J. H. Cole,
W. L. Sidler, W. H. Orth.

Printing — J. W. Swarts, Jacob

Fischer, Augustus Heiss, S. Marks. Bills and Accounts-J. H. Cole. S. Marks, Augustus Heiss, W. L. Sidler. Text Books-C. Shultz. M. D., W L. Sidler, J. Newton Pursel, Jos. M.

Transfers Shultz, M. D., J. W. Swarts, W. J.

Burns. Teachers, Janitors and Rules-J. Newton Pursel, C. Shultz, M. D., W.

L. Sidler, W. H. Orth.
High School—W. L. Sidler, Jacob Fischer, Jos. M. Gibson, J. Newton

Grievance-Jos. M. Gibson, J. W. Swarts, J. H. Cole, S. Marks.

The bill of W. V. Oglesby of \$3.25 for services was ordered paid. On motion of Mr. Pursel it was ordered that all applications of teachers

for schools be in the hands of the board by the time of next meeting. The attention of the board was call ed to the action of a Mr. Brown, a

book agent, who has been operating in this city. An educational book is the The agent represents that he is being backed here by the superintendent of schools and the school board, the latter to deliver the books. It was the wish of the board that a

written denial be made of any affiliation between the board and Mr. Brown. The superintendent's report for the year brought out the following inter-

esting figures: Number of pupils registered during year, 1291; number not absent during year, 168, of which 71 were high school students; number of pupils not tardy,

719; 162 students were enrolled in high school during year; 145 were enrolled at end of year; the approximate number of students that will attend high school at the opening of the term, 153 The athletic association reported total receipts during year of \$87.85 total expenditures, \$87.35.

The faculty of the high school awarded letters to 14 men during year.

CORPS OF TEACHERS

No time has as yet been set for the elections of teachers in the Danville schedule. school district. So far as known, however, there will be no change in the

For a couple of years past a conges tion has existed in the senior secondary grade, which may be relieved by the election of an additional teacher. Last year in this grade there were 201 pupils, which was considered too was carried, all but Benton and Alden many for the four teachers and the voting in favor. employment of a fifth teacher during the term was agitated.

The present year in the senior secondary grade there will be 226 pupils, divided as follows: First ward, 47; second ward, 49; in the third and fourth wards each 65 pupils-too many for a teacher to handle successfully. The proposition advanced is to em-

ploy an additional teacher to relieve overcrowding, installing her in a disused room in the third ward building. There are a couple of reasons for the pils of the senior secondary grade. One s the more rigid enforcement of the school law, which prohibits pupils years of age; the other and chief reapupils are being taken through the

MASTER OF ARTS

Harry K. Schoch, of this city, yesterday received his master's degree from Susquehanna university, Selins-

Mr. Schoch has an enviable scholastic record. He graduated with highest honors from the local grammar and high schools and was an honor man, class of 1909, at Susquehanna, receiv-Earned Runs - Danville 3, Berwick ing the degree of A. B. Following
Left on base, Danville 5, Berwick his completion of the four year classical course at that institution in three years, during which time he carried away a number of medals, Mr. Schoch took post graduate work leading to the degree of M. A.

Robbers carried a 600-pound safe

LODGE MAKES

Myrtle Lodge No. 858, I. O. O. F., of this city, has purchased of Robert Adams the three-story brick building on Mill street ormerly known as the E. W. Conkling building. The bargain was closed yesterday.

The property is an especially desirable one, fronting on Mill street with an L abutting on Library avenue. On the first floor is contained a commodious store room until recently occupied by A. H. Grone; on the second floor is a suite of rooms occupied by James Scarlet as law offices; on the third floor are lodge rooms, which will be occupied by Myrtle lodge.

The lodge rooms are well arranged and are suitable for the Odd Fellows. For three years prior to 1874 the rooms on the third story were occupied by Danville Lodge No. 224, F. & A. M. Later Calumet Lodge No. 279, I. O. O. F., occupied the quarters.

Up to the present Myrtle lodge has been renting of Montour Lodge No. 109, I. O. O. F. It obtains immediate possession of the building and will proceed at once to fit up and occupy the lodge rooms. The store room will be rented out.

Myrtle lodge was organized in 1873. Frank Lee Miles was the first noble grand, Miles W. Smith being vice grand. William H. Byerly was secretary and the late George W. Miles was treasurer. For the first twelve vears Frank Lee Miles was representative to the grand lodge.

Myrtle Lodge, has prospered not only in point of membership but also financially. It has some two hundred members and possesses sufficient funds to make all payments. The present officers are as follows: Noble Grand, Roy W. Goss; vice grand, George W. Fry; recording secretary, Miles W. Smith; financial secretary, H. J. Ward; treasurer, H. E. Seidel.

The building committee, which acted in connection with the purchase, was as follows: Frank Lee Miles, chairman; J. T. Fisher, secretary John C. Foust, Joseph H. Snyder, Hurley Baylor, David Reed and J. H.

The advisory committee was as follows: Landis Goss, Miles W. Smith, Harry Koons, P. J. Keefer, Ira Everhart, William Deutsch, H. E. Seidel and J. R. Hughes.

LEAGUE MANAGERS MEET

A meeting of the managers of the Susquehanna league was held at the Hotel Morton at Berwick yesterday afternoon at 4 o'clock, which had been called at the instance of Alden to decide whether or not the league would continue to play a two game a week

The meeting was attended by a full board, Assistant Manager Victor Vin-cent representing Danville. President McCollum called the meeting to orde and stated the object. After a short discussion it was moved that the two game a week schedule be continued for the remainder of the season and After a decision had been arrived at

Alden and Benton stated they would be ruled by the will of the majority and continue under present conditions It developed at the meeting that

there is a very strong sentiment among fourth wards, 130. An equal division the managers of the larger towns of scoring Wagner. Veith was a dead one on second as Mackert lifted a foul of the latter number gives the senior the league in favor of increasing the the Washington, the Goodwill and secondary teachers of the third and number of games to three or four a The league games create more interest than exhibition games, and as most of the teams play three and four games a week with the exhibition games included, they might as well be league games, is the principal argument offered in favor of the move-

SUNBURY CHOSEN

SHENANDOAH, June 15. Sunbury was chosen this afternoon as the place of holding the Six-County Firemen's convention next year. The town is crowded, and there are

still thousands coming here. The big parade will take place tomorrow afternoon, and will be the event of the

William F. Schutz. of Shenandoah was elected president of the Six-County association to succeed John G. Waite of Danville.

The nominees for vice president were: G. A. McKelvey, Jr., of Columbia county; G. W. Hall, of Lackawanna; William Jenkins, Luzerne; Harry Rupp, Montour; Joseph Fecker, Northumberland, and James P. Foley. Schuylkill. These were elected as nominated.

Secretary Youngman and Treasurer Kerchner, both of Hazleton, had no of others are seriously ill. opposition and were elceted.

Daniel Skiles, aged 14, son of a widable to obtain the \$12,00 that at held, tiers township, Washington county.

FOURTH OF JULY **OBSERVANCE**

advancing and it is hard to realize that it is only a little over two wee

distant. Up to the present we have heard no agitation as to a safe and sane observance of Independence Day in Danville; neither have arrangements been made for any public demonstration. The day here in all probability

will be quiet enough. Burgess Amesbury yesterday stated that while no effort will be made to curb the sale and discharge of fireworks in Danville vet as on previous years a full observance of both the State law and the borough ordinance relating to firecrackers and various other explosives will be rigidly in-

sisted upon. Burgess Amesbury heartily approves of an observance of the Fourth along old-fashioned lines as is being plan-ned in New York, Williamsport and many other cities. The plans for a safe and sane Fourth generally provide historical exercises, carnivals, parades and fireworks as a source of entertainment. In Williamsport it is planned to hold band concerts in the park morning, afternoon and evening. The evening concert will be an especially attractive one.

There is a great deal in the scheme proposed that should commend itself to our citizens. An automobile parade, which is being arranged in some towns for the evening of the ! Fourth, especially appeals to Burgess Ames-There are some thirty automobiles in Montour county and no doubt many auto owners from neighboring localities would be glad to fall in with such a parade, if they were invited. It would be a novel and attractive feature, which could be gotten up without expense in the short interval between the present and Independence day. All that is needed is for one or more enterprising owners of motor-vehicles to take the initiative; others will rapidly follow.

Another feature recommended by the burgess is a concert in the park with an address by one or more of our gifted orators. There might be music by a band or by a chorus drilled for the occasion. Danville has famous singers and in the past when heard in out-of-door performances they earned much applause.

The above are thrown out as suggestions. It remains for others, who represent or are in touch with owners of motor vehicles, the musicians, &c., to take the matter up, if the proposition appeals to the public and there is any disposition to respond. It is quite certain that, if we are to cut loose from the noise and danger that has generally characterized the observence of Independence day in the past. we shall be obliged to substitute other features that will entertain and appeal to the patriotism of the people.

CREDITABLE SHOWING

A very creditable representation of our fire department left for Shenandoah yesterday to attend the Six-County Firemen's Convention.

The firemen assembled in front of the Armory and to the music of the drum corps of the Washington Hose company marched over to the station where they took the 12:10 Pennsylvania train.

Among the firemen were represented Rescue boys. A good many members of the Friendship and the Continental companies as individuals are also attending the convention.

WARM WEATHER

The long-delayed and much desired warm weather seems to have come at Sunshine made its appearance Tuesday followed with a mid-summer temperature yesterday.

People showed their appreciation of the fine weather yesterday, although by no means sure that another change may not follow in a day or so. Few remained in doors. At Memorial park last evening the seats were nearly all occupied by people who had turned out to enjoy the evening at that delightful spot.

Diphtheria at Snydertown.

Snydertown is in the throes of an epidemic of diphtheria and the residents are considerably alarmed over the rapid spread of the disease. A large supply of disinfectants was sent there by the State but these became exhausted Tuesday and it was necessary to procure more at Sunbury. pending the arrival of others from the State. One child has already succumbed to the disease while a number

David Zeigler, a farmer of West