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The store that carries the biggest stock, the finest assortment, freshest goods at lowest living prices. Honest dealing, prompt service and courteous treatment to all.

THE FIRST NATIONAL BANK OF SALISBURY.

Capital paid in, \$50,000. Surplus & undivided profits, \$9,000.

3 PER CENT. INTEREST On Time Deposits.

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LOOK -- HERE!

Pianos from \$125.00 up. Organs from \$15.00 up. Sewing Machines from \$10.00 up.

The asking for a catalogue, getting prices and looking over our stock may mean the saving of a good many dollars. Agents for the following makes:

PIANOS.

WM. KNABE & CO. BUSH & GERTS, SCHOMACHER, VICTOR, ROBERT M. CABLE, KIMBALL, SHUBERT, OXFORD.

ORGANS.

FARRAND, ESTEY, KIMBALL.

SEWING MACHINES.

DAVIS, WHITE, STANDARD, NEW HOME, DAYTONIO, GOLDEN STAR.

We have engaged the services of C. E. LIVENGOOD, Piano and Organ Tuner and Repairer, and orders for work in that line left at the music store will receive prompt attention.

Somerset County Agents for Estey Pipe Organs. REICH & PLOCH, CENTRE STREET, MEYERSDALE, PENNA.



Greatly Pleased

are all people who call to inspect our immense stock of new goods in all departments. We have just added to our store

A Nice Line of Dry Goods.

Call and see if we can't save you some money. Our prices are very low and our goods the very best.

Elk Lick Variety Store.

A present duty: Subscribe for THE STAR.

Important Announcement!

To the people of Salisbury and vicinity I wish to announce that I have purchased the undertaking business of Rutter & Will, in Meyersdale, and have moved to that town.

However, I have not sold out in that line in Salisbury, and I have a representative to look after my interests in Salisbury, where I shall keep constantly on hand a fine stock of

Undertaking Goods, Coffins, Caskets, Etc.

L. C. Boyer is my Salisbury salesman, and can sell you anything you may need in my line. I will continue to do embalming and funeral directing, both in Salisbury and Meyersdale. Thanking the public for a generous patronage in the past, and soliciting a liberal future patronage, I remain your servant,

H. McCULLOH, Meyersdale, Pa.

E. E. CODER, Watches, Clocks and Jewelry, SALISBURY, PA. Repairing neatly, promptly and substantially done. Prices very reasonable.

Bank by Mail advertisement with image of a mail box and text: 'BANK BY MAIL. This 20th Century banking method brings this strong, old bank to every post office in the world. Write for Banking by Mail booklet. Founded, 1882. Assets, \$14,000,000.00. 4 per cent. interest paid. PITTSBURGH BANK FOR SAVINGS of Pittsburgh, Pa.'

SHIRT WAIST STARCH

Send for Catalogue of Premiums. Stronger and whiter than any other starch. It is made by a new process, whereby, more of the strength of the corn is retained than by the old process.

Price Ten Cents. In using Shirt Waist Starch the linen will never blister; the iron will never stick; results in a snowy, white satin finish. It is the best and cheapest starch on the market. We ask you to give it a trial. For sale by all grocers. Prepared only by SHIRT WAIST STARCH COMPANY, Norwalk, Conn.

TWENTY-SECOND INTERNATIONAL CONVENTION, CHRISTIAN ENDEAVOR, BALTIMORE, MD., JULY 5-10, VIA BALTIMORE & OHIO RAILROAD.

From all points East of the Ohio River, West of Martinsburg, W. Va., and South of Summit Point, W. Va., tickets will be sold at One Fare plus \$1.00 for the round trip.

Tickets good going July 3, 4 and 5, valid for return not earlier than July 5, nor later than July 15, 1905.

Extension of return limit to August 31 may be obtained on deposit of ticket and payment of \$1.00 to Joint Agent at Baltimore, Md. Stop-overs will be allowed at Oakland, Mt. Lake Park, Deer Park and Washington, in either direction.

For detailed information apply to nearest B. & O. Ticket Agent or G. W. Bassett, G. P. A., B. & O. R. R., Baltimore, Md. 6-29

The Pittsburg Daily Times and THE STAR, both one year for only \$3.75 cash in advance. Send all orders to THE STAR, Elk Lick, Pa.

REPUBLICAN TICKET.

- For Sheriff: WILLIAM BEHLEY, of Somerset Borough. For Prothonotary: CHAS. C. SHAFER, of Somerset Borough. For Recorder of Deeds: JOHN R. BOOSE, of Somerset Borough. For Clerk of Courts: MILTON H. FIFE, of Meyersdale Borough. For Clerk of Orphans' Court and Register of Wills: CHAS. F. COOK, of Berlin Borough. For Commissioners: JOSIAH SPECHT, of Quemahoning Township. ROBERT AUGUSTINE, of Somerfield Borough. For Treasurer: PETER HOFFMAN, of Paint Township. For Auditor: W. H. H. BAKER, of Rockwood Borough. J. S. MILLER, of Somerset Township. For Poor Director: WILLIAM BRANT, of Brothersvalley Township. JOHN MOSHOLDER, of Somerset Borough. For County Surveyor: ALBERT E. RAYMAN, of Stonycreek Township.

THE LICENSE CASES.

Superior Court Reverses Judge Kooser's Absurd Decision—Will Now go to Supreme Court, Says a Newspaper Dispatch.

Last week the Superior Court of Pennsylvania reversed the recent absurd and hair-splitting license decision of Judge Kooser, with which all our readers are familiar. When Judge Kooser handed down his long-drawn, illogical opinion, it contained a paragraph reading as follows:

"As we have said, we would permit this amendment and grant the licenses, if we believed we had the power to do so."

In view of Judge Kooser's own declaration, as quoted above, people naturally presume that he will be as good as his word, since the Superior Court has reversed his decision and declared that he had the power to permit the amendment the license applicants, through their attorney, asked for. The objecting attorneys, Ruppel and Lowry, have asked for an appeal to the Supreme Court, but whether the case will go there, remains to be seen. If it does, it will add another chapter to the detriment of a set of men who have already suffered too much injustice on account of an objection that should have been completely ignored in the first place. If Judge Kooser had not on former occasions granted licenses on petitions containing the same defects objected to by Ruppel and Lowry, and the fact that he did so in at least one case at the last license court, matters would not look so infernally rotten as they do. But enough has been said, and "sufficient unto the day is the evil thereof."

Following is the full opinion and decision handed down in the matter by the Superior Court:

IN THE SUPERIOR COURT OF PENNSYLVANIA. No. 282 April Term, 1905. Appeal from Application of Benjamin H. Matthews for License to Sell Liquors at Retail. Sessions of Somerset Co., Filed May 17th, 1905.

Porter, J.:

The application of the appellant for a retail liquor license was in the exact form prescribed by the statute, and was complete in every particular, except that the space left for the names of his proposed sureties in the ninth paragraph of the printed form used for the petition, the affidavit of the applicant and the certificate of the freeholders, was a bond in proper form duly executed by the applicant and its sureties. The petition, affidavit, certificate and bond were together filed of record. Objection having been made to the sufficiency of the application upon the ground that the names of the bondsmen had not been written in the petition proper, the appellant presented a petition, verified by affidavit, setting forth that the bond was attached to and formed part of the petition, that all persons were thus informed as to who were the sureties and that the omission of the names of the sureties from the ninth paragraph of the petition was a

mere oversight of the petitioner and his attorney, and praying the court for leave to amend the petition by inserting in paragraph nine the names of the sureties, as they appeared upon the bond attached to the petition. The court below declined to permit the amendment and refused to grant the license, whereupon the petitioner appealed.

The learned Judge of the Court below, recognizing the fact that only the record proper could be considered upon appeal, and desiring to present the question in a manner which would permit of his judgment being reviewed, incorporated in the order dismissing the petition the grounds upon which his judgment was based. The order from which we have this appeal is in the following language, viz: "As we have said, we would permit this amendment and grant the license, if we believed we had the power so to do. But upon careful examination of the authorities and of the papers in the case, we are of opinion that we are without jurisdiction of the case, and consequently without the power to allow the amendment, and, for the reasons given, refuse to permit the amendment and refuse to grant the license."

"BY THE COURT." The record proper thus clearly shows that the court below declined to permit the amendment and dismissed the petition for a license because, it was, in the language of the order, "without jurisdiction of the case." The learned judge interpreted Miller's license, 13 Pa. Superior Ct. 272; Cramer's license, 23 Pa. Superior Ct. 596; Sauer's license, 23 Pa. Superior Ct. 464, and Forst's license, 23 Pa. Superior Ct. 600 and 208 Pa. 578, to mean that the Court was without authority to permit any amendment of the record in a license proceeding. There is a distinction between amendments which cure defects purely formal and those which go to matter of substance. We have held in the case of Oberfell's license, decided at the present term, that where a bond in proper form is attached to and filed with a petition for a license, which is regular in all respects, except that the space left for the names of the proposed sureties in the ninth paragraph were not filled, the defect was one of form, and curable by amendment. That decision was announced after the learned judge of the court below had made the order here appealed from, but the cases are in all respects the same, and the opinion of President Judge Rice, in Oberfell's license, covers the question here presented. The court below had jurisdiction of the case, and was vested with a discretion to allow the amendment prayed for and to grant the license, if, upon the hearing, satisfied of the public necessity and the fitness of the applicant. We do not decide that the license must be granted; upon that question the court below must exercise its discretion. The order of the court below is reversed and the record is remitted for further proceedings accordingly to law.

As Viewed by the Confluence News.

The decision of the Superior Court of the state on the Somerset county license case was rendered yesterday, and reverses the decree of the lower court in all the cases but one. This exception is a Salisbury applicant, and in his case the validity of the bond on his application is to be re-argued, but he will doubtless get his license also.

The hotel-keepers of Somerset county who have had their application for license held up and thrown out by Judge Kooser over a quibbling technicality, are about to get the licenses that should have been granted in the first place. The ruling of the Superior Court must be considered as a great victory for Attorney Berkey, against whom the whole fight in these liquor cases has been really directed by his political enemies.

Turvey Acquitted.

Samuel Turvey, who was on trial at the present term of court, charged with the murder of Wm. Sutton, the particulars of which case are well known to all our readers, has been acquitted, the evidence against him not being strong enough to convict him on.

TERRIFIC RACE WITH DEATH.

"Death was fast approaching," writes Ralph F. Fernandez, of Tampa, Fla., describing his fearful race with death, "as a result of liver trouble and heart disease, which had robbed me of sleep and of all interest in life. I had tried many different doctors and several medicines, but got no benefit, until I began to use Electric Bitters. So wonderful was their effect, that in three days I felt like a new man, and today I am cured of all my troubles." Guaranteed at E. H. Miller's drug store; price 50c.

LICENSE COURT'S DISCRETION.

The Altoona Tribune is very emphatic in the opinion that Judge Kooser's refusal of certain applications for license in Somerset county was not reviewable in the Superior Court, for the reason that the license court is clothed by the statute with discretionary powers.

Our esteemed contemporary has stated the law correctly, but the facts seem to have escaped its observation. The Somerset licenses were refused for the reason, set forth at length in an opinion filed, that the papers were defective in form; that this defect was fatal, and that the court had no choice but to refuse the application. The court in this case distinctly disclaimed its discretionary power. The appeal was taken on a purely legal question, entirely proper to review. The higher courts recognized this fact, and if the logical mind of the lay brother of the Tribune will pause a moment and think, we are quite sure it will revise its opinion.

While the license courts have discretionary powers in granting of licenses, they must follow the statutes, and if the record shows that they have departed from the law, the higher courts will intervene to correct the error.

If Judge Kooser had simply announced from the bench that certain applications were refused, this would have been an exercise of his discretionary powers that would not have been reviewable, the higher courts having held that in the absence of any reasons given the court must be presumed to have acted with sound discretion, and its decision must be accepted as final.—Connellsville Courier.

The Courier takes a logical and sensible view of the Somerset county license muddle. Its position is absolutely correct, and the longer the applicants who were refused license on account of Judge Kooser's hair-splitting and far-fetched decision are kept out of their license, the more people will accuse Judge Kooser of partiality and unfairness. We may take a wrong view of the court's motives, but the whole thing looks like an effort to kill J. A. Berkey's political prospects in order to benefit a relative of the Judge, even though it means financial ruin to some of Mr. Berkey's clients. Of course, we are not saying that the court had anything of that kind in view, but people will nevertheless take that view of it, and they can't be blamed for it, either.

But, no matter what the motive was, we, as well as many others, regard Judge Kooser's decision as one of the thinnest things we have ever seen in print, and that it has greatly lowered the court in the estimation of all fair-minded people, there is not a particle of doubt, if we are to judge by what we hear people say.

TIME TRIED AND MERIT PROVEN.

One Minute Cough Cure is right on time when it comes to curing Coughs, Croup, Whooping Cough, etc. It is perfectly harmless, pleasant to take and is the children's favorite Cough Syrup. Sold by E. H. Miller. 6-1

FIRE AT JENNINGS.

Babe Three Weeks Old Perishes in Flames.

Jennings, Md., May 23, 1905.—Fire destroyed a dwelling house owned by Jennings Bros. and occupied by Clarence Broadwater, at 6 o'clock, Monday morning last. Mrs. Broadwater had arisen and built a fire in the kitchen stove, then left the house for a few minutes. When she returned the house was all ablaze. She aroused the rest of the family at once, and Miss Pearl Robinson, a sister of Mrs. Broadwater, threw their 3-year-old boy out of the second-story window and jumped out herself, no one was able to reach their 3-weeks-old babe, which was consumed in the flames.

Miss Robinson was hurt some by the jump, but the boy was unharmed. Nothing was saved at all, and Mr. and Mrs. Broadwater have the deepest sympathy of the community in their double loss.

SAVED BY DYNAMITE.

Sometimes a flaming city is saved by dynamiting a space that the fire can't cross. Sometimes, a cough hangs on so long, you feel as if nothing but dynamite would cure it. Z. T. Gray, of Calhoun, Ga., writes: "My wife had a very aggravated cough, which kept her awake nights. Two physicians could not help her; so she took Dr. King's New Discovery for Consumption, Coughs and Colds, which eased her cough, gave her sleep, and finally cured her." Strictly scientific cure for bronchitis and La Grippe. At E. H. Miller's drug store, price 50c. and \$1.00; guaranteed. Trial bottle free. 6-1