

# THE EVENING HERALD.

VOL. IX.—NO. 61.

SHENANDOAH, PA., TUESDAY, FEBRUARY 27, 1894.

ONE CENT.



## "Bed Room!"

Furniture of every variety and price. Many specialties worth columns of description and praise. But we only have room to mention a few things. Chamber suits, \$20 up; rug parlor suits, \$40 up. All other goods cut down at same rate.

J. P. WILLIAMS & SON

## ....A Merry Time This Week.

About two weeks ago we advertised a lot of Fancy French SATINES, which were sold out in a very short time, and could therefore not supply the demand. Now another case of same quality French Satine has arrived with patterns and colors more beautiful than the first lot, which are sold at the same price.

Don't be deceived in quality of goods offered at lower price.

Don't fail to try the P. N. Corset.

**Max Schmidt,**

116-118 North Main Street, - Shenandoah, Pa.

## Girvin's

### Special Drives.

- |                                   |                                |
|-----------------------------------|--------------------------------|
| Initial Shell Tumblers.....5 cts. | Water Sets.....58 cts.         |
| Kid Hair Curlers.....5 cts.       | Double Hair Curlers.....5 cts. |
| Shell Tumblers, plain....3 cts.   | 25c Brooms.....20 cts.         |
- Window Shades, big values and at all prices.

Gold Decorated Toilet Sets. People say they are lovely and at reasonable figure. We can suit a slender purse as well as a fat one.

**Chas. Girvin,**

Successor to GIRVIN, DUNCAN & WAIDLEY.

8 South Main Street.

## COATS FROM \$1 UP.

Special prices for the coming week in Muffs and Fur Capes. Gentlemen's, ladies' and children's Underwear will be disposed of at any price. Bargains in dress goods, trimmings, table linens, napkins and towels. Everything goes at closing out prices.

**M. A. Dillon,**

104-6 West Centre Street.

MAHANAY CITY, PENNA.

## M. P. CONRY,

31 South Main St.

- Monongahela whiskey.....50c a qt.
- Pure rye whiskey, XX.....\$1 a qt.
- Fine Old Bourbon, XXX.....\$1 25 a qt.
- Superior Blackberry Brandy.....\$1 a qt.
- Superior Cognac Brandy.....\$1 25 a qt.
- Imported Jamaica Rum.....\$1 75 a qt.

## Retail Liquor Store

YUENGLING'S Stock and Fresh Ale, Draught Porter and Wiener Beer. Best brands of Scotch Whisky and all kinds of Temperance Drinks.

## LOOK HERE!

A SPECIAL DRIVE in Fine TABLE SYRUPS. A strictly pure sugar syrup, good body, light color and fine flavor, at 6 cents. Finer goods at 8 and 10 cents.

## DON'T FORGET!

- Our Fine Large Blue Raisins, four pounds for 25c.
- New Currants, eight pounds for 25c.
- Fine French Prunes, three pounds for 25c.
- Extra Large French Prunes, two pounds for 25c.
- New Lima Beans, six pounds for 25c.

## Florida Oranges.

Large, sweet and juicy—25 cents per dozen.

## California Evaporated Fruits.

Peaches, Pitted Plums, White Nectarines, Bartlett Pears, 2 lbs. for 25c.

## CHOICE GOODS.

- Our fine Creamery and Dairy Butter.
- Fancy Bloater Mackerel.
- Strictly Pure Lard.
- Fancy New Orleans Molasses.
- Minnesota "Daisy" Flour.

**AT KEITER'S.**

## THE WATER CASES!

Lengthy Arguments Before the Court at Pottsville.

### LONG STRING OF LAWYERS

Several Hours Spent in Discussing the Present and Probable Resources and Expenditures of the Borough of Shenandoah—The Court's Decision Awaited.

The Shenandoah water cases occupied almost the entire attention of Judges Bechtel and Weitman at the Pottsville civil court yesterday. The court listened to reading of affidavits for some time before the noon recess and all the afternoon session, from two to six o'clock, was taken up by the reading of more affidavits and by arguments.

There was an unusual array of counsel in the case, John W. Ryan, J. R. Coyle and S. H. Kaercher, representing the Thomas Coal company; George J. Wadlinger, Esq., representing Quinn & Kerns; Guy E. Farquhar and S. G. M. Hoppeter, Esqs., representing the Shenandoah Water and Gas company; and A. W. Schalk and J. H. Pomeroy, Esqs., representing the Borough of Shenandoah. Mr. Kaercher also represented the Girard estate and Hon. W. L. Torbert.

The most interesting address appeared to be that of Mr. Ryan. He argued principally against the bonds of indemnity offered by the borough and presented the case in such a manner that some of the disinterested bystanders were inclined to believe that he succeeded in giving the offered security a pretty dark colored eye.

Mr. Kaercher opened by claiming that even the amended bonds last submitted were not in proper form; that they did not comply in form with the requirements made by the court some months ago. He claimed that in their form before the court the bonds gave no security to the parties entitled to them.

The bonds were made out to the sum of \$100,000 to the Girard estate, \$100,000 to the Thomas Coal company, and \$25,000 to the Hon. W. L. Torbert.

The recital in the bonds, Mr. Kaercher claimed, showed the probable current receipts expected by the borough of Shenandoah, the principal on the bonds, and from which it was expected to pay damages that might accrue to the Girard estate and Thomas Coal company, but failed to show the probable expenditures.

He said the borough's statement of resources was swelled by some balance due on tax duplicates over ten years old, among the balances one due from John J. Toole and \$20,000 as revenue from the water works for 1894 when in fact they had not started to lay the pipes. The official minutes of the Borough Council, he said, showed that the works were costing more than had been contemplated and the Council's estimates of its resources should be accepted as also likely to be an erroneous one.

"The citizens gave them the right to issue bonds for \$25,000," Mr. Kaercher said, and the evidence of the official minute book is that they have gone beyond that. There is a difference of opinion between the Borough Council and the contractors as to what should be paid for rock work and we have an affidavit that they have paid \$15,000 for the reservoir that they contemplated would only cost \$2,000. They have exceeded their estimate already by \$12,000. At this rate how can they expect to pay expenditures from current revenue and yet pay Mr. Torbert and the others for land from the same source? There is absolutely no security for the price of the land outside the borough.

They place the value of their borough building at so much, the value of their steam engine at so much, the hook and ladder truck at \$1,500, estimate the tax revenue for 1894 at \$15,000, and revenue from public water works at \$20,000.

Mr. Kaercher added, "They cannot go one cent beyond the \$25,000 for the construction of the public water works, yet they have made contracts beyond that amount; but if they undertake to issue bonds for anything above that amount they will be illegal and can be enjoined by any taxpayer."

During the arguments notice was given to the court that a subpoena had been served on the Council asking for the production of the contract with Quinn and Kerns, but that the paper was not produced on the excuse that Secretary Cuckley was in Washington and the paper was locked up in his desk.

Mr. Hoppeter followed Mr. Kaercher with an argument in favor of the Shenandoah Water Company. He read a large number of affidavits by A. R. Cochran and others to the effect that if the borough should build its reservoir as proposed on Fowler's Run the water shed of the water company at that point would be cut off and destroyed. Mr. Hoppeter also said that the charter of the company gave it the right to appropriate all the streams on the mountain north of Shenandoah.

Some of the affidavits set forth that the First ward of Shenandoah was dependent upon the Fowler's Run reservoir for its supply of water.

Mr. Schalk was the next speaker and on the bond question he submitted a paper showing that the borough of Shenandoah has assets and resources to the amount of \$67,700.

Mr. Ryan: Where are your water works from which you are to get \$20,000 for 1894? Mr. Schalk: They will be a source of revenue as soon as you quit these obstructive tactics.

Mr. Schalk then read a number of affidavits in which the statements of the affidavits presented by the opposite side were directly contradicted. They were in effect that the reservoir the borough proposed to build would receive no water except what may be pumped in it, or fall from the heavens. That it would be simply a distributing reservoir and to be wise interfere with the rights of the water company, by cutting off supplies of water either on the surface or below. He also presented an affidavit by Dr. S. C. Spalding in which that gentleman swore that he believed, although he had not analyzed the water, that the supply given by the old water company was responsible for some of the typhoid fever cases in Shenandoah, and that other physicians had complained of the water to him.

Mr. Schalk said that the Shenandoah Water company might be entitled to the streams on the mountain north of Shenandoah, but Fowler's Run was northeast of the town and if the company could claim that it might as well claim all the streams on the mountain all the way down to Girardville.

Messrs. Ryan and Farquhar closed the arguments in the case, the former gentleman speaking at some length and making some strong points.

Mr. Ryan said that if there is anything in the laws of Pennsylvania that is definitely settled it is that one corporation cannot appropriate the rights of another corporation. He said Mr. Schalk had made an honest confession when he said the Shenandoah Water Company was making a life and death struggle. Citizens of Shenandoah spent over \$100,000 and supplied the town with water for more than twenty years and not content with taking this away the Borough Council proposed to tax these very people to pay for one of its own. Mr. Ryan said there is no legal authority by which the borough could confiscate when he said the Shenandoah Water Company was making a life and death struggle.

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Mr. Ryan then asked Mr. Schalk how much had been spent on the water works up to date and the lawyer answered that he was not the Borough Solicitor; that Mr. Pomeroy should be asked. "Well, you ask Pomeroy, and tell me after," was Mr. Ryan's rejoinder. "Twenty thousand dollars a year revenue from the water works!" exclaimed Mr. Ryan. "Have you figured the cost of your coal and the cost of hauling it to the pumping station? Have you figured the cost of the watchmen, the engineers and other employees? The cost of repairs?"

Mr. Ryan then criticized the statement of resources submitted by Mr. Schalk and then read from the statement of liabilities which the Borough Council published when it asked the people to vote for public water works. This statement, including the floating debt and judgments of the Shenandoah Water company, John Guidner and Robert Fairley aggregated \$31,141.58 and the resources shown by the same statement are \$29,515.84. "This is a record of the court," said Mr. Ryan. "They used it to get the people to vote for the water works and yet they put in the same thing here to show that they have resources which they can apply to the payment of these bonds they offer to Torbert and the others. We asked them to give us a statement of their liabilities, but they didn't. We know this paper was on file. We know they had not a dollar of assets over and above their liabilities. And what are you to do with the current expenses—the repairs of your streets, the pay of your police and other officers? And what of the tax exemptions? I don't know what they are in Shenandoah, but they are very high in some places. And where are your expenses coming from? We cannot go beyond the \$25,000 and every dollar realized from the water works must go to the maintenance of them and the payment of the interest and principal on the bonds. And from what will the damages to Torbert, the Thomas Coal Company, Girard Estate and Shenandoah Water Company be paid? The obligations they have rendered must utterly void your motion."

The court took the papers and now all interested are awaiting the decision.

### THE ALLEN CASE.

Motion by Allen's Lawyers to Quash the Indictment.

Special to the Herald.

POTTSVILLE, Feb. 27.—Counsel for the defence and the Commonwealth in the case of County Commissioner Charles F. Allen, charged with bribery, met in Hon. John W. Ryan's office this afternoon and made argument for and against a motion to quash the indictment before Judge Weidman. An early decision on the motion is expected, as the case is fixed for trial at the March term of criminal court.

### One "Don" Wiped Out.

A few days ago a correspondent writing to the Herald called attention to the fact that there were a number of places in town where young men congregated, and where gambling was the chief source of amusement. As a result the social (?) club that met in Robbins' hall, after the post office, has taken the hint and retired from the business. There are still a number of cigar stores, some of which are on Main street, as well as barber shops and drug stores, in which this iniquity is allowed to flourish right under the eyes of the officials of the borough. It is a bad commentary upon the government of the town when private citizens are compelled to draw the attention of the public to the existence of these dens of immorality, when it is the sworn duty of its officials to ferret out and abolish them. If the proprietors will not voluntarily take the hint, then more stringent means will have to be resorted to. The gambling dens must go.

### BROWNVILLE.

C. J. Cox spent Sunday at Mahanoy City.

William Jones circled among friends here on Sunday.

William J. Hayes, foreman at Packer No. 5, has resigned his position to accept a new one as outside foreman at the Spring Brook colliery at Aidenried.

Michael Dixon, of Lost Creek, paid us a flying visit yesterday.

The Reilly orchestra will hold their first annual ball in Robbins' hall, Shenandoah, on April 2nd. All are invited to attend and a good time will be had.

Where the relative merits of Dr. Cox's Wild Cherry and Seneca are known, as compared with other cough remedies, ten bottles of the former are sold to one of the latter.

### Took the Pledge.

Michael Burns, of Shenandoah, was yesterday discharged from the county jail. Deputy Clerk of the Courts Duffy stated that before leaving the hill Burns took a pledge of total abstinence for one year.

### To the Public.

The EVENING HERALD can be found on sale in Shenandoah at the stationery stores of M. Muller, East Centre street, James Champion and P. J. Forts, North Main street, and at Heese's auction rooms (HERALD branch office), West Centre street. On sale in Mahanoy City at Snyder's book store, 133 West Centre street.

Have you tried McKibben's fried oysters? 9-12-11

## THE CONTEST TIDINGS.

The Citizens' and Democratic Parties Working Quietly.

### ONE ISSUE ABANDONED!

It is Authoritatively Stated That the Citizens' Party Will Not Ask For a Recount in the Fourth Ward But There Will be Contests.

Talk about local election contests continues, but as yet no definite step has been taken by either the Citizens' or Democratic party, although tomorrow may bring forth some developments on the part of the latter.

It is stated upon excellent authority that the proposed steps for a recount in the Fourth Ward by the Citizens' party have been abandoned, but the arrangements for the contests will go on.

To prepare the papers for the contest will consume time and fully a week will elapse before they will be ready for presentation to the court.

The Democrats seem to have taken a very aggressive stand and evidently intend to lose no time in pushing a contest in order to knock out all the Citizens' candidates who were elected recently.

There are some members of the Democratic party who think that a contest by either side will be an expenditure of considerable money for nothing. Some of them have stated that in their party the aggressive measures are urged by defeated candidates who have confessed that their main object in working for a contest is to find out who voted against them.

Information Wanted.

EDITOR HERALD:—A space of nearly two years has now elapsed since the project to erect a borough water works was undertaken. Considerable work is supposed to have been done, but the completion of the job is evidently a long way off yet. Will you kindly state whether there is any means of ascertaining just what has been done so far in the matter, how much money has been expended and what the probable cost of the completed plant will be. There are various rumors about to the effect that the cost of work thus far done has exceeded the most extravagant estimates ever made and that the final cost of the water works will be surprisingly large. Are not the taxpayers entitled to this information, and why is it that no statement of the doings of the water committee of Council has ever been published? Is it not the duty of the retiring Council to publish a statement of the progress made by this water project, before they go out of office? Surely the people have a right to know what this committee is doing, and how much money has already been spent on the project, as well as what it was spent for.

### WATER.

Shenandoah, Pa., February 26, 1894. [This correspondent has anticipated the Herald in the matter above referred to. Believing that the taxpayers are entitled to the fullest knowledge of everything that is being done in the matter, we decided some time ago to collect and publish whatever information and data relating to the project is obtainable. A reporter of this paper is now at work on the subject, and the result of his investigation will be published on Thursday next.—EDITOR HERALD.]

### Special Notice.

To the Public: 50 pieces of rag carpet, Brussels and Ingrain carpets have been consigned to me by a New York firm. They are slightly damaged by water. Also one lot of window shades and curtain poles, which will be sold cheap. Don't forget these opportunities, as they will only last a few days and can be bought almost at your own price. All wool and Ingrain carpets, 25 and 30 cents per yard. Brussels carpets, 50 cents per yard. Opposite Reese's Auction Rooms, West Centre street. 2-27-94.

### It Scared Them.

When steam was turned on in the factory of the Shenandoah Manufacturing Company on North Emrick street yesterday, the sudden heat caused a frozen iron bowl in a sink to burst. The bowl was shattered and the report almost caused a panic among the opera girls. One man was about to jump out of a window when a young girl, who had recovered from the shock, shouted, "Don't spoil yourself," and the man postponed the leap for life.

### Dead.

BOECH—On the 26th inst. at Shenandoah, Pa., Maggie Agnes, daughter of the late Joseph Boech, aged 19 years and 10 months. The funeral will take place on Thursday, March 1st, at 9 a. m. High mass will be celebrated at the German Catholic church and interment will be made in the Amundson cemetery. Relatives and friends respectfully invited to attend. 2-27-94.

### Thrown From a Sleigh.

Mrs. H. W. Titman and a lady friend had an exciting experience at the corner of Main and Coal streets this afternoon. In turning the corner their sleigh was upset and both were thrown to the ground, but neither injured. Mrs. Titman held on to the reins and prevented the horse from running away.

### Damaged by a Snow Ball.

A six-dollar window glass in Schelder's confectionery store was shattered by a snow ball from the hands of a youth across the street, and a lot of cigars and cigarettes damaged to the value of \$10.

### Another Foot Race.

John Hegley and John McFie, both of town, have arranged a 100-yard foot race for \$100 a side, to take place at Mahanoy City on March 17th.

### Leg Broken.

Joseph Pappas, of West Coal street, had his right leg broken above the knee by a fall coat in the Maple Hill colliery this afternoon.

Have you tried McKibben's fried oysters? 9-12-11

### PERSONAL.

Jonathan Rogers, of West Coal street, is ill.

J. M. Boyer went to Philadelphia this morning.

M. Smegelsky went to Pottsville this morning.

Howell Samuels left for Wilkes-Barre yesterday.

Leo Donstel was a Mahanoy City visitor yesterday.

Jerry Noon, of Pottsville, was in town yesterday.

Frank Maloy, of Philadelphia, spent last night in town.

Miss Louise Bosler, of Port Carbon, is visiting friends in town.

School Director Mark Burke went down to Pottsville this morning.

Nath. and T. R. Beddall visited relatives at Port Carbon yesterday.

Mrs. M. D. Malone and son visited Pottsville friends this morning.

Peter Hutzinger, of Lost Creek, was a visitor to town last evening.

Mrs. J. Rickley, of Port Carbon, is the guest of Peter Beck, of Jardin street.

Michael H. Britt, the school teacher, is suffering from an attack of pneumonia.

Dr. Flagg has concluded his stay here and gone to Gilberton, where he will remain two weeks.

Ellis Lewis, Max Malick and Chauncy Lennin drove to Mt. Carmel to visit fair friends.

T. J. Mullahy, the genial and hustling commercial traveler, spent today at Pottsville transacting business.

The latest report from Mahanoy City is that the condition of M. C. Reinhold, Esq., shows no improvement.

M. E. Doyle and A. J. Gallagher spent yesterday at the county seat, looking after matters pertaining to the proposed contest.

David T. Williams, who left Shenandoah about three years ago and who has been home spending a few weeks with his parents returned to Chicago. There he is located and engaged in the grocery business.

William Waters, Jesse Hughes, John Hough and James Patterson were at Frackville last evening and took part in a program rendered at the P. O. S. of A. hall under the auspices of the Epworth League.

A former Schuylkill boy, Norman Foster, now traveling passenger agent of the Canadian Pacific Railway, dropped into our section this morning. Mr. Foster is a hustler and represents out of the state—A meat importer and railway in the country. He has succeeded in building up a large business for the company in this region.

### Struck by a Car.

Patrick O'Donnell, formerly of this place, was struck by an electric car and injured while shoveling snow from the tracks at Port Carbon. He was knocked down and pushed several feet by the car. A physician was summoned and pronounced his injuries not serious. Mr. O'Donnell's son, Edward, went down to Port Carbon last evening.

### Coming Events.

March 16.—A grand ball will be held in Robbins' opera house on St. Patrick's Eve.

March 20.—First grand ball under the auspices of the Monanora Social club in Robbins' opera house.

April 20.—Ice cream festival under the auspices of the Star Fife and Drum Corps in Robbins' opera house.

### Obituary.

Miss Maggie A. Boech died at her home on West Apple alley yesterday afternoon at about five o'clock. About four weeks ago she was awakened by burglars, and in going to the window to alarm the neighbors, caught cold, which developed into pneumonia. She was sociable and very popular.

Dr. Rasmus, the celebrated French specialist for eyes and ears, has moved his office from the Commercial hotel to 203 North Chestnut street. 2-27-94.

## CHOICE BEEF!

GEO. S. ROHLAND,

Weidenfeld's old stand.

No. 28 East Centre Street.

Drop in and see what four dollars will buy. I assure you that you can buy more for one dollar than anywhere else.

- |                                   |  |
|-----------------------------------|--|
| Roasting Meat.....3 to 8c per lb. |  |
| Round and Sirloin Steak.....10c " |  |
| Rib Roasts.....10c "              |  |
| Round Steak.....10c "             |  |
| Chuck Roasts.....10c "            |  |
| Rump Roasts.....7c "              |  |
| Pork Chops.....10c "              |  |
| Shoulders.....9c "                |  |
| All Sausage, home-made.....10c "  |  |
| Frankford Sausage.....10c "       |  |
| Rotigons, our own make.....10c "  |  |
| Chicago Bologna.....7c "          |  |
| Fresh Pudding.....5c "            |  |
| Merrapple.....5c "                |  |
| Pure Country Lard.....10c "       |  |
| Compound Lard.....5c "            |  |

All kinds of smoked meats, lams, shoulders, bacon, summer sausage and dried beef.

### Are You Hard to Please

### In MOLASSES?

Then try our "Century."

The best in town for the price.

Heavy body, sweet, and rich

flavor, and only 10c a quart.

**Graf's**

122 North Jardin Street