THE EVENING HERALD.

VOL. IX .-- NO 77.

SHENANDOAH, PA., SATURDAY, MARCH 17, 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

An Easter tide flows this way, Bringing novelties of the day; The very best is all 'twill bring Beautiful draperies, new, for spring.

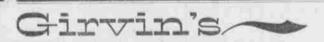
Easter Sunday ...

Is near-ornament your house by changing old and dusty Draperies and Curtains for new ones. The most beautiful line just come in-all colors and new designs. The effects are grand. Some are Pongee, others Sateen finish-no matter which, they

We guarantee no other but Henneways Silks to be fast colors.

Max Schmidt,

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



Just opened a big lot of

Suspenders!

In men's, youths' and boys' sizes.

Ranging in Prices thus: 10c, 15c, 19c, 20c, 25c, 39c, 40c, 50c Some at half regular value. Shoulder braces just half price.

Chas. Girvin.

Successor to GIRVIN, DUNCAN & WAIDLEY.

8 South Main Street.

M. P. CONRY.

...31 South Main St.

***YUENGLING'S Stock and Fresh Ale, Draught Porter and Wiener Beer,



wife's pride. Nothing contributes so much to this as floors covered late

Oil Cloth and Linoleum.

We have a large stock, all widths and qualities at lowest prices. New patterns-two yards wide at 50c, one yard wide at 25c.

·····A COMBINATION Of the Highest Quality and Lowest Prices.

Suits the Present Hard Times.

"Daisy," "Pansy," "Pond Lilly"

Fancy Minnesota Flour reduced to

\$4.[∞] Per Barrel.

Choice Family Flour, \$3.50 per bbl.

Two Cars Choice Fine Middlings,

Two Cars Choice Timothy Hay,

One Car Choice Heavy Oats,

Ten Tons of Pure Chop.

AT KEITER'S

Test Cases on Vaccination Decided at Williamsport.

AN EXHAUSTIVE OPINION

The Court Beviews the Fasts and Decider That the Board Had a Right to Refuse Admission to Children not Complying With the Ordinances.

As the School Board of Shenandosh has rdered that all children who do no how certificates of vaccination by April 16, next, will be suspended from the public schools and the people are engaged in discussing the question whether the Board has a right to make such an order, the opinion in the case of Andrew J Daffleld vs. the School District of the city of Williamsport, which was decided by Judge Metzger, of Lycoming county on Thursday, will no doubt be peruse with interest by the HERALD readers.

As the child of Mr. Duffield was not accinated the School Board of Williams port refused to allow it to attend school. Mr. Duffield asked the court for a mandamus commanding the Board to admit the child.

The court recites all that has been done

The court recites all that has been done and proceeds to consider whether the child has been unlawfully excluded. Decisions of the supreme court are cited to the effect that school boards are quasicorporations the same as counties and townships, and that if they exercise their discretionary powers unwisely there is no judicial remedy.

The opinion proceeds:

It must be conceded that a School Board can exercise no other powers than First, those granted in express words second, those necessarily or fairly implied in or incident to the powers expressly granted; third, those essential to the declared object and purposes for which the school district was created.

After a careful research I find no act of Assembly which by express words confers upon the School Board of any district the power exercised by the board of school directors in this case. If, therefore, they have such power It must arise by necessary implication. In addition to the express powers delegated by the Legislature of Pennsylvania to the boards of school directors, enumerated in the act of 1854, the Legislature granted them the power to exercise a general supervision over the public schools of their districts. If in the exercise of this power of general supervision the board of directors were to find it necessary for the purpose of continuing the schools to adopt a sanitary measure for the purpose of preventing the spread of disease among the pupils, we think they clearly have the power to adopt such measure.

The purpose of the school system is the education at the express of the multic of

Retail Liquor Store

The purpose of the school system is the education at the expense of the public of all persons within certain ages. The object of the creation of districts in to more conveniently accomplish the purpose of the system of public schools. This object cannot be accomplished unless the loady having supervision of the schools in the respective districts has power to adopt such rules and regulations as would susable them at all times to keep the schools open, and afford all children of school age within the district the banefit of proper instruction. It is clearly the right as well as the duty of the board of school directors in case of luminent danger of the spread of contagious diseases to do everything in their power that may be deemed necessary to prevent such diseases from being carried and transmitted to the purplies of the school by those infected with pilot of the school by those infected with it or those who by reason of their contact with infected persons are likely to incomplete. pils of the school by those infected with it or those who by reason of their contact with infected persons are likely to inoculate others with whom they are allowed to mingle. This power if it exists could not be advantageously exercised in any other way than by the exclusion from the school of the parties who are likely to spread the disease among the papils. If

other way than by the exclusion from the school of the parties who are likely to spread the disease among the papis. If the board of school directors had in no ease such power they would be powerless to preserve the existence of the schools during the period when contagious diseases were abroad in the community.

But it may be said that although in such an emergency such power might be exorcised by any temporary suspension of the pupil, he would have to be reinstated as soon as the danger ceased; that the board of directors could not suspend any pupil permanently for any such cause. We may grant this position. But we do not see that this necessarily conflicts with the position taken by the School Board in this case. According to the facts stated in the answer the danger of this disease becoming epidemic in the city of Williamsport has not yet ceased to exist and even during the continuance of the danger it is not proposed permanently to exclude this pupil from school. He can by his own act any day make himself eligible for admission to the school. He has been as a procumionary may be such as the comming such as the continuance of the city of Williamsport, which it was deemed necessary by the School Board of said district to recognize as a precautionary may be such as the city of Williamsport, which it was deemed necessary by the School Board of said district to recognize as a precautionary may be such as the city of Williamsport, which it was deemed necessary by the School Board of said district to recognize as a precautionary may be such as the board of the loathsome disease of small-pox in the city of Williamsport.

Granting, however, that no such danger crists and no such emergency has arisen which would justify the School Board of since the ventual procession of the city of Williamsport.

Granting, however, that no such danger the school and are not the board of directors simply discharging their duty when they refuse to admit it in violation of the city of dimane.

Granting, for the sake of the argument, t

they refuse to admit it in violation of the city ordinance?
Granting, for the sake of the argument, that the school board have no police power, and, therefore, can make no rules, orders, or regulations relating to the health of the children, they certainly have a right to obey and enforce obedience to the ordinances on the subject enacted by the proper authorities. * * With the wisdom of this ordinance we have making the undoubted power to make regulations to secure the general health of the inhabitants, are the judges of the necessity of adopting the measure in contraversy for the prevention of the spread of the disease of smallpox. If no necessity any

longer exists for such an ordinance then it ought to be repealed. Until it is repealed it binds as law in this city.

We cannot, therefore, conclude that the School Board was guilty of any unlawful act in refusing to admit the child of the plaintiff to any of the public schools in this city, who asked to be admitted without compliance with such ordinance of the city and in violation thereof, and stubbornly refuses to comply therewith without any sufficient cause on its part for so doing. Plaintiff's child is only excluded so long as it refuses to comply with the law of this city relating to vaccination and no longer.

LOWENSTEIN CONVICTED. ealed Verdict Received This Meening to

the Libel Case.

Special to Eversing Herald.

Pottsville, March 17.—The libel suit
of ex-Register Samuel Beard against Samuel Lowenstein, of Tamaqua, went to the jury at four o'clock yesterday after soon and the jury retired with instructions to hand a scaled verillet to the court this morning.

The return of the jury was opened when he court convened to day and it found Lowenstein guilty.

In the Butler township case of M. J. sweeney vs. Owen Courcy the jury renverdict last evening finding Coursy guilty of assault and battery and aggravated assault and battery, but ac juitted the accused on the charge of asault and battery with intent to kill.

The case of Samuel Davis, the Shenan leah merchant, against Thomas Cannon ended this morning by the jury render ng a vertiet of not guilty.

The indictment in the case was grand larceny, Cannon having been accused of stealing a roll of elleloth valued at \$8.

FATAL EXPLOSION.

A Miner Meets Instantaneous Deate at the Lawrence Cultiry, special to EVENING HERALD.

MAHANOY PLANE, March 17.-Thomas P. Brennan, of Frackville, was instantly killed by an explosion of gas at the Law rence collicry last evening. Brennan was about 40 years of age and

left a wife and five children.

The cause of the accident has not been

determined and probably will not be until the inquest is held.

E ster Approaching.

Easter Approaching.

Easter Sunday is near at hand. A great stock of clothing having been consigned to Max Reese, commission merchant and anotherer, and that gentleman not having room in his Centre street auction house, be has taken the large room in the opera block on South Main street, next door to the First National Bank. The stock consists of men's, youths, boya and children's clothing, 152 Prince Albert suits, 400 pairs of pants, from 55 reents up to \$1.50; chevlot suits, men's suits from 52 up, 386 fine confirmation suits, fine Jersey suits for all ages, reduced to \$1.25 and \$1.50; single vests from 25 cents up, 20 navy blue suits, 1,325 youths' suits. Bring your children and get them clothed at one-half fithe usual price. Remember the place, sign of the Red Flag, next door to the First National Bank. The sale will last only until April I, as the room must be vacated by that time. Now or never is your chance to clothe you and your children cheap, at Max Reese's Auction and Commission House.

Paperals.

The remains of Mrs. Louisa Summ, of touth White street, were placed at rest in the Odd Fellows' cemetery yesterday

The funeral of Mrs. Emma Boyer, wife of George M. Boyer, also took place this afterneon. A large number of friends and relatives assembled at the family resi-dence on West Strawberry alley and attended the interment in the Odd Fel-lows cemetery.

The funeral of Mrs. Sarah Thomas, wife of William F. Thomas, took place to-day. The remains arrived in town from Mid Valley at three o'clock this afternoon and were met at the Lehigh Valley depot by a number of friends, who escorted them to their last resting place in the Odd Fellows' cemetery. Mrs. Thomas resided in this town for a number of years and moved to Mid Valley but a few months ago.

Church Notices.

Rev. E. R. Lewis, of Scranton, will breach in the Welsh Congregational church, on South West street, to-morrow norning and evening.

The pulpit of the Welsh Calvanistic Methodist church, on South West street, will be occupied by Rev. John J. Wil-liams, of Lehigh county.

Miss De Morritt, the evangelist, will close her revival season at the Primitive Methodist church, corner of Jardin and Oak strutts, to morrow. Prayer meeting Oak streets, to morrow. Prayar meeting will be held at is. m. and other services at 1930 a. m. and 630 p. m. Offerings will be taken as a farewell testimonial to Miss

The subject of Ray. Robert O'Boyle's sermon in the Trinity Reformed church, on West Lloyd street, for to morrow even-ing is "Peter's Denial—Our Warning."

The Last Night.

Maurice Drews' players supporting Lizzie May Ulmer gave another excellent entertainment in Ferguson's theatre last evening, producing "Dad's Girl," a comedy drama which has many meritorious feetures and afford Miss Ulmer and Mr. Drew ample scope for their excellent talents. Waters and Caney, of town, presented a musical sketch incidental to the play and rendered several of their original musical compositions with great success. To night the company closes its engagement with "the production of the great Irlsh drama, "Colleen Hawn," a special St. Patrick's Day bill.

Hunting and Fishing Grounds,

Husting and Pishing Grounds.

The best in the West, North and Northwest is reached only by the lines of the Chicago, Milwankoe & St. Paul Railway.

Trout season is nearly here; look up your tackie, see that it is in good shape and then write to John R. Pott, District Passenger Agent, Williamsport, Pa., for a brochure of "where the trout hide,"

3-17-64.

Buy Keystone flour. Be sure that the name Lassno & Barn, Ashland, Pa., is printed on every sack.

3-17-6t

Keager, the photographer, has a great \$0.00 bargain. Go and see it.

We have many felands with Go and hear "Hi, Walter," as rendered by McElhenny's phonograph. 3-14-4f

A Big Cocking Main Right in the Town.

ON THE MAIN STREET

By Great Secreey the Manipulators Pulled Off the Affair Successfully in a Most Consplenous Place and About Two Hundred Men Witnessed it With Safety.

The sporting fraternity found pastime ast night in the largest cocking main old in this town for several years.

The arrangements had been made with the greatest secreey, and only people who pledged themselves to keep the time and place a profound secret and who were on the list of trusted ones, were given the tip. But nothwithstanding all the secreey fully two lundred non and youths wit nessed the battles.

The mains were fought in the Francy building, at the corner of South Main and Poplar streets. They commenced at nine o'clock and lested until midnight. There were five of them.

The birds were owned by two well-known sporting men of town and the battles were made by "seak" on one side and "mixed colors" on the other.

At the beginning of the main the betting was 20 to 15 in favor of the "resis." They won the first two battles and the "mixed colors" won the last three. The battles consumed from 15 to 20 minutes each. he greatest secreey, and only people who

such.

Among the spectators are said to have been some of the most prominent residents and officials of the town.

A visit to town this afternoon by Deputy Sheriff Ochs, of Pottsville, caused a sir, as his appearance led to a rumor that he came here to glean information about the backing-main to assist the District Attorney in commencing prosecutions.

PENCIL POINTS.

"The Dazzler" Monday night.

The new ice house which has been built to the nerth end of White street for hrist Schmidt, the local agent for the auer Brewing Company, is said to be the est constructed in this region. It has a apacity for 100 tons of ice and three caroads of beer.

The grand sparring and athletic tour-mannent of the Shenandosh Athletic Club-akes place at Ferguson's theatre on Fuesday evening.

Maurice Drew's Players supporting Lizzie May Ulmer will close their en-gagement here to night. For sale, about 500 lis. Minion, in good order. Plenty of sorts. Also upper and lower cases. Price reasonable. Apply at HERALD office, East Coal street.

A case of small-pox has been discovered in the Cressona road, on the western bord-ers of Pottaville, and the house has been quarantined.

quarantined.

The ball held in Robbins' opera house last evening was a grand success and was enjoyed by many couples.

When passing along East Centre street don't full to take a loo, at the show windows of J. F. Ploppert's bakery and confectionary. They are elegantly decorated for the Easter season and present many novelites which can be purchased at very reasonable prices.

The following letters remain moralled.

The following letters remain uncalled for to date at the Shenandoah postoffice; Charley Carroll, Thomas Carroll, John Green, Frank S. Miller, Abraham Rus-

Two Prompt Payments.

a the Officers and Members of the Home Friendly Society, of Baltimore, Md.: Gentlemex—Please accept my sincere thanks for the prompt payment of soventy five dediars (85), the full amount due on the life of my beloved wife, Sarah Thomas. My wife was not dead thirty-six hours when your active superintendent. William T. Evans, and agent, Frederick Accornley, paid the claim, This is another instance of your honesty and promptness in dealing with your patrons.

WILLIAM F. TROMAS. Shenandoub, March 17, 1898.

Received from Home Friendly Society,
of Baltimore, Md., forty-three dollars
(\$43) in full for all claims against said
society upon the death of my daughter,
Januette, Griffith Griffiths,
William Ponn, March 17, 1894.

The Auditors Act.

The Auditors Ast.
County Auditors Thomas F. Samuels,
Emanuel E. Jenkius and John F. Boyla
have notified County Commissioners
Allen, Rentz and Martin not to pay Controller Severn or any of his deputies or
employes any money on account of salarts or services on the ground that the
act which created the office of County
Controller is meconstitutional. Notice is
also given that if the notice is disobeyed
and the courts eventually decided that the
act is unconstitutional the Commissioners
will be sur-charged with any sum they
may pay.

Why Pay Mure?

Why Pay More?

Having decided to discontinue our carpet department we have marked them at prices that will close them out with a rush. Here says a few leaders: Regular Soc. ingrain at 35c; all of the 60c, grades are down to 45c; our best 75c, all woolingrains are reduced to 50c. These prices are extremely low for the above grades which are all the latest and best patterns. L. J. Wilkinson, 3-6-4f 29 S. Main street, Shenandoah.

"The Oursier."

"The Dazzler," Cosgrave and Grant's brilliant unusical farce comedy, appeared at the Grand opera house fast night. The singing was good, the music catchy and the show fully achieved that for which it is intended—to create smiles and laugh-ter. Wilkes-Barre, (Pa.) New Desier. At Ferguson's theatre on Monday evening, March 19th.

We have many friends who have lived to the ripe old age of eighty; they always used Dr. Coxe's wonderful Cough Syrup 123 North Jardin Street when afflicted with colds.

PERSONAL.

Charles T Gibson spent yesterday at Mahanoy City. Charles Smith has returned from Phil-adelphia.

F. H. Moyer, of Pottsville, was a town visitor yesterday.

Visitor yesterday.

Deputy Sheriff Ochs was a visitor to town this afternoon.

John F. Finney and M. J. Lawior spent to day at the county seat.

William Short, of Girardville, was in Lost Creek yesterday.

John Canfield, of Mahanoy City, was in town this afternoon.

Theodore Shaffer transacted business n Girardville yesterday.

Miss Annie Morgan, of Frackville, did shopping in town this afternoon. P. A. Foster, of Orwigsburg, spent a few pleasant bours in town yesterday.

Harvey E. Waters has returned to town fler a few days visit to Philadelynia. Miss Jennie Heston, of Lost Creek, pent to-day visiting friends at Pottsyille. Miss Effic Heaton, of Lost Creek, went o Pottsville this morning to visit friends.

Phillip Snyder and Herbert Ranp, of umedia, are the guests of town friends. Al Brown, foreman of Packer colliery No. 5, visited Girardville yesterday after-

J. M. Boyer has returned from Phila-delphia, where he spent two days trans-acting business.

Miss Sadie Daniels, of Mahanoy City, e spending Saturday and Sunday with er parents here.

William Kendrick, of East Centre treet, who has been quite ill for some lays, is now about again. Dr. F. B. Drumbeller and wife, of Summry, who were the guests of friends in own, have returned to their home.

The people are eagerly buying the amous AL-VA Blood purifier at adversion price. Large \$1.00 bottle for 35c. to, I South Main St.

No. I South Main St.

Mrs. A. A. Greenswald, of Pottsville, and Mrs. William Fox, of Tannaqua, were in town to-day, attending the funeral of Mrs. G. M. Boyer.

Mrs. Annetta. Warner and daughter, Saille, Mrs. E. H. Hagenbuch, Mrs. F. J. Poerz and Misses Manie Williams and Norma Derr unjoyed a pleasant drive to St. Nicholas yesterday.

Our old felond. T. H. Harter, but sold.

Our old friend, T. H. Harter, has sold his paper, the Middleburg Post, and has bought the Bellefoure Gazette. The latter paper is a Republican daily and weekly of both influence and large cir-culation. We wish "Tom" abundant success in his new field.

Birthday and Farewell.

Birthday and Farewell.

There was a very enjoyable event at the residence of Miss Lulu Waters, on East Lioyd street, hast evening, the occasion being the celebration of the young lady's hirthday and a farewell testimonial. There were games of all kinds and a luncheon, and Miss Waters reserved many presents. Among the guests present were: Daisy and May Waiters, Hattie James, Mattie Church, Minnie Dabb, Jennie Goldin, Fanny Weeks, Jennie Kennelly, Lottie Reese, Ella Hines, Beatrice Haskins, Viole Straub, Mand Pooler, Läzzie Woods, May Acker, Harry Church, David and George Watson, John Bacon, Eddie and John Pooler, Frank Gibson, Homer Straub, Thomas Doyle, William Babb, Charles Acker, Harry Goldin, William and George Williams, Waiter Kershke, Adria Kennelly and Charles Waters.

freland's Natal Day.

Treland's Nata! Day.

The arrival of St. Patrick's Day put a holiday appearance on the town and the streets were crowded by visitors and home people, promeoading. All the collieries were life. There was no street parade. Services in the Annunciation church were attended by immense throngs. The Annunciation T. A. B. Band left for Hagleton early this morning. M. J. Scanlan, the hatter and Receiver of Taxes, made an enterprising step today by distributing, gratuitously, prefty shannock emblems which found place on a great many lapels.

Burned By an Explosion.

Burned By an Explosion.

Joe Makutis, a Volc, resifting on North
Pear alley, was burned about the hands
and face in a large beer cask in the Columbia brewery vestorday afternoon. He
was pointing the interior of the cask with
a solution of alcohol and shelae and the
funes from the mixture were ignited by
the flame of a candia. Makutis was not
daugerously injured. William Houset, a
workman who shoul beside the cask, was
khocked down by the force of the explenocked down by the force of the explo-

A beautiful and artistic 14-color picture, due 9, k15 inches is given away with every sapy of that popular newspaper. Pennsyl-rania Grit, which is sold here every Satur-iny. The pictures are beauties and will sook well framed. Everybody should get iril and a picture this week. 3-16-31

Heleer Convicted.

Anson Heiser, of Shenandoah, was esterding convicted of assault and battery pon Jacob Heiser. He was directed to sy the costs and furnish \$200 ball to keep

Hear the 23d Regt. band at McElhenny's 8-14-12

A new laundry was opened by Sing Lee on Monday, February Sth, at No. 14 West Centre street, Shenandoals.

A ten-minute concert for a nickel at McElhenny's cafe. 3:14-tf

Hen Fruit.

We positively sell no limed or ice-house EGGS, and our price is always reasonable.

Remember this when buying your Easter stock.

Graf's