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The Citizen.

EXTRA!

68th YEAR.

HONESDALE, WAYNE CO., PA., WEDNESDAY, FEBRUARY 15, 1911

13

DESERTED "HUBBY" GETS DIVORCE!

A. C. BERINGER, BUCKINGHAM TOWNSHIP, GRANTED DIVORCE, MONDAY, HIS WIFE HAVING GONE TO KANSAS CITY, MO.—OTHER ARGUMENT COURT NOTES.

Testimony in the case of Arthur C. Beringer, libellant versus Flora M. Beringer, respondent, filed February 13. Libel in Divorce. Before Chester A. Garratt, Master, at his office in Honesdale, February 7, 1911, at 2 o'clock p. m.

Appearance: E. C. Mumford for libellant; C. A. McCarty, for the respondent.

Witnesses were produced on part of libellant, sworn and testified. G. C. Little being sworn testified: My residence is at Hancock, N. Y. I have known Mr. Beringer for nearly two years. Mr. Beringer came into Buckingham township, Wayne county, to reside in October, 1909, and has remained there ever since, being one whole year and more.

A. C. Beringer being sworn testified:

I am the libellant in this case. I married my wife, Flora M., March 6, 1901. We kept house nearly eight years in New York State. I provided everything for the house that my position and income would allow. She left me January 15, 1909, and I have not seen her since. I think she resides in Kansas City, Mo. We kept house continuously until she left me. I gave her no cause to leave me, and she has not returned. No children were born.

Mrs. H. W. Beringer, mother of A. C. Beringer, sworn and testified:

I visited them after they kept house. He furnished his house well, and supplied the table with all the necessities of life. He never gave her any cause to leave him. He always conducted himself as a husband should. She left about Jan. 15, 1909. When she went away she took from the house what she wanted. Before she left I had a conversation with her, and advised her not to go, as it was something awful to think of. They were of the same religious belief.

An absolute decree of divorce granted Arthur C. Beringer February 13.

Argument Court.

In the matter of petition of Josephine Hughes Meyer, for a rule on Martha Nolan, administratrix, etc., returnable to the second Monday of Feb. 1911, application for continuance of rule to March term, granted, February 13.

In re trust gift of (\$100) by Mary A. Dein to the Honesdale Cemetery Company, the written report heard, ordered filed, and investment approved by the Court, February 13.

In re petition for sale of real estate of Lewis Hansmann, deceased, late of the township of Texas, M. J. Hanlan administrator, petition granted, February 13, terms of sale, cash, return of sale to be made on the second Monday of April, the petitioner to give bond in \$1500, to be approved by the Court.

Orphans' Court.

In re appointment of guardian for Bertha L. Garrett, minor child of Walter H. Garrett, late of the township of Texas, February 13, Albert Roberts appointed guardian, and filed bond in the amount of \$50.

Honesdale People to Visit the Planets

The Ladies of the Village Improvement Society are busy arranging preliminaries for the big spectacular production, "A Trip to the Moon," to be given at the Lyric Theatre, February 23 and 24. Members of the society have been very busy the last few days getting ready for the most pretentious local production ever staged here.

Rehearsals are being held daily and no entertainment ever given in Honesdale has created the interest that is being manifested in this production. Just now it is the talk of the town and its financial and artistic success seem assured.

More than 300 people are practicing for the event and Mr. J. G. Hoffman, New York, the director, expresses himself as highly pleased with the progress of the participants. Every member of the big company is apparently determined to perform fully his or her part, and as a result the intricate marches and drills, the choruses and the solos are being rapidly rounded into form. Rehearsals are being held in the Lyric Theatre Hall every afternoon and evening. The strictest discipline is observed, as is necessary, where so many people are engaged but all have the utmost faith in the director and his orders are taken good naturedly. Each division has its hour of practice and all receive the personal attention of Mr. Hoffman. A great deal of hard work is involved, but it is believed the results will fully justify the expenditure of time and energy.

Checker Meet.

Two champion checker players, H. Haupt, a member of the New York Checker club, and G. J. Griswold, the well-known Factoryville expert, had a battle royal Thursday evening at the Hotel Wayne, in the presence of a large company of interested spectators. Griswold upheld the honors for Pennsylvania by winning five games, and "drawing" the remainder.

SCENE OF LACKAWANNA'S CELEBRATED "HOWE CASE" SHIFTS TO HONESDALE!

COURT HOUSE CROWDED, TUESDAY AFTERNOON, WHEN CARL HOWE, LA PLUME, THRICE TRIED BEFORE JUDGE E. C. NEWCOMB, SCRANTON, FACES TRIAL BEFORE JUDGE A. T. SEARLE, A CHANGE OF VENUE TO WAYNE COUNTY HAVING BEEN GRANTED.

Judge Alonzo T. Searle.
Who is Presiding At Fourth Trial Of Carl Howe.



Jurors Selected In Howe Case Up To 3:15 P. M.

- 1. R. F. Warg—Merchant—Hawley.
- 2. George Mackle—Farmer—Seelyville.
- 3. Frank E. Gries—Farmer—West Damascus.
- 4. Frank W. Schwerholz—Merchant—Honesdale.
- 5. S. W. Swingle—Farmer—South Canaan.
- 6. J. N. Cole—Farmer—Lookout.

Newcomb three times and convicted each time. He was first tried and convicted Oct. 11, 1907, and ten days later was sentenced by Judge Newcomb to pay a fine of \$500, pay the costs of prosecution and undergo imprisonment in the Eastern penitentiary at separate and solitary confinement at hard labor for the term of twelve years and six calendar months.

An appeal from this conviction and sentence was taken to the Superior court October 23, 1907, and March 8, 1908, the Superior court reversed the judgment of the lower court and ordered a new trial. Howe was next tried on Mar. 30, 1908, and on April 2, 1908, he was convicted for the second time. He was again sentenced by Judge Newcomb April 15, 1908, to pay a fine of \$500, the costs and undergo imprisonment in the Eastern penitentiary for the term of twelve years.

The second appeal from conviction and sentence was taken to the Superior court and again on March 9, 1909, the Superior court reversed the lower court and ordered a new trial. Howe for the third time was arraigned for trial May 29, 1909, and again for the third time he was found guilty May 22, 1909. Two days later he was called for sentence. Judge Newcomb again sentenced him to pay a fine of \$500, the costs of prosecution, and undergo imprisonment in the Eastern penitentiary for the term of twelve years. An appeal was again filed with the Superior court and for the third time the Superior court in February, 1910, reversed the lower court and ordered a new trial.

Change Of Venue.

This trial, the fourth, was listed for the April term of criminal court, a year ago, and was continued. It was set down for trial in October last but at that time Howe's attorney, R. H. Holgate, presented his petition asking that the case be sent to some other county court for trial. The petition alleged public prejudice as one of the grounds for the change, and the petition was granted, the local court deciding, to send it to Wayne county for trial before Judge Alonzo T. Searle in Honesdale. Judge Searle fixed Tuesday, February 14, for the trial.

The Howes and the Pattersons are old residents of LaPlume borough. Both Madeline Patterson and Carl Howe have resided there from early childhood. They played together; attended school together, grew up together; for six years lived on adjoining properties and until June 1, 1907, there was never a word of comment in the small neighborhood, consisting of fewer than 200 people, concerning any relations of any kind whatever between them. Howe never called on Madeline Patterson in any other than a casual way; never was in her company at church; was never seen in her company and so far as the people in the vicinity were informed, had never paid her any attention. When Howe was arrested June 4, 1907, the scandal shocked La Plume and no happening before or since has received half of the discussion and been subject of such debate as the arrest of Howe on the charge made by Madeline Patterson.

At each of his previous trials Howe has stubbornly denied the charges made by the girl. The girl has gone on the stand at each trial and told a story that convicted Howe. It has been the story of Madeline Patterson against the denial of Howe, with nothing to corroborate her story except some picture postal cards alleged to have been sent to Howe by the girl asking him to keep appointments.

Prosecutor's Case.

At each trial the commonwealth has succeeded in showing their alleged illegal relations, from May, 1905, down to December 2, 1906, when Madeline Patterson became sixteen years of age. Against this testimony the defense has always made its fight on the ground that the statute of limitations which dates two years prior from the date of the indictment, September 19, 1907, precluded any testimony concerning their relations prior to September 19, 1905. The commonwealth, however, has always succeeded in showing that the alleged relations began in May,

District Attorney Joseph O'Brien, Scranton Lawyer Who is Directing Prosecution Of Carl Howe.



1905, and continued until Howe was arrested. The statutory count is based on their alleged conduct between Sept. 19, 1905, and Dec. 2, 1906, because during this period Madeline Patterson was less than sixteen years old, and under the law designed especially for the protection of young girls, she had no consent to give.

Joseph O'Brien, district attorney of Lackawanna county, has prosecuted Howe at all three trials. He has been assisted by Attorney Clarence Balentine, counsel for the girl's father. R. H. Holgate has defended Howe at his last two trials. At his first trial Howe was defended by Taylor and Lewis, of the Lackawanna county bar.

Death Of Adam S. Pride.

Adam S. Pride died at his home, No. 1221 West street, on Monday evening, February 13, 1911. He was born at Wawarsing, Ulster county, N. Y., May 3, 1834. He came to Honesdale during the fifties, and for many years was employed as a boat builder in the yard of the late C. C. Lane. On November 24, 1857, he married Miss Sarah Lillie, of Milanville. She died on September 10, 1889. They had two children, both of whom died in infancy. During the rebellion he served in Co. I, 97th Pa. Vols. from November 11, 1864, until August 28, 1865, his regiment being, when he joined, in the 10th corps, which in Dec. following was consolidated with the 18th, to form the second division of the 24th corps. After his discharge he returned to Honesdale and continued work in the boat yard until boat-building was discontinued. Mr. Pride was a man of sterling character and irreproachable life; intelligent and well informed; and commanded the respect of all who knew him. He was a member of Capt. James Ham Post, No. 198, G. A. R. The funeral services will be held in the Sunday school room of the M. E. church, on Thursday afternoon at 3 o'clock, where the discourse will be delivered by the pastor, Rev. W. H. Hiller. Grand Army services will be conducted by the Post at the church and grave. The interment will be in the Soldiers' Plot in Glen Dyberry.

BETHANY.

Special to THE CITIZEN. Bethany, Pa., February 14.—Miss Ella Gammell left for Newark, N. J., Friday to visit her aunt, Mrs. Edward Ward. She also expects to visit friends in Jersey City before returning.

DAMASCUS.

Special to THE CITIZEN. Damascus, Pa., February 15.—Rogers is the acting-pastor of the local Presbyterian church and is boarding at Heuser's hotel, Cocheaton.

Roy Beagle and Miss Edna Skinner were married Saturday night, February 11, at the home of the bride's father, Milton Skinner, Milanville. Rev. Joseph Coleman officiated.

A Lincoln wedding occurred Sunday, February 12, at the Damascus home of pastor Minch. The contracting parties were Miss Elizabeth Broucher, of Milanville, and Rudolph Heib, of Postersdale, N. Y.

WHEN WAYNE MEN MEET AROUND FESTIVE BOARD

In Dear Old New York—They Say Such Things, and They Sing Such Things, and They Swallow Such Things!

The fifth annual banquet of the Wayne County Society of New York was probably the most enjoyable one ever held by that organization. It was given at the Hotel Manhattan on Wednesday evening last and was participated in by some eighty members of the society. Not the least enjoyable part of it was the meeting of old friends in the parlors adjoining the banquet room just prior to the serving of the dinner. Geo. A. Valentine, president of the Society, whose picture adorned the handsome programme, acted as toastmaster and introduced the several speakers in well-chosen words. The first response was made by the Right Reverend M. J. Hoban, Bishop of the Diocese of Scranton, who came to the village of Hawley when he was seven years of age, and lived there up to the time of his early manhood. With an address filled with reminiscence, humor and a broad humanity, he quite captivated his audience. He was followed by Homer Greene, who received an enthusiastic reception from the old Wayne counteans, and who in turn grew enthusiastic over the charms of the old home and the virtues of its people. His sallies of wit and pictures of sentiment were responded to by shouts of laughter and almost continuous applause. Then came George A. Post of New York, formerly of Susquehanna, who at one time represented the old Fourteenth District in Congress, and who was widely and favorably known in Wayne county in the early eighties. As president of the Standard Complex Co. and of the Railway Business Association he has become a leading personality in the business world. He is also one of the best after-dinner speakers in the country and is in constant demand for post-prandial functions. He was in fine fettle on Wednesday evening, entering into the spirit of the occasion with rare good humor. His address, sparkling with wit, and glowing with the warmth of a big heart, brought continuous laughter and enthusiastic applause.

Edward B. Twitmeyer, Philadelphia, though not on the list of speakers, was next introduced for a brief speech. He is a son of Prof. Twitmeyer who for some years was principal of the Honesdale High school.

The last speaker of the evening was Charles T. White, who was born and who spent his boyhood at Whites Valley. He has been in journalism for many years, and is now, by appointment of Mayor Gaynor, tax commissioner of the City of New York. He is a good speaker, tells a good story, and preaches a sound philosophy.

The enjoyment of the occasion was greatly enhanced by the presence of Harry Madden of Scranton, who, accompanied by Frank Jenkins of Honesdale, sang "Dear Old Wayne" and other well-known songs. As a closing number all rose and sang "America." The warmth and good nature and rare human sympathy that permeated the banquet-room made the occasion one of extreme enjoyment to all present. The Society is constantly growing in numbers and in prosperity and bids fair to continue to be one of the very best associations of the kind in New York City.

The Senate Committee on Pensions Monday voted to report favorably the Sulloway general pensions bill, which has already passed the House. It increases the general pension roll about \$50,000,000 a year. The vote was 81 to 3, the minority being Senators McCumber, Gere and Tallafiero.

RICHES.

You get a new ten-dollar bill And smooth its folds with pride, It looks so beautifully big, So crisply long and wide! Its yellow back like sunshine seems (It gives the note some class!) You even find beauty in the face Of Michael Hillegas! But brief is your enjoyment for You have to buy a hat, You get in change a fine, two ones, And ragged bills at that. Still there is beauty in a five So long as it is whole. You feel the pictured Indian Is not without a soul. But other needs must soon be met; You buy all sorts of things. The eagle on the dollar bills, Like riches, spreads its wings. They fly away, these lesser notes, In spite of your laments; And soon you find your lovely ten Looks just like thirty cents!

JUDGE-EDITOR

T. J. HAM DEAD!

NEXT MONDAY WOULD HAVE BEEN HIS SEVENTY-FOURTH BIRTHDAY—EDITOR OF THE WAYNE COUNTY HERALD FOR FORTY YEARS—FOUGHT THE BATTLES OF THE DEMOCRATIC PARTY IN WAYNE COUNTY, AND CAME OUT JUDGE.

Former Judge Thomas J. Ham, a lifelong resident of this place, died Saturday afternoon at the home of his son, Eugene P. Ham, at Lakewood, N. J., following a stroke of paralysis he suffered last Thursday. He was seventy-four years of age, and had always been prominently associated with the business and social life of the Wayne county seat.

During the past couple of years the health of Mr. Ham had been very poor and he had already suffered two

Judge Thomas J. Ham, Veteran Honesdale Journalist Dies At Lakewood, N. J.



strokes of paralysis, which left him in an enfeebled condition. He left home some time ago for Lakewood, believing that the mild and healthful temperature of that famous resort would be beneficial to him. Last Thursday morning he was stricken for the third time and since, his condition was such that the members of the family knew that the end was approaching.

Mr. Ham was born Feb. 29, 1837, and graduated from Wyoming Seminary in 1855. For half a century he was editor of the Wayne County Herald and through his facile pen exerted considerable influence over the destinies of his county. In politics he was a Democrat and during the Pattison administration was appointed associate judge of the Wayne county court and a year later was elected to the same office for a term of five years.

Mr. Ham was probably the last survivor of the dinner given to Charles Dickens in New York in 1858 by newspaper editors and publishers.

Besides his widow, he is survived by two sons, Eugene P. Ham, formerly of Honesdale, but now a resident of Lakewood, N. J., and William Wallace Ham, of the staff of the New York Sun, who makes his home in Woodhaven, Long Island. Mr. Ham is also survived by an only brother, William H. Ham, Honesdale.

Funeral Of Judge T. J. Ham.

Funeral services for the late Judge Thomas J. Ham were held this (Tuesday) afternoon in Grace Protestant Episcopal church, Rev. A. L. Whittaker officiating at 1 o'clock. The pall bearers were: Judge Alonzo T. Searle, Judge Henry Wilson, Judge Perry A. Clark, H. T. Menner, H. J. Conger, G. M. Genung. The body lay in state in the church from 10 o'clock until noon, and was viewed by hundreds of people in all walks of life. Interment was made in Glen Dyberry cemetery.

Sketch Of Judge Ham's Career.

Thomas J. Ham, who died Saturday at Lakewood, N. J., aged seventy-four years, less eight days, was born in Honesdale, Wayne county, February 29, 1837, the third child of Thomas and Elizabeth (Bellamy) Ham, who came to America from Cornwall, England, in 1832. His father was a prominent merchant and manufacturer of the village, but the tastes of Thomas, Jr., turned distinctly to books. His early education was received in the district schools taught by Benjamin W. Dennis and William G. Arnold. He afterward attended Honesdale Academy and when B. B. Smith relinquished its management, and opened a book store at Honesdale young Ham accepted a position with him, and for three years pursued his studies with that thorough educator, at the same time discharging his duties as a clerk. When fifteen years of age he taught a district school at Beach Pond. He then re-entered the academy for a year, acting as assistant in the Honesdale postoffice during his hours out of school. In 1853 he entered Wyoming Seminary, and while in that institution defrayed a considerable portion of his expenses by filling the position of private secretary to the principal, Rev. Dr. Reuben Nelson, and by teaching the writing classes. He was graduated in 1855, taking second honors, and therewith, the author-

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