

FREELAND TRIBUNE.

VOL. XIII. NO. 156.

FREELAND, PA., WEDNESDAY, JUNE 26, 1901.

TRI-WEEKLY

Bargains! Bargains!

Semi-Annual
CLEARING SALE

Is Now On.
Clothing, Hats, Shoes,
Furnishings, Etc.,
At a Big Reduction.

Come Without Delay to
Refowich's Wear Well
Clothing and Shoe House.
REFOWICH BUILDING, FREELAND.
Largest Stocks and Lowest Prices.

WEDDING SILVER

No more appropriate gift for a wedding than silver. A variety of handsome pieces specially selected for the purpose is now on exhibition at our store.

Rogers & Bros'

Knives, forks table and tea spoons and fancy pieces all latest patterns.

BUTTERWICK'S

Cor. Front and Centre Streets.
Sheet Music at Cut-Rate Prices.

AMANDUS OSWALD,

dealer in
Dry Goods, Groceries
and Provisions.

FRESH ROLL BUTTER AND EGGS.
A celebrated brand of XX flour
always in stock.

Latest Hats and Caps.

All kinds of household utensils.
N. W. Cor. Centre and Front Sts., Freeland.

T. CAMPBELL,

dealer in
Dry Goods, Groceries,
Boots and Shoes.

Also
PURE WINES & LIQUORS
FOR FAMILY
AND MEDICINAL PURPOSES.

Centre and Main streets, Freeland.

CURRY'S

Groceries, Provisions,
Green Truck,
Dry Goods and Notions

are among the finest sold
in Freeland. Send a sam-
ple order and try them.

E. J. Curry, South Centre Street.

Summer Shoes

are here in abundance. We
have the latest products of
the largest manufacturers,
and are prepared to furnish

Men, Women and
Children

with footwear at prices as
low as any dealer in the
county, quality considered.
We handle

Nothing but Shoes,

therefore, we can sell to
better advantage and guar-
antee you better value for
your money than can be had
elsewhere. When you want
footwear, come to the

**STAR
SHOE STORE.**
Corner Centre and
Walnut Streets.

Hugh Malloy, Prop.

CAPECE TRIAL IS GOING ON

Freeland Murder Case Now
Before the Court.

Prisoner Accused of the As-
sassination of Rudolph
Demerio Last March An-
swering the Charge.

Nicholas Capece, of Freeland, was placed on trial for his life on Monday, charged with killing Rudolph Demerio, a fellow countryman, at Freeland on March 5, 1901. The case is being tried at Wilkesbarre before Judge John P. Kelly, of Scranton. District Attorney Jones and Abner Smith are for the commonwealth, while the prisoner is being defended by John T. Lenahan and John M. Carr.

The killing, with which Capece is charged is one of the most deliberate and cold blooded crimes ever perpetrated in Luzerne county. On the morning of March 5 last, Demerio left his barber shop on South Centre street about 10:30 o'clock to visit the postoffice. Three doors above his home on Centre street was the store of Capece and as Demerio was passing a gun was discharged from a cellar window. The charge, which consisted of buckshot, struck Demerio in the right side and sixteen of the missiles tore their way through the body, penetrating the body and causing almost instant death.

In his opening address to the jury District Attorney Jones stated that under the evidence the commonwealth would produce there could honestly be no other verdict except murder in the first degree. The murder, he said, took place in the morning on Centre street, the most public street in Freeland. The commonwealth, he said, would show that Capece and Demerio, who were barbers with shops less than 100 feet apart, had been on bad terms for several months and that Capece had been heard to say that he would kill Demerio. Capece, as it would be shown, on the morning previous to the murder had sent his little son to a store to buy a particular kind of buckshot. The boy could not get it and then Capece went out and visited three stores, finding in the last one the particular kind of buckshot he wanted.

The next day, Tuesday, Demerio left home and he was passing Capece's place a shot was fired from Capece's cellar window and Demerio, who was ten or twelve feet away, fell dead.

On the post mortem examination, Mr. Jones said, sixteen buckshot were found in the dead man's body of the same kind purchased by Capece and when the latter was searched at the jail more shot of the same description were found on him. Capece and his young daughter were the only ones in the house and the little girl ran down stairs, as it would be shown, and found her father with his gun. In the cellar, in a pile of ashes, footprints were found which fitted the overshoes worn by Capece. The overshoes were also smeared with ashes.

The work of selecting a jury was taken up and proceeded rapidly. Following is the list:

Thomas Wynet, contractor, Shick-shinny.

Carl Severson, printer, Wilkesbarre.

H. M. Naugle, farmer, Lehman town-ship.

Isaac Allen, gentleman, Plains town-ship.

R. M. Hughes, brewer, West Pittston.

Matt Long, agent, Hazleton.

Joseph Blackman, bookkeeper, Hazle-
ton.

W. A. Mason, machinist, Hazle town-
ship.

H. C. Moyer, conductor, Wilkesbarre.

Charles Kline, miner, Conyngham.

Minor Mayer, laborer, Plymouth.

Dr. W. W. Brackett, the first witness called, said he was sent for immediately after the shooting and found Demerio lying on the floor of his shop dead. He also assisted in the post mortem exami-
nation. He said he found sixteen separate wounds on the right side of the chest where buckshot had entered and he extracted five shot while the deputy coroner extracted seven others. The shot were offered in evidence. Several of the missiles had penetrated the heart. He pointed out on Mr. Jones the point where the missiles had entered and where those that went through the body came out. The shot he said entered the body at a lower point than where they came out and the direction through the body was upward at angle of about fifteen degrees.

Mrs. Rudolph Demerio, widow of the murdered man, was called. The woman, who was weeping a considerable part

of the time, was accompanied by her son, a curly headed little fellow about 5 years of age. The commonwealth offered to show by the woman that there had been quarrels between her husband and the prisoner and that at about eight or nine months ago the two men had words and that Capece threw stones at Demerio. The defendant's attorneys made a vigorous fight to keep the testimony out, but were overruled by Judge Kelly.

Mrs. Demerio said that at 10:30 o'clock on the morning of the shooting her husband left his shop to go to the postoffice. She heard a shot and, running to the door, saw her husband lying on the ground in front of the Capece's shop, just three doors away. When she reached her husband's side he was dead. Last summer, she said, her husband and Capece had words about a chicken and Capece threw stones at her husband. Seven years ago, she said, they lived in Capece's house for a period of three months. The two men were friends at that time, but quarreled two days before the Demerio family moved. Since that time they had not been on good terms.

Attorney Lenahan at this point moved that the evidence of the witness regarding the quarrels be stricken out, but the court overruled the motion. Mr. Lenahan then cross-examined Mrs. Demerio at length.

When she left the stand at 5 o'clock court adjourned for the day.

YESTERDAY'S TESTIMONY.

Elmer Anthony was the first witness called yesterday morning. He swore he knew the defendant, talked with him about the dead man nine days before the shooting, and that Capece said he would "fix" Demerio some day.

Edward Wagner, a hardware merchant, swore that Capece went to his store on March 4 and purchased buckshot. Some of the buckshot he sold was shown in evidence. The shot taken from the body of the murdered man was also shown. Both samples of shot looked about the same size and very much alike.

Mrs. Mary Rohrbach, of Freeland, testified that the day before the shooting she was in Wagner's store and that Capece came in and purchased a half pound of large shot.

Joseph Birkbeck said that Capece entered his hardware store the day before the shooting and asked for a half pound of shot. Showed him two large sizes, but he said they were not large enough. "I asked him what he wanted such a large shot for and he said there were some animals stealing his chickens. I said No. 6 or No. 1 shot would kill animals, but he wanted a big shot and left."

Charles M. Seesholtz, a clerk in William Birkbeck's store was called to show that Capece's son called at the store the day before the murder and asked for buckshot. The evidence was objected to.

Bart Youngman, a civil engineer, identified a map of Freeland borough. It was offered in evidence to show the locality of the crime.

R. H. Herbst, a photographer, identified a number of photographs of the scene of the shooting taken shortly afterwards.

Joseph Martini, a sixteen-year-old boy, who lived between the Capece and Demerio homes, said that on the day of the shooting he was standing at a window looking across the street and saw the dead man pass. The next moment he heard a loud shot, looked and saw Demerio reel on the sidewalk, turn to the left, stagger back a few paces and drop to the sidewalk.

Witness said he noticed a pane of glass out of the cellar window of Capece's home after the shooting. He said a few days before the shooting the pane was in the window.

Harry Drum swore he was walking up the street about 10:30 o'clock and heard the report of a gun; looked across the street and saw a man fall on the sidewalk; saw smoke around the man's breast. He turned toward Capece's barber shop as he fell.

Frank Bordie also swore he heard a noise like a gun shot and saw Demerio fall. Heard him call twice and saw smoke around him.

John Rugans told of hearing the shot and when he looked out saw Rudolph Demerio lying on the sidewalk. When he reached him the man was dead.

Francis Miller told of hearing the shot and seeing Demerio fall.

Jacob Sosnowski, Sarah McNulty, and Albert Weiss testified to seeing Demerio fall.

Griffith Pritchard, a trolley conductor, saw Capece in his store twelve minutes before the shooting.

James Collum testified that he was walking towards Demerio when the shot was fired. He was fifteen feet away when the man fell. There was no one in sight on that side of the street.

Continued on Fourth Page.

STRIKERS ENJOINED.

New Move Made by Drifton Company
in the Shop Trouble.

Coxe Bros. & Co., Incorporated, of Drifton, through their attorneys, Messrs. McClintock and Fuller, yesterday made application to the Luzerne county court for and were granted an injunction by Judge Halsey against the striking employes of the shops. The injunction is addressed to Patrick O'Donnell et al, and restrains them "from gathering at or about the machine shops at Drifton aforesaid, and from following workmen employed, or who may be hereafter employed, by said company, to and from their work; and from gathering at or about the homes of said workmen; and from any and all manners of violence, threats, menaces, intimidation, opprobrious epithets, ridicule, or annoyance, to, and against said workmen; or of any of them, for, or on account of said company."

Notices containing the above injunction have been served by Coal and Iron Policemen E. A. Oberender and A. J. Harger on a large number of the strikers.

Testimony in the case will be taken tomorrow at Drifton hall at 9:30 a. m.

The injunction is returnable to court on Monday next, July 1, when it will be dissolved or made permanent.

The strikers have engaged Attorney John M. Carr to look after their interests.

This latest uncalled for action of the company created considerable surprise when it became known. The conduct of the men has from the beginning of the strike been above reproach, and the securing of an injunction of the above nature is regarded as an effort to make the general public believe that the strikers are a lawless body.

In this, however, the company will fail, as the shop employes are known to well to be classed as anything but upright and honorable men who are making a manly and dignified stand for the betterment of their condition.

The desperate straits to which Coxe Bros. & Co.'s managers are reduced is shown by their action yesterday, and every such contemptible move on the part of the officials binds the men more firmly together and makes them determined to fight their unreasonable persecutors to the end.

Successful Applicants.

Secretary W. J. Purcell, of the Freeland school board, has received from County Superintendent Hopper certificates for the following of the class who were examined here on Friday for teachers' certificates: Myron Zimmerman, Leo McDonald, Katie Winters, Mary McGee, Edith Kuntz, Annie Gillespie, Anna Sensenbach.

Secretary Frank McHugh, of the Foster board, has received certificates from the same class for Sarah Gallagher and Mary McGill, also of Freeland.

Mrs. Mulligan Dead.

Mrs. Elizabeth Mulligan died at 3:15 o'clock this afternoon at her home on Walnut street after a short but severe illness. The deceased is survived by the following son and daughters: William J. Timney, North Centre street; Mrs. Bernard Boyle, Walnut and Pine streets; Mrs. Michael McAndrews, Philadelphia, and Mrs. Alex Allen and Mrs. John Wagner, Jr., Drifton.

No arrangements for the funeral have yet been made.

Married at Noon.

William Cavanaugh, of Worcester, Mass., and Miss Katie, daughter of William Toomey, of Luzerne street, near Centre street were married at noon today by Rev. M. J. Fallhee at St. Ann's church. James Gallagher and Miss Genevieve Reed, of Wilkesbarre, were groomsmen and bridesmaid respectively. Mr. and Mrs. Cavanaugh will make their home in Worcester, where the groom holds a position on one of the daily papers of that city.

Two Painters Injured.

George Yoch and William Morgan-dollar, two Freeland painters, fell today while painting the new house built at Drifton by Dr. Geo. S. Wentz. Yoch was able to return to his home, but Morgan-dollar was more seriously hurt and was taken to the Miners' hospital. The accident was due to the breaking of a rope on the roof.

A message from the hospital states that Morgan-dollar is internally injured, but no bones are broken.

A mortgage in the sum of \$1,500,000 to secure the issue of bonds for the construction of the new electric road that is to connect Hazleton with Wilkesbarre, has been filed at Wilkesbarre in favor of the Guarantee Trust Company, of New York.

Harry Bonner, aged 13 years, while swimming, was drowned at Lansford.

LOCAL NOTES WRITTEN UP

Short Items of Interest to
All Readers.

Happenings of the Past
Two Days in and Around
Freeland Recorded With-
out Waste of Words.

Two sons of James K. Boyle, Leo and Cletus, aged 12 and 8 years respectively, and Celesta, a son of Henry Longo, aged 12 years, have been missing since last evening. They were seen together at 8 o'clock last night. No reason for their absence is known and searching parties will be organized if they do not return tonight.

Horace McVail and Miss Jennie Harris, both of Philadelphia, were married by Rev. J. T. Griffith, of Lansford, at the home of the bride's sister, Mrs. L. V. Stewart, Adams street, on Saturday.

Mrs. Mary Walsh, of Wilkesbarre, is the guest of her sister, Mrs. John McKeulay, on Centre street. She is accompanied by her father, Mathew Long, who has been a resident of Kansas for the past thirty years.

Ice cold soda at Keiper's.

At Bloomsburg on Monday the State normal school club defeated the Tigers by a score of 9 to 6. The visitors were deliberately robbed of several runs by the unjust decisions of the umpire.

The graduation class of St. Ann's parochial school tendered a banquet last evening to the junior class of the institution.

The twelfth anniversary of the organization of the Tigers Athletic Club will be celebrated on Saturday evening by the members at their club-house on Walnut street.

John Boner, the well known insurance agent, and Miss Sarah, daughter of Anthony Gallagher, were married yesterday at St. Ann's church by Rev. F. Mack. The bridesmaid was Miss Hannah Brogan and the groomsmen Patrick Monahan, of Hazleton. They have taken up their residence on Birkbeck street.

Try Keiper's 5-cent cigar—best made.

A D. & H. breaker at Wilkesbarre, known as Baltimore No. 2, was burned to the ground this afternoon.

Irving A. Stearns, of Wilkesbarre, president of the D. S. & S. Railroad and other Drifton corporations, on behalf of himself and wife, has donated \$1,000 to the Wyoming Historical Society, to be used for the general purposes of the society.

Mr. and Mrs. Julius Dusheck came home Monday evening from their wedding tour.

Christ Koppel, the brewer, will change his residence from Walnut street to the Broderick cottage on Birkbeck street.

The finest ice cream in town, all flavors, wholesale and retail, at Merkt's.

Mr. and Mrs. M. E. Grover are at the Buffalo Exposition.

Miss Mame McDonald, of South Centre street, is the guest of her brothers in New York city.

Charles F. Haganey, of Philadelphia, a newspaper representative of that city, is spending his vacation at his home here.

A surprise party which was to have taken place at the Osborne hall last evening was postponed.

H. L. Morgan, one of Scranton's school teachers, was a visitor to town yesterday. About fifteen years ago Mr. Morgan taught school at Highland. He is noted with pleasure the improvements in town and had a pleasant time recalling incidents of long ago.

Additional locals on the fourth page.

Building Improvements.

Contractor Lewis H. Lentz will shortly erect a large single dwelling on West Walnut street for Archie Carpenter.

F. H. Albert's brick building on Fern street is nearing completion.

The dwelling of Robert Lentz on Walnut street is almost completed.

Carpenters are at work on the Greek Catholic church repairing the roof.

Improvements are being made to the Higgins' property, Main and Ridge streets.

Painters are at work on several buildings in town and the various property-polishers have their hands full of work.

Contractor James E. Griffith is building a small dwelling on the west side of Fern street, near Main, for Wasi Shigo.

David C. Rufe is building a double dwelling house on Fern street for Mrs. Anne Greshko.

Our Motto Is No Trouble to
Square Dealing Show You All
and Satisfaction Our Goods

Phila. One-Price Clothing House.
S. SENIE, PROP.
Birkbeck Brick, Freeland, Pa.

No Trouble to If Goods Are
Show You All Not Satisfactory
Our Goods Money refunded

CHAS. ORION STROH,
ATTORNEY AND COUNSELOR AT LAW
and
NOTARY PUBLIC.
Office: Rooms 1 and 2, Birkbeck Brick, Freeland.

JOHN M. CARR,
ATTORNEY-AT-LAW.
All legal business promptly attended.
Postoffice Building, - - - Freeland.

GEORGE McLAUGHLIN,
ATTORNEY-AT-LAW.
Legal Business of Any Description.
Brennan's Building, So. Centre St. Freeland.

R. J. O'DONNELL,
ATTORNEY-AT-LAW.
Campbell Building, - - - Freeland.
White Haven Office, Kane Building, Opposite Postoffice, Tuesdays, Thursdays, Saturdays.

JOHN J. McCREARY,
ATTORNEY-AT-LAW.
Legal Business of every description, Fire Insurance, and Conveyancing given prompt attention.
McMonamin Building, South Centre Street.

D. R. N. MALEY,
DENTIST.
OVER BIRKBECK'S STORE,
Second Floor, - - - Birkbeck Brick

MRS. S. E. HAYES,
FIRE INSURANCE AGENT.
Washington Street.
None but reliable companies represented.
Also agent for the celebrated high-grade Pianos of Hazelton Bros., New York city.

D. R. S. S. HESS,
DENTIST.
87 South Centre Street.
Second Floor Front, - - - Retowich Building.

THOS. A. BUCKLEY,
JUSTICE OF THE PEACE.
All business given prompt attention.
Tribune Building, - - - Main Street

THIS GUN METAL FINISHED FOUNTAIN PEN FREE
FOR ONE HOUR'S WORK.

ONE THIRD ACTUAL SIZE
Boys and Girls, we will trust you. No money in advance.
Special offer to introduce the Fountain Pen. Send us your full address with 10 cents for postage, and we will send you 20 extra one Jeweled Top End Pens to write all at a cent each. When sent, you send us the money and we will send you the Fountain Pen prepaid.

MEGRUE SUPPLY CO., 179 Broadway, New York.

Wm. Wehrman,
Watchmaker.
Clocks and Watches for Sale.
Repairing a Specially.
Next to Neuburger's Store.

Geo. H. Hartman,
Meats and Green Truck.
Fresh Lard a Specialty.
Centre Street, near Central Hotel.

DePIERRO - BROS.
CAFE.
Corner of Centre and Front Streets.
Gibson, Dougherty, Kaufer Club,
Rosenbluth's Valet, of which we have
EXCLUSIVE SALE IN TOWN.
Mumm's Extra Dry Champagne,
Honeyey Brandy, Blackberry,
Gins, Wines, Charots, Cordials, Etc.
Ham and Schweitzer Cheese Sandwiches,
Sardines, Etc.

MEALS - AT - ALL - HOURS.
LAUBACH'S VIENNA BAKERY.
B. C. LAUBACH, Prop.

Choice Bread of All Kinds, Cakes, and Pastry, Daily. Fancy and Novelty Cakes Baked to Order.

CONFECTIONERY AND ICE CREAM
supplied to balls, parties or picnics, with all necessary adjuncts, at shortest notice and fairest prices.
Delivery and supply wagons to all parts of town and surroundings every day.

PISO'S CURE FOR
GORES WHERE ALL ELSE FAILS.
Best of South Syrup. Tastes Good. Use
in time. Sold by druggists.
CONSUMPTION