

# FREELAND TRIBUNE.

VOL. XIII. NO. 157.

FREELAND, PA., FRIDAY, JUNE 28, 1901.

TRI-WEEKLY

## STRAW HATS

The largest and best assortment in town to select from.

See Our Boys' 5c and 10c Straw Hats.

Large rim, just the thing for these hot days.

## Refowich's Wear Well

Clothing and Shoe House.

REFOWICH BUILDING, FREELAND.  
Big Line of Working Shoes.

## 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.

## PURE WINES & LIQUORS FOR FAMILY AND MEDICINAL PURPOSES.

## CURRY'S

## Groceries, Provisions, Green Truck,

Dry Goods and Notions are among the finest sold in Freeland. Send a sample 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 guarantee you better value for your money than can be had elsewhere. When you want footwear, come to the

## STAR SHOE STORE.

High Malloy, Prop. Corner Centre and Walnut Streets.

## TWENTY YEARS GIVEN CAPECE

### Murder Trial Came to a Sudden Ending.

### Prisoner Offers a Plea of Guilty in the Second Degree and the Same Is Accepted by the Prosecution.

The Capece murder trial came to a sudden end yesterday morning. The defendant withdrew his plea of not guilty and pleaded guilty to murder in the second degree. District Attorney Jones accepted the plea and Nicholas Capece was sentenced by Judge Kelly to twenty years in the Eastern penitentiary.

One of the jurors was taken sick and needed the services of a physician after court adjourned Wednesday evening and next morning two others were ill. After court adjourned Wednesday night the defendant's attorney made a proposition to the district attorney offering to plead guilty to second degree. The latter consulted Judge Kelly and on the judge's advice spoke with Judges Lynch and Halsey, explaining the circumstances of the sick jurors and the wholly circumstantial evidence against the accused. The judges agreed that the district attorney could accept this plea.

Yesterday after the opening of court the prisoner, his attorneys and his family held another private conference, after which Attorney Lenahan stated to the court that they had decided to withdraw the plea of not guilty and plead guilty to murder in the second degree.

District Attorney Jones then made a statement that he did not accept the responsibility of agreeing to such a plea until he secured the approval of Judges Kelly, Lynch and Halsey. That because of the circumstantial evidence, the fact that three jurors were sick, which would make the completion of the trial very uncertain and might cause a re-trial, he thought the ends of justice would be met by accepting the plea of second degree murder.

Judge Kelly spoke along the same lines and said it was proper for the district attorney to accept the plea under all circumstances.

The prisoner was then called for sentence and when asked if he had anything to say his attorney, John M. Carr, stated that Capece came to this country thirty-six years ago, having been a citizen ever since. Was a hard-working, industrious man and accumulated property worth three or four thousand dollars. Also that he raised a family of nine children, educated them and sent his oldest son to college. He asked for mercy.

Judge Kelly replied that the defendant was very fortunate in escaping the death penalty. That while the evidence was circumstantial it was very strong and would justify a verdict of first degree murder. That the prisoner was guilty of first degree murder or nothing, and that if Capece killed Demerio he did it with preparations, coolness and premeditation, what is called a cold-blooded murder.

He said that the acceptance of a plea of second degree showed all the mercy possible and that the court could not justify itself in imposing less than the full penalty for second degree murder. He then sentenced Capece to twenty years imprisonment in the Eastern penitentiary at Philadelphia.

Then a touching scene was enacted. The wife and family of the condemned man gathered about him and with tears and sobs kissed and embraced him. The widow of the murdered man sat back in the court room and she also cried bitterly and embraced her little fatherless son who was with her.

When the news of the sudden ending of the case reached town it caused much astonishment. After the circumstances became known the people seemed satisfied that the action of the district attorney and the judges was the best that could be done.

With no direct evidence at hand, the county detective, aided by the very good work of the local officers, did excellent service in the case.

### Want to Be Mine Foreman.

A class of twenty-one applicants for mine foremen's and assistant mine foremen's certificates is being examined in Hazleton. Eighteen of the applicants are being examined for foremen's certificates and three for assistant foremen's certificates, as follows:

For foremen's certificates: John Marley, Jeddo; James Renshaw, Jeddo; Thomas Newton, Jeddo; John Quigley, Jeddo; John Brannigan, Jeddo; James Bonner, Drifton; Condy Gallagher, Drif-

ton; Charles Yost, Freeland; John McCann, Sandy Run; Neal Gallagher, Sandy Run; Frank Ferrari, Hazleton; William H. Phillips, Hazleton; Henry Hawk, Hazleton; John Reeves, Lansford; John Mitchell, Lansford; William Derby, Lansford; Frank Broome, Jeanesville; Ludwig Lindeman, Drif-tinger.

For assistant foremen's certificates: James McGlynn, Jeanesville; Owen Harris, Hazle Brook; George Aiken, Lansford.

The board of examiners is composed of W. H. Davis, Hazleton, mine inspector; A. W. Drake, Lattimer, superintendent; Patrick Smith, Milnesville, miner, and George McGee, of Freeland, miner. James E. Roderick, of Hazleton, is secretary of the board.

### Married Yesterday.

At St. Ann's church yesterday at noon John J. McBrearty, Esq., and Miss Kate Timony were married by Rev. F. Mack. The ceremony was performed in the presence of a number of friends of the young couple. Thomas A. McCole, of Washington, acted as groomsmen, and Miss Sadie O'Donnell, of Philadelphia, was the bridesmaid. Miss Bid Timony was maid of honor and Daniel J. Timony and William Lawlor were ushers. The wedding march was played by Miss Mary Sweeney.

A reception was held at the bride's parents, Mr. and Mrs. Peter Timony, where the invited guests and friends assembled in large number and extended their congratulations and best wishes. At 5 o'clock the wedding party departed for Hazleton, where Mr. and Mrs. McBrearty took a train for Washington. After spending a few weeks sight-seeing in the large cities they will return home.

Mr. McBrearty is a well known young attorney of town and is at present secretary of the borough council. The bride has until recently been one of Freeland's school teachers and is a popular young lady. They begin life with the best wishes of their many friends.

### Crossing the Atlantic.

Thomas A. Buckley, accompanied by his niece, Miss B. V. McTigue, left at 11:42 o'clock this morning for New York city, and tomorrow will sail on the City of Rome. They will spend two months in Scotland, England, Ireland and Wales. Last evening Mr. Buckley was tendered a parting serenade by St. Ann's band.

Mrs. Neil Gallagher, of Sandy Run, went to New York yesterday and will leave tomorrow for Ireland on the City of Rome. She is accompanied by her husband, who will likely take passage on the same vessel.

On Saturday, July 6, Sime J. Neuburger, manager of the Neuburger store, will leave New York for Bremen, Germany. He will spend several weeks on the Continent and on his return trip will visit the principal cities of Great Britain.

### Republican Primaries.

The Republicans of the county will hold their primary elections at the various polls tomorrow afternoon. In this section the interest manifested is much less than in former years, but there is a strong feeling among the voters that Sheriff Harvey ought to receive a large vote for the nomination of recorder. The fact that the law debars him from succeeding himself as sheriff has caused his friends to make a strong fight for further honors for him, since he so ably and satisfactorily filled his present position.

Sheriff Harvey has conducted his office impartially and without favor to great or small, and his nomination for recorder would be but slight recognition of faithful work.

### Married in Philadelphia.

The announcement was made today that Charles F. Haganey, who has been visiting his mother here for the past week, and Miss Sarah McDevitt, whose home is also here, were married at the Mother of Mercy church, Philadelphia, by Rev. Edward O'Donnell, on the 26th inst. Both young people have a host of friends who will wish them many years of happiness.

Mrs. Haganey arrived here from Philadelphia last evening and is the guest of her mother in the Second ward.

### Valuation of Freeland.

The gross valuation of Freeland borough, as adjusted by the county commissioners after the appeals were heard, amounts to \$1,069,510 for county purposes. The taxable valuation is not known at present, as the commissioners have not yet fixed the rate for that purpose. This will be one-half, one-third or one-fourth of the gross valuation. There are 1,795 taxables in the six wards of the borough.

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

## TESTIMONY.

Commissioner in Injunction Case Is Sitting at Drifton.

Lawrence B. Jones, of Wilkesbarre, the commissioner named by Judge Halsey to take testimony in the injunction proceeding instituted by L. C. Smith and other officials of Cox Bros. & Co. against the striking employees of Drifton shops, began taking testimony in the matter in Drifton hall yesterday morning. Attorney H. J. Fuller, of Wilkesbarre, attended to the company's interests, while Attorney D. J. McCarthy, of Freeland, looked after the strikers' side of the case.

The taking of the testimony continued until 5 o'clock last evening and was resumed at 10 o'clock this morning. Notwithstanding the intense heat, the hall is crowded during the sessions and a great deal of interest has been aroused. A number of witnesses for the complainant company have been examined, but thus far no testimony to sustain the sworn allegations of the men who have charge of the Drifton corporation's affairs has been produced.

In fact, the star actor in the injunction matter, Superintendent L. C. Smith, upon the strength of whose affidavit Judge Halsey issued the injunction, swore yesterday that he had no personal knowledge whatever of the charges he made against the enjoined men. In the hands of Attorney McCarthy the superintendent gave an exhibition of general incompetence and ignorance yesterday, and when he left the stand the personal malice which was the motive for the proceedings had been fully shown up. He knew absolutely nothing which would warrant his swearing away the rights of several hundred fellow-men.

Several other witnesses were heard, but from none of them, with possibly one exception whose uncorroborated word is not likely to be believed, was it shown that any harm had been done or offered by the strikers or that they had overstepped their privileges as citizens in their fight against Smith and his systems.

The taking of testimony will probably come to a close today.

## ROUND THE REGION.

During the performance in the Kaizer opera house, Mahanoy City, Wednesday night, three young men in shirt waists were discovered in the parquet circle.

A woman in the audience reported the presence of the coatless visitors to Manager Quirk; who informed the shirtwaist trio that they either had to don their coats or retire. They refused to do either, and Special Officer Foley ejected them.

In a fight between Italians from the "Boston" settlement and police in the court of Alderman James Keaton, in Pittston township late last night, Constable John McClain was shot in the head and Constable Keating attacked with a razor. The trouble arose over the arrest of two men, who in the melee in court were rescued.

John Walsh, of Shennandoah, attempted to escape from his cell in Schuylkill county prison and when the guards caught him he was upon the roof of the prison. Walsh made his escape through his cell window, having previously cut an opening in the thin wire netting which covers the window from the outside.

Mrs. John Smolter, wife of former County Treasurer Smolter, died in the St. Mary's convent, Nanticoke. She had gone to visit sisters whom she knew, and was stricken with heart disease.

Andrew Corbett, aged 13 years, of Plymouth, in attempting to jump from a train of freight cars, broke both arms and one leg.

The Democratic state convention will be held on August 15 at Harrisburg.

The State Luther League met in convention at Shamokin yesterday. Three hundred delegates, representing a membership of 18,000, were present.

Mrs. Harry Lewis, of Shamokin, was terribly scalded yesterday. She was standing in front of the kitchen stove, when she became dizzy and fell, pulling the boiler upon her.

While watching a herd of cows, Edward Chesmyer, of Gulf Summit, Lackawanna county, was amazed to see a monster rattlesnake crawl out from under a rock and begin milking a cow. Recovering from his astonishment, he killed the snake. The cow missed the companionship of the reptile and has since refused to eat.

The importation by Manager Davis, of the Saquoit silk mill, at Scranton, of nine Paterson silk girls give a very serious aspect to the local situation. Since the settlement of the recent strike the girls allege that the management has discharged the union officers and failed to make concessions promised.

## LOCAL NOTES WRITTEN UP

### Short Items of Interest to All Readers.

### Happenings of the Past Two Days in and Around Freeland Recorded Without Waste of Words.

The funeral of the late Mrs. Elizabeth Mulligan will take place tomorrow. The remains will be taken from her late home on Walnut street at 9 o'clock to St. Ann's church, where services will be held by Rev. M. J. Fallhee, after which the funeral will proceed to Laurytown cemetery, where the interment will be made.

The attempt of Cox Bros. & Co. to have their work done at Mauch Chunk shops has been balked by the strikers of Drifton shops. A committee of the latter visited Mauch Chunk yesterday and succeeded in having the management refuse to help Drifton company.

Miss Jennie Bachman, of North Centre street, graduated yesterday at East Stroudsburg state normal school and returned home last evening.

The huckleberry pickers of the region are preparing to make a determined stand for a higher price for the fruit this year, and organizations of the pickers are being formed in several towns.

Rev. M. F. Fallhee, of Arlington, is the guest of his brother, Rev. M. J. Fallhee.

The Tigers will play ball at Berwick tomorrow.

Ice cold soda at Kelper's.

Bishop Talbot, of the Protestant Episcopal Church, will conduct services in St. James' P. E. church, Drifton, on Sunday morning, and in St. James' chapel, Freeland, on Sunday evening.

The three young boys who were missing from their homes Tuesday night and Wednesday, returned Wednesday evening.

Tomorrow evening the Good Wills Athletic Association will picnic at the Public park, and the members extend an invitation to everybody to be present. Dance music will be furnished by St. Ann's band. The association is composed of a number of active young men who can be depended upon to give abundant pleasure to all who patronize their picnic.

The bill creating another judgeship in Luzerne county has been passed by the legislature and awaits the signature of the governor to become a law.

Misses Aggie and Katie Lynott, of Scranton, are guests of the Misses Campbell, Centre and Main streets.

A wagon shed is being erected by Michael Pasternak at the rear of his property on South street.

The poor directors have placed the tax rate of the district for the coming year at 10 mills for the Luzerne portion and 7½ mills for the Carbon portion.

Harry and G. Mord Neuburger are at Buffalo with the Philadelphia Pen and Pencil Club.

Try Kelper's 5-cent cigar—best made.

O. O. Esser, a well known railroad man who until recently was superintendent of the Wyoming division of the Lehigh Valley, is dead at Tonkhanock. He began work at the age of 12 years as water boy for the road.

Sheff Watkins, of Lansford, dropped dead in that town yesterday. He was a brother to William E. Watkins, of Hazleton.

The strike of the Hazleton carpenters, which began on May 20, was ended yesterday by the contractors agreeing to the demands of the men and signing the union scale.

John Shelley, who formerly lived in Hazleton and who has a daughter living somewhere in this region, was drowned in the West Virginia flood last Sunday.

### Boxers to Meet Again.

Jack Boner and "Scaldy Bill" have practically agreed to meet again to decide the question of who is the better fistic artist. The contest is booked to take place at Freeland on July 17, before the Sterling Athletic Club, and will be a twenty-round go.

John Carr and Hugh McDyer, two local boxers, will likely give a preliminary bout of six rounds that evening.

### CASTORIA.

Bears the Signature of *Chas. H. Fletcher*

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.

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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. McBREARTY, ATTORNEY-AT-LAW. Legal Business of every description, Fire Insurance, and Conveyancing given prompt attention.

McMenamin 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 Hazleton Bros., New York city.

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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. In Home in Advance. Special offer: we introduce this new Fountain Pen. Send us your address with 15 cents for postage, and we will send you 25 extra for Jeweled Top Load. Penic (cost at 2 cents each). When sold, you send us the money and we will send you the Fountain Pen gratis. MEGRE SUPPLY CO., 179 Broadway, New York.

## Wm. Wehrman, Watchmaker.

Clocks and Watches for Sale. Repairing a Specialty. 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, Kauter Club, Rosenbluth's Velvet, of which we have EXCLUSIVE SALE IN TOWN. Mumm's Extra Dry Champagne, Hennessy Brandy, Blackberry, Gins, Wines, Claret, 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 & 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 GOUTS WHERE ALL ELSE FAILS. Best Gout Cure. Sold by druggists. CONSUMPTION