

THE TIMES.

New Bloomfield, August 10, 1880.

NOTICE TO ADVERTISERS.

No Cut or Stereotype will be inserted in this paper unless light face and on metal base.

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Mr. J. H. BAYNE, Newspaper Advertising Agent, 41 Park Row, (Times Building), New York, is authorized to contract for advertisements for this paper at our best rates.

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DOCTOR TANNER has demonstrated the fact that he can live forty days and nights without food. On Saturday noon his forty days expired. He then walked down the hall to the wash room, washed, put on his coat and hat and then walked out to a carriage which took him to the residence of a friend where he will now be fed till he recovers his strength. He lost thirty-six pounds during the fast.

Choked to Death.

Mr. JOY, August 3.—Last evening a little daughter of Samuel August, who resides on the Harrisburg turnpike about a mile east of this place, was choked to death while eating an apple, a piece of which lodged in her throat. Medical aid was summoned when the child showed signs of strangulation, but before the physician arrived she was dead. Coroner Mishler held an inquest on the remains and a verdict was rendered in accordance with the facts. The child was three years old.

Killed While Stealing Potatoes.

CHAMBERSBURG, August 3.—On Saturday evening Christian Stouffer borrowed a short, single barreled shot gun from Wm. Rupert, asserting that he wanted to get rid of some dogs which had been chasing rabbits through his corn. Shouldering his gun he trudged out to his lot and watched. Presently he saw two men walk along the railroad and began tramping up and down the siding. One of them threw a stone at a board which was standing upright in his potato patch, and which in the darkness resembled a man's form. Then the two descended into the patch and began raising potatoes. Stouffer yelled at them and they ran. As they sped toward the cornfield he followed and fired as they were all running. He uttered the command "halt," but he heard nothing but the noise as they rushed among the cornstalks. Fearing that they might return, and not knowing of any damage he had inflicted, he feared that the two men might make a counter charge. He accordingly returned to town and stayed here until yesterday morning, when, in company with some children, he went out to the field to get some roasting ears to sell in the town. After passing along three or four rows he came across the dead body. He came to town, disposed of his corn, and then went to Hon. John Stewart and narrated the above facts. A jury was summoned and proceeding to the spot found the body lying face downward amongst the cornstalks. The body was turned over on its back when it was recognized as the corpse of Robert Allison. Decomposition had already set in and a terrible gunshot wound, one and a half inches in diameter on the left side below the heart, indicated the cause of the death. Swollen and blackened, the body lay among the corn a prey to insects and flies throughout the whole half day until the coroner put in his appearance.

From the Repository we learn the following additional facts regarding this case:

Robert Allison was a painter by trade and lived in a house in the rear of Wanamaker's Row, this place. For two or three days last week he was engaged in painting at the foundry of T. B. Wood & Co. On Saturday evening about five o'clock he received his pay and started home where he remained until about nine o'clock that evening. At that hour he left the house. His wife asked him where he was going but he made no reply. Nothing more was heard of him by his family until Monday afternoon, about two or three o'clock, when he was found lying dead in a corn field along the Cumberland Valley R. R., just at the northern end of town. At eight o'clock the coroner's inquest was held at the office of Squire Seiders. A number of witnesses were examined. William Rupert testified that when Stouffer borrowed his gun he said that he did not want a very heavy load in it as he did not intend to shoot any person but only scare them. Rupert said it was dark in the room and he did not know how large a load he had put in the gun. Geo. Kyle being called said that Stouffer told him the Sheriff's office in the jail that he had gone to the field, saw the men there and had fired, but did not think he had killed one. District Attorney Bowers is very anxious to find out who the other man is that was with Allison in the field, and assures him that nothing shall be done to him if he comes forward and makes an open statement of the whole affair, as it will add very much in dealing out justice in the case. The Jury rendered the following ver-

dict: "That Rob't Allison came to his death by a gun shot wound received from a gun in the hands of Christian Stouffer."

The body was placed in a coffin and taken to the cemetery at five o'clock this morning where it was buried about 10 o'clock by the Franklin Guards, of which Allison was a member.

The murdered man was about 30 years of age, and leaves a wife and three small children, who are in poor circumstances. There are many rumors on the street in regard to the horrible affair, but the above is as near correct as we could get it at the inquest and from other witnesses.

ADDITIONAL LOCAL MATTER.

[Reported by Chas. H. Smiley, Esq.]

Court Proceedings.—The August term of the Courts is generally designated as the "long term" for the reason that the vacation extending from the second week of April to the first Monday of August is the longest of the year. The length of the interval between April and August makes a larger accumulation of business, and this in connection with the hot weather of midsummer causes this term to be more dreaded by all parties interested than any other. The rains in the early part of last week cooled the atmosphere and being thus freed from the excessive heat it was the most pleasant August term that has been held for years.

On Monday at 1 o'clock P. M., Court convened and the usual preliminary work began. The constables of the various districts were called, sworn, and their returns received. The grand jury was impaneled and fully instructed as to their duties by his Honor Judge Junkin. Among other things they were informed that a bill of indictment for murder would be laid before them, and the law regulating homicide in its various phases was explained. A constable was selected to attend upon them, and they were then sent out to begin work. Under their foreman, Hon. Geo. A. Shuman, they discharged their duties in such a manner as to receive the commendations of the Court. The balance of the afternoon was consumed in presenting the petitions, granting orders, hearing arguments and disposing of the surety of the Peace cases. The first of the latter class of cases that was called was the Com. vs. Samuel Rice on oath of Wm. Orr. The prosecutor in this case is the owner of a dog, between which and the defendant there exists an ancient feud. A sight of the dog seems to have had the same effect upon the captain that a red rag has upon a healthy bull, while a sight of the captain seems to annoy the dog like holy water does the Devil. Their frequent collisions became annoying and dangerous about the home of the complainant, and in order that the annoyance might be suppressed the prosecution was brought. After hearing the case, the Court suggested more cautious procedure on the part of the defendant hereafter and dismissed the complaint at the costs of the county. Dist. Atty. Wallis and Barnett for Com. Markel for deft.

Com. vs. Wm. Bailey, on oath of John Scott. There was also a complaint made against the same defendant on oath of Jacob Hess, and both cases were heard together. They were simply the result of a collision between the parties in Rye twp., beginning with whisky and ending with threats. The former was probably the more dangerous of the two, and after a patient investigation the complaints in each case were dismissed and the respective prosecutors directed to pay the costs. Dist. Atty. Wallis for Com. Seibert for deft.

Com. vs. Elener Campbell, on oath of Samuel Minch. The prosecutor in this case complained that the defendant in seeking redress for an imaginary wrong committed an assault upon him and threatened him with grievous bodily harm to be perpetrated in the future. After hearing the case the Court directed the prosecutor to pay costs and enter into recognizance in the sum of \$100 to keep the peace for the period of one year. Dist. Atty. Wallis and McIntire for Com. W. H. Sponsler for deft.

On Tuesday morning after the opening of court, the Board of Examiners reported they had, in accordance with the rules of Court, examined Cloyd N. Rice, a student at law in the office of Hon. C. J. T. McIntire, and on motion he was admitted to practice law in the several courts of Perry county. At the same time Samuel Hepburn, Esq., of Carlisle was admitted to practice in the courts of this county.

The first case called for trial was Mary Charles' use vs. W. E. Murray. Deft. was jointly bound with others in a judgment note, but made application to have the judgment opened and let into a defense so far as he was concerned on the grounds of having been a minor when he signed the note. His minority having been established, the Court decided the obligation void as to him, and plff. took a non suit. Potter and Sponsler for plff. Seibert for deft.

Ellen Stewart vs. Samuel Sheller, Adm'r. with the will annexed of Owen Ashton, dec'd. This was an action to recover money loaned by the plaintiff to the defendant in his lifetime. The plff. was a sister of the deft. and at the time the loan was made no obligation in writing was taken therefor, and evidence *abundant* had to be produced to establish the claim. The depositions of a party living in West Virginia who was present and witnessed the transaction were produced, and a verdict was given for \$374.30, the amount claimed. Barnett for plff. Sponsler for deft.

Alfred Burnett vs. D. M. Rinesmith. The readers of these proceedings will remember that some months since the same case was tried in court. It grew out of a claim that plff. had made for the \$300 allowed him under the exemption laws of this Commonwealth, at a time when his property was levied upon by the deputy of the defendant who was then Sheriff of the county. The claim was ignored, the deft. denying that it had ever been made. A trial was had which resulted in a verdict for the plff. A new trial was granted, and had at this

term, which resulted in a verdict for the plaintiff for \$403.50. Hepburn and Potter for plff. Seibert, Markel and Junkin for deft.

Com. vs. Francis Minch.—The defendant is an unmarried lady living in the upper part of the county, on a property adjoining land owned by Conrad Hench. The dwelling houses of the respective parties are in close proximity to each other and a pale fence marks the line to which each claims ownership of the land. As a matter of course each party raises chickens, the chickens raise things in the gardens and this raises the mischief generally. How it may be in the Millenium we do not know, but in their unregenerate state women will raise chickens. They must have them to accompany the flannel cakes when the preacher comes, and to lay eggs for Easter, but it is a melancholy truth that just so long as they continue to raise them they will quarrel with their neighbors. The Deft. found the prosecutor's chickens on her premises and, seizing a club she made several of them lay without the inducement of a nest egg and to the injury of the owners. When Conrad Hench and his daughter, Mrs. Jane Zeigler ran to their rescue, Fanny left the chickens and began to lay on them. The result was that they were brutally beaten by Fanny before they made their escape. On the other hand Fanny claimed that she only acted on the defensive and in doing so she reckoned up among the casualties one of her legs battered into a condition of unsightly discoloration. The verdict was guilty of assault and battery and not of an aggravated assault. Dist. Atty. Wallis and Sponsler for Com.—Barnett for Deft.

Com. vs. Leo Lantz.—This was an indictment for stealing some slabs and benches, the property of the African Methodist Episcopal Church, at Marysville. The bill was laid before the jury and a verdict of not guilty taken. Dist. Atty. Wallis and Potter for Com.—Seibert for deft.

Same vs. Same.—In this case the defendant was indicted for stealing a jack-plane from Mr. McKisson at or near Marysville. The plane was discovered at his house concealed in a bed. His defense was that McKisson owed him wages, and failing to pay he took the plane on account, intending to deliver it up when the account was paid. The bill was found at the August Sessions, 1877 but, until this Session of the Court Leo was *non est inventus*. The jury found him guilty and he was sentenced to 60 days in the County Jail, pay a fine of \$1, and the costs of prosecution and stand committed until the sentence was complied with. Dist. Atty. Wallis and McIntire for Com.—Seibert for deft.

Com. vs. John F. Baker.—Deft. was charged with three counts in the bill of indictment, 1st Rape, 2nd Attempts to commit Rape and 3rd Adultery. The grand jury found a true bill on the last count only. The charge was that he had appropriated to himself the conjugal rights of the husband of Josephine Gardiner. The grand jury believed he had done so but that it required no force or fear of bodily harm to accomplish this. A technically raised which required the Court to instruct the jury that they must find a verdict of not guilty which they did, but directed him to pay the costs and the defendant went away contrary to the expectations of the audience who heard the evidence. Dist. Atty. Wallis and McIntire for Com.—Sponsler for Deft.

Com. vs. Thos. McKelvey and Elizabeth McKelvey.—Indictment selling liquor without license and selling liquor on Sunday. The defendants kept a hotel in the well-known region of Montgomery's Ferry but had no license to sell liquor. Notwithstanding this fact, they sold our National beverage at sundry times, and in diver's manners, and pocketed the filthy lucre they received for it with as apparent unconcern as if they were engaged in the pursuit of a useful and legitimate business. Verdict guilty, and sentenced to pay a fine of \$200 each, and to remain in the custody of the Sheriff until the sentence was complied with, the term of imprisonment however not to exceed 90 days in accordance with the Act of Assembly. Dist. Atty. Wallis and Potter for Com.—McAllister and McIntire for Deft.

This case ended the Criminal Courts and the Civil list was resumed by taking up the case of D. M. Rickabaugh vs. James Patterson, administrator of Collins E. Patterson dec'd. This was an old case having been brought several years since. The Plaintiff and Collins E. Patterson had been associated for years in business. They were then unmarried men and kept house together at their place of business in Millerstown. Patterson was a consumptive and 7½ months before his decease, he sold out to his partner the Plaintiff, but continued to live with him until he died and was buried from his house. The claim was for services rendered to him for the 7½ months and a book account. Plaintiff alleged that full compensation for all trouble and expense had been made by Mr. Patterson to the plaintiff in his lifetime. This could not be proven to the satisfaction of the jury and they awarded a verdict of \$897.10 to the Plaintiff. Sponsler and McIntire for Plff.—Barnett and Smiley for Deft.

Sponsler Junkin & Co. vs. F. W. Gibson. This was an action which grew out of a judgment that had been entered a long time since. The lapse of time and subsequent transactions involved the case in difficulty but after trying the case from Friday afternoon until Saturday noon a settlement was effected that was satisfactory to all parties and a juror was withdrawn and the case closed. Doty and Smiley for plff. Seibert, Markel and McIntire for deft.

Wm. M. Gray, assignee of Solomon Beistline vs. John H. Bruner. In a settlement between the parties, plff. claimed to be allowed for a certain amount of poplar lumber which had been sawed at the deft's mill and which he had sold him by contract. Deft. alleged that he had not contracted for the lumber, had never taken it nor agreed to take it, and that on the contrary the plff. had hauled it away himself and consequently received the full benefit of it, and that upon a settlement fairly made there was due him a balance of \$1.96. Verdict for deft. of \$1.96. Barnett for plff. Seibert and Smiley for deft.

MISCELLANEOUS.

Quarter Sessions.

A large number of bills were ignored by the Grand Jury. Indictments had been preferred against the Supervisors of a number of the townships but in each case they returned "not a true bill," leaving the inference to be drawn that the public roads were all in good condition and the Supervisors were all free from any charge of neglect of duty.

Road Proceedings.

James B. Hackett, A. P. Nickel and Jas. McIlhenny appointed viewers on a petition to view, vacate, straighten and lay out part of a public road from point near Isaac Noy's wagonmaker shop to point on line between land of Jacob Stutzman and D. M. Rinesmith, in Spring twp. Also, to view, vacate, alter, straighten and lay out part of a road beginning at point on line between Wm. Stambaugh and D. M. Rinesmith and ending at a point near line between line of F. W. Gibson and D. M. Rinesmith, in Spring twp. Also, to view, vacate, alter, straighten and lay out part of a road beginning at a point in the line between Wm. Stambaugh and D. M. Rinesmith and ending at a point near the line between F. W. Gibson and D. M. Rinesmith, in Spring twp. Seibert, atty.

Andrew Loy, Wm. Baylor and J. R. Bixler viewers to view and lay out a public road from point on lands of Jacob Homminger to a point near Liggett's foundry, in Saville twp. McAllister, atty.

Joe Lepperd, C. Heishley and Henry Clay viewers to view, widen and straighten the public road from King's mill to Duncannon borough, in Penn twp. Sponsler, atty.

A. B. Clouser, James McIlhenny and Wm. McKee appointed re-viewers to review a part of Main street in the borough of Marysville. Sponsler, atty.

Report of viewers to view and lay out a road from point near Elkanah Sweger's lane to point near Jeremiah Burkepile's wood house in Saville twp., confirmed *nisi*. Seibert, atty.

Report of viewers to view, lay out and vacate a public road near Baily's barn in Centre twp., confirmed *nisi*. Baily, atty.

Report of viewers to re-view the Brady's Hollow road confirmed *nisi*. Sponsler, attorney.

The order to view, lay out and vacate a part of the public road leading from Landisburg to Carlisle held over until August 30. Junkin, atty.

NOTICE PROSEQUI.

J. Calvin Wallis, Esq., District Attorney, with leave of the Court, entered *notice prosequi* in the following cases:

The Town Council of Marysville, charged with neglect to open and repair a public highway.

Thomas Berrier, charged with assault and battery by John Yohn.

Daniel Keek, fornication and bastardy.

John Beigh, fornication and bastardy.

John Freeland and David Moretz, Supervisors of Howe twp., neglect to keep up index boards.

Jacob Fleisher and John Bair, Supervisors of Oliver twp., neglect to keep up index boards.

James H. McCrosky, assault and battery.

Charles C. Balsby, seduction, conspiracy and adultery.

Henry Logan, larceny and receiving stolen goods.

John C. Snyder, fornication and bastardy.

Michael J. Horting, charged with being a dangerous person of unsound mind.

The Grand Jury made a report concerning the Jury room, recommending a change of the room, furnishing chairs, &c., which is not deemed of sufficient importance to publish.

The indictment against Frank Hoover for murder was returned not a true bill and the defendant was discharged.

COMMON PLEAS.

In the case of John H. Noviock vs. Ellen Noviock a decree in divorce was granted. McIntire, atty.

John E. Hinkle vs. Sarah Hinkle, an order of publication in divorce was granted. Sponsler, atty.

Harriet Patterson vs. Robt. M. Patterson, an alias subpoena in divorce was granted. Junkin, atty.

George L. Drexler vs. Alwilda L. Drexler, an alias subpoena in divorce was granted. McIntire, atty.

William Jacobs vs. Matilda Jacobs, an order of publication was granted. Junkin, attorney.

Assigned Estates.

Chas. H. Smiley assignee of Geo. W. Messimer was discharged, having performed the duties of his trust.

Rule granted on creditors of Andrew Clouser to show cause why Chas. H. Smiley, his assignee, should not be discharged.

Order of sale granted to J. C. Weirick, assignee of Jesse Coffman, to sell real estate of the assignor. Seibert, atty.

Rule granted on David Wagner and Isabella Wagner to show cause why satisfaction on judgment No. 98, Aug. T. 1877, should not be stricken off at instance of Chas. Troutman. Potter, atty.

Rule on administrators of Jacob A. Rice to show cause why satisfaction entered on judgment No. 125, Jan. T. 1875, should not be stricken from the record, at the instance of Samuel Haas. Potter, atty.

Rule granted on parties in interest to show cause why a decree of dissolution of The Odd Fellows Hall Association, of Perry county, should not be made &c. Sponsler, atty.

Wm. Rice, Committee of Martha McIlhenny, a lunatic, authorized to pay the sum of \$450 to Mary A. McIlhenny, for services, maintenance &c. Sponsler, atty.

W. H. Sponsler, Esq., appointed Auditor to distribute balance in hands of Thos. H. Milligan, assignee of James Irvine. Smiley, atty.

ORPHANS' COURT.

Appointment of Chas. B. Hinebaugh guardian of Laura B. Bryner revoked, and Geo. S. Bryner appointed guardian. Markel, atty.

Dr. Wm. R. Cisma appointed guardian of minor children of James Drolsbaugh, dec'd. Potter, atty.

Dr. Louis Ellerman guardian of minor children of John and Isabella Wolf, dec'd. Sponsler, atty.

Mrs. Jane Swartz guardian of minor children of Levi Swartz, dec'd. Junkin, atty.

J. C. Wallis, Esq., appointed Auditor to ascertain facts in the matter of the rule on Executors of Zach. Rice, dec'd., at instance of widow of decedent.

Sale of real estate by Eliza Mickey, Administratrix of Rebecca Derriek, dec'd., to Andrew J. Mickey, for the sum of \$200, confirmed. Junkin, atty.

Sale of real estate of Jacob R. Shearer, dec'd., to W. T. Dewalt for \$175, confirmed, by Geo. W. Smiley, Administrator. Smiley, atty.

Order granting authority to John H. Bitter, guardian of Sarah E. Hostetter, to join in a deed of conveyance for his ward's interest in a tract of land sold to Emanuel Freeman for \$75. Junkin, atty.

Inquisition on real estate of Elias Albright, dec'd., confirmed, and rule granted on heirs &c. McIntire, atty.

Inquisition on real estate of Geo. Rempfer, confirmed, and real estate taken by Frederick and Jacob Rempfer, at the valuation, &c. Sponsler, atty.

Order of sale awarded to L. F. Hollenbaugh, Executor of Sarah Behel, dec'd., to sell a tract of land in Saville township. Smiley, atty.

Order of sale awarded to A. B. Clouser, Adm'r of Samuel Messimer, dec'd., to sell a house and lot of ground in Bloomfield. Barnett, atty.

Order authorizing Jacob H., Harry and Winfield Fortenbaugh, Executors of Jacob Fortenbaugh, dec'd., to sell and execute a deed of conveyance for certain real estate in Rye township. Smiley, atty.

Order of sale to Sarah L. Fortenbaugh, Administratrix of David Fortenbaugh, dec'd., to sell real estate in Rye township. Barnett, atty.

James E. Stephens, Jacob Buck and Jno. Albright appointed appraisers to appraise the real estate of John Bretz, dec'd. Sponsler, atty.

Order of sale to Adam Rice, Executor, &c., of Nicholas Jacobs, dec'd., to sell real estate in Tuscarora twp. Sponsler, atty.

Inquisition in partition awarded in estate of Lawrence Koons of Liverpool twp., dec'd. Potter, atty.

Decree of discharge granted to Wm. H. Sponsler, Adm'r of Jesse March, dec'd.

Decree of discharge granted W. H. Sponsler, Adm'r of Benj. F. Clegg, dec'd.

Rule granted on creditors of Jacob Albright, dec'd., to show cause why Simon Stephens and Catharine Haines Administrators should not be discharged. Potter, attorney.

Rule granted on heirs of Jacob Emerick, dec'd., to show cause why Geo. Mitchell, Adm'r, &c., should not be authorized to expend a sum of money for the purchase of a monument or tomb-stones. Sponsler, attorney.

In the matter of the Rule granted on H. H. Fisher, guardian of minor children of Jesse Cumber, dec'd., the time for filing an answer was extended to next argument Court. Smiley, atty.

In the matter of the estate of Frederick Boger, dec'd., an attachment was authorized to issue at the expiration of thirty days against Frederick Boger, Jr., Adm'r. Markel and Junkin, attys.

Report of Chas. H. Smiley, Auditor to distribute balance in hands of Jacob D. Shure, Adm'r of John Deitrick, dec'd. filed.

Report of Lewis Potter, Auditor to distribute balance in hands of John C. Wallis, Esq., Trustee to sell real estate of John Haas, dec'd. filed.

Report of Calvin Neilson, Esq., to distribute balance in hands of Nathan Vanfossen, Executor, &c., of Sam'l Potter, dec'd. filed.

Citation awarded on Elizabeth Young, Adm'r of Reuben Young, dec'd. Hepburn, atty.

Court adjourned to meet on the 31st day of August next.

The Pennsylvania State College is fortunate, in having secured for its new President, Joseph Shortlidge, A. M., a native of Chester county, Pa., and for over twenty years a successful teacher, mostly as Principal of Academic Institutions. He comes to the College from Maplewood Institute, Delaware county, Pa., and takes charge at once. The people of Pennsylvania should send their sons and daughters to this College, where they can be as well educated as in the more expensive colleges of the East. Fall session opens August 27th. Tuition free. Send for catalogue to Business Manager, State College, Centre Co., Pa.

COLUMBIA, Pa., August 2.—A distressing shooting accident occurred here about two o'clock on Saturday afternoon, resulting in the death of Frank, aged ten years, son of Wm. M. Stevenson. Frank and his brother Willie, aged twelve years, were playing burglar when Willie placed a large sized Sharp's four-shooting revolver, which he took from his hiding place and supposed was unloaded, against his brother's breast and fired. The bullet entered the little fellow's heart and killed him almost instantly. The coroner's jury gave a verdict in accordance with the facts and found that the shooting was purely accidental.

Women that have been bedridden for years have been entirely cured of female weakness by the use of Lydia E. Pinkham's Vegetable Compound. Send to Mrs. Lydia E. Pinkham, 233 Western Avenue, Lynn, Mass., for pamphlets.

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DANVILLE, Va., August 3.—Last Wednesday night the track of the Piedmont railroad was obstructed by ties fastened upon it, and the mail train, crowded with passengers, made a marvelous escape.—Detectives have arrested two negroes, formerly employees, charged with the crime.

A man who registered his name as L. W. Moor, Buffalo, committed suicide by taking poison at the Perry House, Newport, on Tuesday evening.