

## OSBORNE SENTENCED.

"Sheriff, bring forth the prisoner" were Judge Erwin's words at precisely 1:30 o'clock Monday afternoon and Joseph Osborne was led before the bar of justice to receive the sentence which will confine him in prison for life. The affair was a very quiet one and the hundred people who had gathered to witness the last act of the Osborne tragedy saw and heard but little of interest as Judge Erwin spoke so low that his words were scarcely audible a half dozen feet away.

"Mr. Osborne," said the judge, "You have been found guilty by a jury, of murder in the second degree. Have you anything to say, why sentence should not be passed upon you?"

The prisoner shook his head and answered, "No sir."

"Then," said Judge Erwin "it becomes the duty of the court to sentence you to the State's prison during the rest of your natural life."

Joe's face quivered and had the strain lasted a moment longer he could not have withheld the sobs which seemed to tremble upon his lips. He was seated a few moments and then led away to jail. Attorneys Smith and Heller had the exception and appeal recorded, the Judge's entry on the docket reading as follows: "Motion for new trial overruled, exceptions by defendant, 60 days to file bill of exceptions, judgment on verdict, reporter ordered to make out long hand manuscript of evidence, appeal prayed to supreme court, appeal granted."

Sheriff Butler will take the prisoner to Michigan City Wednesday where he will enter upon his sentence. He has asked to see his children before he is taken away and an effort will be made to have them brought to the jail tomorrow. The case will be taken to the supreme court as soon as the transcript can be completed and attorneys for the defense hope to have a decision within a few months.

## Real Estate Transfers.

Gottlieb Greber to R. K. Gerber pt sec 4 Hartford tp \$2400.

Gottlieb Greber to Levi Meschberger pt sec 3 and 4 Hartford tp 80 acres \$4800. Gottlieb Greber to J. K. Yoder pt sec 44 Hartford tp 4 acres \$2400.

Daniel Sprunger to D. J. Sprunger bt lot 306 Berne \$75. Jacob Hunziker to D. J. Sprunger et al lot 20 Berne \$1000.

J. A. Neuenchwander to Christian Neuenchwander pt lot 357 Berne \$900.

C. M. Stauffer to Wabash tp pt sec 5 Wabash tp \$50.

L. A. Henning to T. C. Oland lot 459 Decatur \$1000.

John W. Fuhrman to W. D. Rinehart lot 605 Decatur \$1100.

Louis Klein to Fort Wayne & Springfield Ry Co., pt sec 1 Preble tp \$300.

Adam Buettel to Willis Flora lot 339 Geneva \$70. Sarah J. Wagner to T. S. Perkins pt sec 1 Monroe tp \$100.

Jacob Reppert to Oswald Reppert pt sec 27 Preble tp 60 acres \$100.

Bryon Whithredge to H. A. Tindall pt sec 10 22 Blue Creek tp 40 acres \$2400.

C. C. Sprunger to A. C. Hirsch lot 4 30 Berne \$550.

C. C. Sprunger to Sarah Stuckey pt lot 75 Berne \$150.

Eliza Baker et al to B. N. Allen lot 15 Berne.

## Mass Convention

The democrats of St. Marys township will hold their township nominating convention next Thursday March 17. The convention will be held at Bobo, at seven o'clock in the evening, to which the democrats are urged and invited to attend.

By order of Committee.

## DR. CANADA

Ophthalmic Specialist.

Practice limited to the correction of defects of the eye. Glasses fitted to relieve strain, with its numerous functional symptoms; to improve vision and for loss of accommodation due to age.

REFERENCES THE BEST.

At Dr. Coverdale's office, at Decatur, Ind., First Tuesday each month.

## SUIT SETTLED.

The arbitration suit of John Williams vs Calvin Miller has been settled as has also all the other difficulties of these two men and Mr. Miller has won a decided victory. Until recently Messrs. Miller and Williams were partners and more than a hundred thousand dollars worth of public work was done by them with gains and losses as always fall to the lot of contractors. About a year ago Williams brought suit against Miller demanding \$6000 as his share of the partnership settlement. The suit was dismissed on plea of abatement and another and similar one filed. About a month ago it was decided to settle the case by a board of arbitrators, thus taking their business affairs out of court. This trial began in D. D. Heller & Son's law office last week and three days of evidence was heard when an adjournment was taken. In the meantime Mr. Williams had filed another suit against Mr. Miller and his father in law, John Druckemiller at Marion, demanding \$14000 and claiming that a note had been given him for \$800, to which was added interest since 1898 and attorney fees. This case was taken to Howard county on change of venue and the trial began before a jury at Kokomo Wednesday morning. Mr. Miller claimed as a defense and proved that he had given Mr. Williams the signed note but blank as to consideration and had been told by Mr. Williams that same had been destroyed as they had not used it. Calvin supposed this true and had entirely forgotten the note until a few months ago when he received word from a Marion bank that the note was held there for collection. The suit followed and the evidence which was concluded Thursday evening was strongly in favor of Miller. Yesterday morning just before the attorneys began their arguments to the jury, Mr. Williams and his attorney W. M. Amsden, realizing defeat begged for a settlement and same was finally effected, on agreement being signed to dismiss not only the case at bar, but also the arbitration suit here. Mr. Miller paid \$1000 as complete payment in the cases where \$7400 was demanded. During the trial Thursday Williams collapsed while on the witness stand. Mr. Miller won decisive victory at every stage of the controversies during the year and has proven that every statement he made was right and honest. The trial this week showed fraud plainly and nearly every jurymen took the trouble to inform Cal that they were for him. He was represented by Attorneys Beatty of this city, Charles of Marion and Wolfe of Kokomo and in the arbitration suit by Heller & Son.

C. E. Newlin, of Indianapolis, state chairman of the prohibition party of Indiana lectured at the court house Thursday night, his subject being, "The Twentieth century Problem, our civic and industrial life." About one hundred people were present but the probabilities are that he could pack the house for a return engagement. He is a fluent speaker and struck out boldly accusing democrats, and republicans alike as well as officials and preachers of the gospel. He says the prohi's will make a vigorous fight in Indiana this year and expect to carry at least two counties in the state.

Rememner son, that the world is older than you are by several years; that for thousands of years it has been so full of smarter and better young men than yourself that their feet stuck out the dormer windows; that when they died the old world went whirling on, and not one man in ten millions went to the funeral. Don't be too sorry for your father because he knows so much less than you do. Remember the reply of Dr. Wayland to the student of Brown university, who said it was an easy enough thing to make proverbs such as Solomon wrote. "Make a few," tersley replied the old man. The world has great need of young men, but no greater need than young men have had for it. Your clothes fit better than your father's fit him; they cost more money and they are more in style; your mustache is neater, the cut of your hair is better. But young man the old gentleman gets the biggest salary, and his homely scrambling signature on the business end of a check will drain more money out of a bank in five minutes than you could get out with a ream of paper and a copper plate sign in six months.—Burdett.

An elderly lady walked up to the judge and said: "Are you the judge of the reprobate?" "I am the judge of the probate," was the reply. "Well, that's it I expect," said the lady. "You see, my husband died detested and left me several little infidels and I want to be appointed their executioner."

The condition of John W. Terrell is frequently inquired about by readers of the Democrat as to how he is getting along. The answer is invariably the same. Terrell shows no signs of regaining any of his strength, eats but little and seems to be slowly sinking away. His nurse stated yesterday that in his estimation, the man was slowly dying. He cannot get him to eat scarcely anything and cannot get him to talk, and in his opinion he is completely insane.

Route agents for the circuses are sending out their spring announcements and they will shortly be in the gas belt. The Wallace circus will begin its tour through the gas belt cities in the last week of April or the first week in May. The Forepaugh-Sells Brother's show will be in central Indiana about midsummer, but the Barnum-Bailey show will not visit so many Indiana cities as it did last year. Buffalo is booked for a tour of Indiana this season, and his rival, Pawnee Bill, will be booking closely before or after Colonel Cody. The Ringlings have not been heard from.

Mrs. M. B. Pontus was the victim of a surprise Saturday morning her birthday anniversary being Sunday March 13. There were about forty-five guests present. They presented Mrs. Pontus with a beautiful set of dishes. Judge Erwin made the presentation and in behalf of those present expressed in his pleasing way their appreciation of the labors of Mr. and Mrs. Pontus in this city. His address warmed the hearts of all present, and made the pastor and his wife feel that they were indeed among friends. They each responded in words of gratitude for the kindness and good will of their many friends. Good music was furnished and all enjoyed a social hour.

Mrs. W. J. Vesey decided Friday afternoon that she would entertain at cards Saturday afternoon for her guests, her mother, Mrs. Studabaker and her sisters, Mrs. Niblick and Mrs. Morrison, all of Decatur, also Miss Minehardt of St. Louis. It takes executive ability to carry out such a big scheme as Mrs. Vesey conceived, but she did it, and yesterday afternoon ladies enough to make seventeen tables of players at pedro and one at flinch gathered in the Vesey residence and enjoyed themselves immensely. The dining room presented a most attractive and springlike appearance. A large table occupied the center of the floor and on it were dozens and dozens of pink and white carnations and sweet peas. Later the flowers were given as souvenirs of the afternoon, much to the delight of the guests. The other rooms were decorated with blooming plants. At cards the prizes were won by Mrs. Morrison and Mrs. Will Leedy for honors in winning points, by Mrs. J. E. K. France and Mrs. Martha Cox for games and by Mrs. M. L. Jones for the most fourteen hands.—Fort Wayne Journal-Gazette.

Three tramps, tough looking customers, and who have appeared in police court here on previous occasions were before Squire James H. Smith Thursday and in consequence are now serving out jail sentences of from fifteen to twenty five days respectively. The men are of the genuine specie and gave their names as James Murray, Toledo, David Kelley, Fort Wayne and F. C. Drew Buffalo. They were captured at the Knapp school house northeast of town at nine o'clock by Deputy Sheriff Dallas Butler and Policeman Fisher. The men had begged at farm houses along the road and finally when dark came entered the school house, took the maps off the wall and made beds for themselves. Trustee L. H. Boknecht saw them and notified the officers here. This morning Mr. Boknecht and Homer Lower, teacher of the school appeared against the men who were found guilty. Drew who is a cripple was fined five dollars and trimmings, Murray got ten and costs, while Kelley, who seemed to be the leader and from whom was taken a vicious looking 38 calibre revolver and twenty six shells, was given a dose of \$24.00. The men went to jail.

## A FINE SHOWING.

Will be Made by Democrats in the Coming Spring Elections.

Indianapolis, March 15.—The state committees are not paying much attention to the spring elections as party lines are not being closely drawn, yet there is always more or less interest in a political contest. At the spring elections two years ago the Democrats won in Anderson, South Bend and other Republican strongholds and they are expecting to maintain their hold. The Democrats have been making gains in the municipalities for some time as was evident from the result here last fall when Mayor Holtzman knocked out the Bookwalter Republican machine. While it is conceded that the result of the spring elections, which will take place May 6, will not have much bearing on the campaign, still each party is anxious to make a good showing in order that the workers may be encouraged and for whatever advantage it will give in controlling the machinery next fall. There is especial interest in the outcome at South Bend for Mayor Fogarty who as a candidate for re-election announced that he would be a candidate for the Democratic nomination for governor if he is made mayor again.

The Marion county Republican convention which is next to the state convention in size and importance will probably be held about the first week of May. All the nominations will be made by the old delegate system. Two years ago the Republicans nominated by direct vote and the political grafters are said to have reaped the richest harvest they had ever known. The direct vote system is in bad odor in this county even among the people who delight to call themselves reformers. There will be some red hot contests for the state senate. Col. Wm. E. English, who one time represented this district in congress, having been elected by the Democrats and whose father was on the ticket for vice-president in 1880, is a candidate for one of the Marion county seats in the senate and Roscoe O. Hawkins, late applicant for the federal judgeship here, is also a candidate.

Colonel James S. Dodge of Elkhart who was a candidate for the Republican nomination for governor in 1900 and who is also well known among the Grand Army men of the state, is here as an attorney in the Elkhart bank failure cases before Judge A. B. Anderson, which, by the way, are attracting much attention. Col. Dodge says that the Elkhart county delegation to the state convention will be pretty evenly divided between Wm. L. Taylor of this city and Judge Penfield of Auburn. Hanly, he declares, has some friends in Elkhart county but so far as he knows none of them are on the delegation. He believes that if there is a deadlock between Taylor and Hanly that Penfield will stand a fine chance. Penfield is now in Washington arranging his affairs so he may come home until after the state convention.

Wife Murder and Suicide. Great Bend, Kan., March 15.—Herman Remert, a farmer living near Heizer, while temporarily insane, killed his wife and then himself.

Herman Brake, who has served faithfully as flagman at the Mercer street crossing for the Erie railroad company has been offered a promotion, having been asked to take charge of the interlocking switch in the Huntington yards. The position is a responsible one and the offer shows the company's appreciation of a good man's service. The job has been held by Thomas Teeple who on account of poor health cannot do the work longer and he will be sent here to take the flag job. Herman don't like the idea of leaving Decatur and has not fully decided whether or not he will accept the offer.

Frederick Roop, one of the pioneers of Van Wert county, having lived the most of his life just this side of Willshire, died at two o'clock Thursday, after a lingering illness. His health has been poor for the last two years, but for several months a complication of kidney and heart troubles and paralysis completely undermined his system. For a week or two his death has been hourly expected, he taking scarcely no nourishment and his breathing was hard and irregular. The deceased is seventy-five years old, having lived nearly all his life at or near the scene of his death, where he owned a fine farm, and where he lived amid peace and plenty for so many years. The remaining family now living are a wife, four sons and three daughters, one of whom is Mrs. J. E. Moser of this city, and who for a week or more has been constantly at her father's bedside. The funeral will be held from the Methodist church in Willshire Saturday afternoon at one o'clock with interment at the cemetery at that place. The deceased is well known in this city many of whom will attend the funeral services.

Charles Eastman formerly a resident of Ossian, but now living at Winchester, was about the only man in the district who came out ahead by supporting Dunlap. Eastman has written to friends in this city stating that he won \$475 on the elections, betting on Dunlap. One hundred dollars was bet with the sheriff of Jay county and the rest was placed on Dunlap carrying Randolph county by a certain majority. Eastman won all of his bets and is feeling happy.—Bluffton Banner.

## GIVEN UP TO DIE

But Our Great Cod Liver Oil Preparation, Vinol, Cured Her of Consumption.

Mrs. J. G. Brown, of Anderson, Ind., writes: "Our daughter, Mary, was on the verge of the grave with consumption. Our family physician had given her up—said she could not possibly recover. She was so weak she could take only half a teaspoonful of nourishment at a time. We read an advertisement of Vinol, and decided to try it as a last resort. She has now taken eight bottles, and her health has been restored in a marvelous manner, and she is as well as ever she was."



MISS M. BROWN.

Words are inadequate to express our gratitude to you and your valuable remedy, and we hope that other dear ones may be saved as our's was."

The reason that Vinol accomplishes such wonderful results in throat, bronchial and lung troubles is because it contains in a concentrated form all the vital principles of cod liver oil, but without a drop of oil to nauseate and upset the stomach and retard its medicinal value, the weakest stomach can retain it and it is delicious to the taste.

Vinol is the most valuable preparations of cod liver oil ever discovered, and we ask every person in Decatur who has a hard cold, hacking cough, throat or bronchial troubles to try Vinol on our guarantee to return your money if you are not satisfied with the results. Smith, Yager & Falk, Druggists.

For Sale or Rent—A 11 room house, with good barn and five acres of ground, on West Monroe street. Inquire of Simeon Weiland, city. 2-2w

I have one hundred thousand dollars 100,000) to loan on real estate at 5% per cent interest. No commission. D. B. Erwin. tf

## NOTICE.

I am doing shoe repairing and am located in Kauffman & Smith's harness shop, next door to Schlegel's blacksmith shop. Bring in your shoes if they need any repairing. Peter Conter.

## Clover Leaf Excursions.

Danville, Ill. Central Illinois Teachers' Association, March 25-26, 1904. One fare for the round trip from stations in Illinois. Tickets on sale March 24-25, 1904.

Lebanon, Ind. State Convention Missionary Society of the churches of Christ in Indiana, May 18-20, 1904. One fare for the round trip from stations in Indiana. Tickets on sale May 17-18, 1904.

San Francisco, Cal. National Association of Retail Grocers of the United States, May 3-8, 1904. Tickets on sale April 22-30, 1904.

See nearest agent, Clover Leaf Route, for full particulars, or address C. D. Whitney General Traffic Manager Toledo, Ohio

## Legal Advertising

### APPOINTMENT OF EXECUTOR.

Notice is hereby given that the undersigned has been appointed Executor of the estate of Sylvester Wolf, late of Adams county, deceased. The estate is probably solvent. A. R. WOLF, Executor. March 12, 1904. 2-3

### NOTICE TO NON-RESIDENTS

The State of Indiana, ss. County of Adams, ss. In the Adams Circuit Court, February term, 1904.

William B. Bartling vs. William C. Cockran, John Smithey. No. 668.

It appearing from affidavit filed in the above entitled cause, that William C. Cockran, one of the above named defendants is a non-resident of the state of Indiana. It is therefore hereby given the said

William C. Cockran that he be and appear before the Hon. Judge of the Adams Circuit Court on the 2nd day of May, 1904, the same being the 10th Judicial Day of the next regular term thereof, to be held at the Court House in the City of Decatur, commencing on Monday, the 11th day of April, at 10 o'clock, and to answer or demur to said complaint, or the same will be heard and determined in his absence.

WITNESS, my name, and the Seal of said Court hereto affixed, this 9th day of March, 1904.

DAVID GERBER, Clerk.

By Paul Baumgartner, Deputy, J. C. Moran and F. M. Cottrell, Attorneys for Plaintiff.

### NOTICE OF MACADAMIZED STONE ROAD PETITION

Notice is hereby given that one, Mathias Thomas together with numerous other persons, resident freeholders and voters in the Washington township, Adams county, Indiana, have filed their joint petition in the auditor's office of said Adams county, Indiana, asking and praying in said petition that the board of commissioners of said Adams county, Indiana, build and construct a free macadamized stone road in said Washington township, over and upon the public highway situated on the following route, to-wit:

Commencing at the northeast corner of section thirty-five (35), township twenty-seven (27) north, range fourteen (14) east, running thence west on the section line between sections thirty-five (35) and twenty-six (26); thence south on the section line between sections thirty-four (34) and thirty-five (35), or to the township line between Washington and Moore townships and there to terminate, the same being two miles in length, said road to be known as the East Washington township macadam road extension.

The said improvement prayed for in said petition to be supplementary to and a continuance of said East Washington Township macadamized road-No. 3. And that

Monday April 4, 1904,

has been set and fixed by endorsement upon said petition as the day and date when said petition will be heard by said board of commissioners, in their room and office in said auditor's office in the court house in said Adams county, Indiana, and of the pendency of said petition and of the hearing thereof all persons interested will take due notice.

ABE BOCH, Auditor, Adams County, Ind.

### NOTICE TO NON-RESIDENTS.

The State of Indiana, ss. County of Adams, ss. In the Adams Circuit court, February term, 1904.

George Aumiller, Guardian of Frank Aumiller, vs. Mary D. Downey, Plaintiff of Real Estate. No. 671.

It appearing from affidavit filed in the above entitled cause, that Ulysses Cole and Cassius Cole, of the above named defendants are non-residents of the State of Indiana.

Notice is therefore hereby given that the said Ulysses Cole and Cassius Cole, that they be and appear before the Hon. Judge of the Adams Circuit Court on the 5th day of April, 1904, the same being the 10th Judicial Day of the next regular term thereof, to be held at the Court House in the City of Decatur, commencing on Monday, the 11th day of April, at 10 o'clock, and to answer or demur to said complaint, or the same will be heard and determined in their absence.

WITNESS, my name, and the Seal of said Court hereto affixed, this 26th day of February, 1904.

DAVID GERBER, Clerk.

By Paul Baumgartner, Deputy, Merryman & Sutton, Att'ys for Plaintiff

### COMMISSIONERS SALE OF REAL ESTATE.

Notice is hereby given that Clark J. Lutz, a commissioner appointed by the Adams Circuit Court of Adams county, Indiana, in the case of Sophia E. Hudnett et al vs Margaret Reppert, et al, to make sale of certain real estate in said cause, will on

Saturday, April 2nd, 1904,

at the law office of Clark J. Lutz, over the First National Bank, in the city of Decatur, Indiana, offer for sale at private sale (and not at public sale) the following described real estate in the said county of Adams in the state of Indiana, to-wit:

In lot number eight hundred and fifteen (815) in John Meibers addition to the city of Decatur, Adams county, Indiana, and the same is designated on the recorded plat of said addition to said city.

Also in lot number seven hundred and thirty-two (732) in Adams county addition to the town of now city of Decatur, Indiana, as the same is designated on the recorded plat of said addition to said town.

Also part of the south half of section eighteen (18) in township twenty-eight (28) north of range fourteen (14) east in said Adams county, Adams state of Indiana, and more fully described as follows:—

One hundred acres off the east side of the southwest quarter of section eight (8) in township twenty-eight (28) north of range fourteen (14) east in Adams county, Ind., being the east part of said south-west quarter of section eighteen (18) heretofore conveyed by Christian Fuhrman to Charles Fuhrman containing one hundred acres more or less; also the lot or fractional number five (5) of section eighteen (18) township twenty-eight (28) north of range fourteen (14) east in said county and state containing thirty-three and 50-100 acres more or less; also fractional lot number six (6) of section (18) township twenty-eight (28) north of range fourteen (14) east in said county, Adams county, Indiana, except from the above described land the following tracts:—

Commencing at the southeast corner of section eighteen (18) township twenty-eight (28) north of range fourteen (14) east in said county and state, thence west with the section line twenty (20) acres to the state line road, thence with said road in a northerly direction twenty-one (21) perches, thence east ten (10) perches to the bank of the river at the mouth of the river thence with the bank of said river section intersects the west bank of said river twenty-six (26) perches thence with said section line nineteen (19) perches to the place of beginning containing three acres more or less.

Also, except the following tract of land: Commencing at the southwest corner of section eighteen (18) township twenty-eight (28) north of range fourteen (14) east in Adams county Indiana, aforesaid, running thence east two hundred and twenty-six (226) rods and twenty (20) links to the center of the river and thence north forty-two (42) rods and twenty links to the northwest corner of the one hundred and sixty-four (64) rods and half section line, thence west forty (40) rods and twenty links to the northwest corner of the east half of the southwest quarter of the oressad section eighteen (18) thence south one hundred and sixty (160) rods and four and one-half (4 1/2) links to the place of beginning, being the tract of land heretofore conveyed by Charles Fuhrman to Samuel Fuhrman.

Said real estate will be sold free of all liens and for not less than the appraised value thereof and in separate parcels.

### TERMS OF SALE.

One-third cash, in hand on day of sale; one-third in twelve months, and one-third in twenty-four months from date of sale. Interest payments to bear six per cent interest from date and to be secured by freehold and mortgage security to the satisfaction of said commissioner.

Said sale will be continued from day to day until all of said real estate is sold.

CLARK J. LUTZ, Commissioner.