

Bluffton, Ind., Aug. 31.—(Special to Daily Democrat).—Affairs are quieting on the Katy Faylor farm, although there is no assurance how long this will last. It looked for a time as though a real battle might occur and participants, it is rumored, were armed for the occasion. It is felt here that a fearful tragedy has been averted temporarily at least. The issuance of temporary restraining order will likely put the quietus on for a while. This morning Mr. Studabaker furnished a bond signed by Henry C. Arnold, covering any damage to the property, and Attorney Dalley for the Faylor heirs immediately went to the farm to advise his clients to give possession for the time and until the matter is disposed of on September 10th, the day fixed by Judge Merryman. Camped on the grounds are Jacob Stout, Peter Faylor, Hugh, Ed and Al Stout and Charles Smith, a son-in-law of Jacob Stout. Studabaker also has a number of aids and the scene Monday when each side was trying to move into the brick house would have been laughable had it not been for the seriousness of the situation. Mirrors and bed clothes and dishes and pans were in the air, and some furniture was badly wrecked in the scrap.

The Faylor-Studabaker controversy shifted to this city for a half hour Monday evening. As is known by our readers the Faylor and Stout heirs took forcible possession of the farm which has been the cause of legal proceedings that have extended over many years. They ordered Studabaker off but he refused to go and there was a clash yesterday, resulting in each side establishing garrisons on the farm. Monday afternoon, attorneys for Studabaker filed a petition for a restraining order in the Wells circuit court, which would prevent the Fayers and Stouts from interfering with Studabaker, who is trying to change tenants on his farm. Judge Sturgis is disqualified as he was formerly an attorney in the case, and by provision of law, the cause had to be determined by the nearest judge. This brought the case here again. Attorney Michhorn, representing Studabaker, arrived that evening and filed the petition before Judge Merryman, who heard same, at the clerk's office. He granted a temporary restraining order, until Thursday of next week, when he will go to Bluffton to hear the petition on its merits.

The News said Monday night: The latest turn in the fight for the possession of the big Faylor farm north of the city in litigation in the civil courts for the past seven years, threatens to result in violence, and the farm has been the scene of almost continuous conflict today of more or less seriousness. The News was informed this afternoon that Sheriff Lipkey had been called into the case to the extent that he had been asked to go to the farm to avert threatened violence if possible, and he drove down after dinner. The prospects of a serious clash came this morning, when a proposition asked of and submitted by the attorneys for the heirs had been ignored by Mr. Studabaker and he proceeded to try to place in charge a new tenant, Samuel Neff who has been residing in this city, and whom he employed as successor to John H. Miller, who this week moves to the county infirmary as superintendent. W. H. Elchhorn attorney for Mr. Studabaker stated this morning that the only offer in the form of a compromise offered by the attorneys for the heirs was that they permit Mr. Studabaker to have possession of the farm until January first to take care of this year's crop, when he was to surrender possession permanently and drop a motion for a new trial or an appeal in the case. Mr. Studabaker, under this offer, was also to pay the verdict of possession and \$2,000 damages awarded by the Decatur jury. This would also mean that he pay costs of past litigation. After refusing to accept this offer, Mr. Studabaker went to the farm with his new tenant and both were ordered off the place and claimed that hands were laid upon them by Jacob Stout and Peter Faylor, who took charge of the farm last Saturday. Mr. Studabaker returned to the city and later went back to the farm with reinforcements of several men. There was further conflict this time and one report is to the effect that Stout and Studabaker both fell in a scuffle, but escaped injury other than bruises. Studabaker got up and went into the house which J. H. Miller still occupied as tenant. Reports of this latter mixup said to have resulted in reinforcements having started to the farm for the Faylor and Stout garrison and the danger of serious conflict led to the request for Sheriff Lipkey to go to the scene. The case is a rather unusual one, closely resembling the celebrated Hanley sisters case. Both sides claim ownership of the property and the other side is passing, but there has been no move to file trespass charges as this would accomplish little or nothing. The same day, a committee was recently question will be involved as in the

original civil suit, a three weeks' trial, but the conclusion the same old fight still waging. With possession yielding such a mighty lever in favor of the person or persons actually on the place, it can readily be seen why the present fight was precipitated. Mr. Studabaker and William Fields one of the assistants returned to town at three o'clock reporting Mr. Studabaker, through his tenant, Mr. Miller still in possession of the brick house, and the Stouts and Faylor in the old house, and having moved more stuff down ready to go into the brick. No real serious conflict had occurred late today.

Cloyce Roop, a son of James Roop, of route six, east of this city, was fatally injured it is feared in an accident which occurred at a gravel pit in Illinois, a few days ago, the story of the accident being told in the following dispatch sent to the press: Dundee, Ill., August 28.—Cloyce Roop, 18 years old, an employee of the Richardson Sand and Gravel company, whose pits are located between Carpentersville and Algonquin, was probably fatally injured this morning while at work. At present every effort to save the boy's life is being made by Dr. Krueger of Carpentersville and Dr. Kerch of Dundee at St. Joseph's hospital, Elgin. Roop, in attempting to step over the succession of six ropes which guide six giant pulleys which in turn control the stone crusher, tripped and fell across the ropes. In an instant he was carried into the pulleys. Five workmen employed in the pit at the time witnessed the accident. The power controlling the machinery was instantly shut off and the mangled frame of the lad lifted tenderly from the ropes. Physicians were summoned immediately. Dr. Krueger ordered the removal of the boy to St. Joseph's hospital, Elgin, in a desperate effort to save his life. Roop is not well known in Carpentersville. He came here about a month ago, and has been employed in the gravel pit for about two weeks. He was of a retiring nature and made few friends outside of the men with whom he worked daily. He made his home with W. J. Amls. According to residents of Carpentersville, the boy ran away from home near Decatur, Indiana, leaving wealthy parents behind, to see the world. He was a steady and industrious worker at the pit.

Fred Meyers, sixteen year old son of C. M. Meyers, of Preble, well known in the city, having attended the high school here, has suffered severely since Friday from a wound caused by a sharp pointed board running deep into his leg, just above the knee. The boys were in the barnyard and a younger brother was aiming a board. He threw it and it accidentally hit the older boy, wounding him. Since the accident happened the limb has badly swollen, and it is feared that the young man will be a cripple. At the time of the accident Fred cut out the splinters and the larger piece of wood with his pocket knife. Constant attention by his physician, however, will prevent any further seriousness, it is hoped. Mr. Meyers will graduate next year from the high school and has always been industrious and for that reason has shown much ability in his studies. If it is possible he will start in school as usual.

Thomas Haefling, who has conducted an electrical store here for several years, has shipped his stock of goods to Flint, Michigan, where he and Frank Bell of this city will open a similar establishment. Flint is enjoying a splendid boom, and one that bids fair to continue for some years, as it is due to the rapid growth of the Buick automobile factory, who are enlarging their plant to that extent that it will be by all odds the largest concern of the kind in the world, employing thousands of men. For months the town has been growing so fast that many people are living in tents and hundreds of new houses are going up. This makes work for the electrician as well as every other line. Mr. Bell went there several weeks ago and realizing the opening, communicated with Mr. Haefling with the result that Tom has decided to join him. They are both good workmen, and will make good. At present there are seventeen former Decatur people in Flint, all working at good wages and more are preparing to go. That's what one good factory can do for a town. Mrs. Haefling and Mrs. Bell will join their husbands later, as soon as some arrangements can be made for homes.

At the regular meeting to be held Thursday night the Sam Henry post G. A. R. will consummate all necessary preliminaries for the purchase of grave markers which will be placed over the graves of departed comrades. The movement has found support at the hands of the citizenship of the town, and but little time was consumed in securing sufficient funds with to file trespass charges as this would accomplish little or nothing. The same day, a committee was recently question will be involved as in the

will assemble Thursday night to decide definitely upon what type of markers they will purchase, etc. The committee and the cemetery they represent are as follows: Alpha, R. S. Drummond; Buffenbaker, James Loudon; Beery, Daniel Kitzan; Bethel, Fred F. Frick; Deagan, A. J. Teepie and S. B. Fordyce; Felling, Henry Franz; Mann, Thomas; Mallooney; Maplewood, Wash. Pyle; Martz, Eli Ray; M. Tabor, J. W. Archbold; Pleasant Mills, James Boyd; Preble, Charles Conrad; Ray, William Hendricks; Reynolds, Thomas Mallonee; Steele, Jacob Shade; Shady, Jacob Spade; Salem, G. B. Cline; St. Joseph, D. K. Shackley; Smith, Robert W. Smith; Tricker, Emanuel Tricker; Union Chapel, R. S. Drummond; Zion Chapel, I. Shell. It is important that every member be present Thursday night, and the matter will be finally disposed of at that time.

#### WAS FLIMMING THE DOCTORS

Earl T. Hall Caught in Writing Fraudulent Insurance.

Indianapolis, August 31.—Word was received at the office of the auditor of state yesterday that Earl T. Hall, alias Harold S. Shaffer, alias Howard Shaffer, alias a number of other names, is under arrest at Muncie, having been taken by Marshal Schneider, of Lawrenceburg. The department has been interested in the capture of Hall since early in July, when it was reported to Cyrus W. Neal, insurance deputy, that Hall was swindling physicians in a number of cities and towns of the state on an alleged insurance contract, by posing as an agent for the Cleveland Life Insurance company and later as a licensed agent of the Western Reserve Life Insurance Company, of Muncie, and of a life insurance company with headquarters in Cleveland, O. The first that was known of Hall's doings by the insurance department was when reports reached the office that he was representing to physicians that he had power to appoint them examining physicians for the Cleveland concern, the appointment following only when the victims had taken out policies and had paid their premiums in cash in advance, the premiums ranging from \$10 to \$70. The latter sum was reported as collected in Richmond. On receiving the reports, the department wrote to the Cleveland company asking if it intended to stand by Hall's contracts, and calling attention to the fact that it was not authorized to do business in the state. The reply from the company was that Hall was unknown to the directors, and that whatever work he was doing was unauthorized.

#### HERE IS YOUR PROSPERITY

Rock Island Railroad to Spend Nine Million Dollars.

Chicago, Aug. 31.—The management of the Chicago, Rock Island & Pacific Railway has just placed orders for improvement and power which will necessitate an expenditure of approximately \$9,000,000. The orders consist of all kinds of freight cars, locomotives and passenger equipment and are among the largest given by any western railroad system in several years. A large portion of the equipment and power will be in the nature of additional facilities and will not go to replace old and worn out equipment. The officials of the Rock Island entertain the same belief entertained by President B. L. Winchell, to the effect that the prosperity of the country will soon be as great as it was when shippers were bestrewn the railroads for transportation facilities.

A special called session of the city council was held Monday night at their rooms at the library. Every member was present, but owing to the absence of Mayor France and Clerk Wemhoff, Mr. Van Camp presided as chairman of the meeting and Mr. Christen served as secretary. The meeting was called for the purpose of adopting a resolution, required by Wild & Company, before they could take up the issue of refunding bonds on which they were the successful bidders at the last regular meeting. This was soon done, the resolution reading as follows: "Whereas on the 20th day of July, 1909, a resolution was adopted by the common council of the city of Decatur, providing for the issuance of \$20,000 worth of refunding bonds for the purpose of raising funds to discharge that amount of indebtedness against the city, now due and payable, therefore, Whereas it is necessary in order to perfect the records in regard to the sale of the new bonds, Be it Resolved, that the proceeds of such bonds be used for the discharge of the issue of \$20,000 refunding bonds, issued in 1894 and that upon receipt of the proceeds of these bonds, the bonds of 1894 be cancelled and destroyed by the clerk of the city of Decatur and a record made thereof." Upon motion the chairman of the street committee, Mr. Chronister, fixed

Wednesday afternoon at two o'clock as a time when they meet, and go over north Second street, where the inter-urban company is repairing some damaged places in the pavement. This concluded the business and the meeting was adjourned.

#### IMPROVEMENT AT M. E. CHURCH

Work on the Painting Has Already Begun—Other Improvements.

Work has begun on the painting of the woodwork on the outside of the M. E. church. The decorating of the interior will begin at an early day and the other improvements, contemplated there will soon begin to materialize. Plans are completed for a furnace and bids will be asked upon its installation in a short time. They are preparing for the coming winter and from appearances will be comfortable during that time of the year.

#### APPENDICITIS THREATENED

Bob Allison Home from the South—Improving from a Severe Illness.

Robert Allison, of Cardwell, Mo., who has been quite sick for several days, is much better and will be able to be about within a day or two. Bob became ill while in the south, and was threatened with appendicitis, in fact the disease had him, and he was taken to St. Louis, where an operation was talked of, but he improved sufficiently to come to the home of his parents here, accompanied by his wife and the baby, where he has continued to improve until now out of danger.

#### FELL IN POT OF BOILING JELLY

Two Fort Wayne Children May Die As Result.

One tiny tot may lose its life and her sister, a few years older, is severely burned, the result of an awful accident about 11 o'clock Monday morning when the children stumbled into a kettle of boiling hot crab apple jelly. Both the victims are children of Mr. and Mrs. Bert Hoppel, of 913 Liberty street, the father being a shipping clerk at the Perfection Biscuit company's plant. Gladys the babe, is not expected to recover as she is horribly burned about the lower part of the trunk and the legs. Helen, the elder sister, was burned very severely about the legs, her burns resulting from the splashing. She will recover. Both are at St. Joseph's hospital. The kettle was filled to the brim, containing about eight quarts, when the mother set it off the stove that she might change the position of a hot plate. But a few minutes previously, Helen had gone onto the back porch where the babe was lying in a baby carriage and innocently folding it into its own arms, started into the house with the child. The mother, seeing the danger, made a rush to intercept the two but not before the elder girl had stumbled across the threshold, falling forward into the boiling hot contents of the kettle. The baby's face was turned toward its sister, consequently that portion of the body escaped from any burnings. The baby in its fall splashed the jelly all about the kettle, much of the hot stuff coming into contact with Helen's legs.—Fort Wayne Sentinel.

#### Monroe, Ind., Aug. 31.—(Special to Daily Democrat).—The Monroe Creamery association have leased their plant located at this place to the Fort Wayne Dairy company, and the latter people will assume charge of same tomorrow. The lease is for one year and the cream and milk will be shipped to Fort Wayne, where it will be used principally in the manufacture of ice cream. The new management has announced that they will buy on the Elgin market reports as the former manager did and this assures the people of that locality a continuance of the good price paid. There has been some little dissatisfaction among the stockholders of the concern and it was finally decided to lease the plant, on the offer made by the Fort Wayne company. H. O. Permer, who has had charge of the concern for some time past will move to Indianapolis where he has accepted the management of a big creamery.

#### HAND CAUGHT IN CRUSHER

John Everett, a well known young man, was badly hurt Monday afternoon while working in the Albert Meyer tile mill, two miles south of Monroe, when he got his right hand caught in the crusher. The entire inside of the hand was torn out and there is grave danger that he will lose the hand.

William D. Conrad has been granted letters as administrator of the estate of Henrietta Schmitt and filed bond in the sum of \$300.

Fourteen marriage licenses have

been issued during the month of August this year. It is a coincident rather unusual, that exactly the same number were issued in August of last year.

Attorney H. B. Erwin filed a new case, the title of which is Andrew Jackson vs. Jane Jackson, complaint for divorce. The papers show that the parties were married January 25, 1897, at Convo, Ohio, and lived together until September 28, 1906, when the defendant left home and has since remained absent. The only cause given is that of abandonment.

Real estate transfers: Jacob Spangler to Samuel J. Spangler, 73 acres in Root township, \$5,000. John P. Brown to Fort Wayne & Springfield Ry. Company, three acres in Washington township, \$1.00. Daisy D. Thompson to Walter D. Cross, lot 384, Geneva, \$600.

Misses Susie and Celia Mayer gave a pleasant party at their home on north Second street Monday night in honor of the Misses Dora Atz of Kendallville and Edna Zeigler of Redkey. After an hour spent in a pleasant social way, Misses Ella and Emma Mutehler gave a piano duet. They were heartily encored and favored their hearers with another duet. Other numbers completed an excellent musical program. Misses Atz and Zeigler rare visiting relatives in the city. Miss Atz being the guest of Mr. and Mrs. Jacob Atz and Miss Zeigler is visiting with her aunt, Mrs. Judson Teepie. The remainder of the evening was spent in getting acquainted. Late in the evening a delicious luncheon was served. Those who composed the company were the Misses Emma Mutehler, Ella Mutehler, Bessie Baumgartner, Dessie Beery, Marie Heckman, Osa Cowan, Zelma Steele, Dora Atz, Edna Zeigler, Vernia Smith, Clara Weiland, Mrs. Otto Kirsch, Agnes Gfflig.

A most delightful gathering was held yesterday at the home of Judge and Mrs. W. J. Vesey when a number of relatives and friends enjoyed the hospitality of the judge and his wife. Among those present were Mr. and Mrs. W. J. Vesey, of Norfolk, Va.; Mr. and Mrs. Treak Vesey, of South Milford, Ind.; Horace Vesey, of Lagrange; Mrs. Helen Love and Helen and Robert Love, of Kansas City; John Niblick, of Decatur; Miss Edna Palm, of Austin, Texas, and Mrs. Cannon and three children, from Carroll, who are the guests of Mr. and Mrs. Allen Vesey.—Fort Wayne Sentinel.

A crowd of young people from this city enjoyed a day's outing Sunday at the home of Henry Kirchners just west of Preble, and a very enjoyable time was had. They left Sunday morning for Mr. Kirchners and at noon a sumptuous dinner was served and nothing that was good was lacking. The day was spent in various ways and all enjoyed themselves very much. Those who attended were Emma Terveer, Amelia Weber, Ode and Lettie Fullenkamp and Will Geary, August Puls, Lawrence Kleinhenz and Chas. Lose from this city and Lydia Worthman, Bertha Berberich and Otto Linomeyer and Frank Kirchner of Preble.

The Ladies' Mite Society of the M. E. church will meet with Mrs. Harry Moltz at her home on Fourth street Friday p. m., Sept. 3rd. All members are urged to take notice and plan to attend.

Miss Jean Lutz was hostess at a pleasant masquerade party Monday evening for Miss Maud Shoaf who leaves the city today to continue her school work. Since Miss Shoaf has been in the city she has made many friends and the event last evening was planned as a farewell. Only the intimate friends, the girls of the Dew-Drop-In Club were present, the Misses Leota Bailey, Bessie Boyers, Helen Niblick, Frances Dugan, Harriet Morrison and her guests from New York. Every member of the club except Miss Lutz will leave this fall to continue their school work in various parts of the country.

An enjoyable birthday surprise party was given by the Rebekah lodge on Miss Della Harruff at her home on south Fifth street. Those who composed the company were entertained with music and games. Late in the evening a delicious luncheon was served. A pleasant social hour was then spent and Miss Harruff was offered best wishes. Those present were Mesdames J. S. Cress, Sam Shamp, Cole, C. L. Walters, Jacob Buhler, Andy Artman, Ferd Nichols, John Bollinger, L. B. Baumgartner, Mary Dalley, Isadore Kalver, Henry Mumma, Henry Winnea, Bruce Christen, Phil Macklin, Peterson, J. Thompson, Geo. Kinzel, Amos Yoder, Harvey Harruff, Misses Flora Abr, Ruby Artman, Ivy Teepie, Gusta Cramer, Pearl Baumgartner, Mary Mumma, Nell Winnea, Della Seeloe Meyer, Nora Dalley, Marie Butler.

Opal Harrod, Flossie Bollinger, Jennie Winnies, Master Peter Bollinger.

The Ladies' Aid Society of the Baptist church will meet with Mrs. Henry Winnie on Jefferson street, Thursday afternoon. It will be an unusually interesting meeting and all members are heartily invited. For several reasons a large attendance is desired.

Mrs. Maggie Dulin gave a party yesterday afternoon in honor of Miss Naomi Dulin's twelfth birthday. Children's games were indulged in which made the time pass too quickly. A two-course luncheon was served. Those present were Misses Frances Tabler, Goldie Hendricks, Elita Johnson, Hazel McNary, Frances Stump, Izetta Urlick, Mary Reppert, Blanche Davis, Cecil Reckard, Miriam Thomas, Gladys Lee, Lulla Brown, Myrtle Byrheart.

By the terms of a deal just closed the Holthouse Drug company of this city has disposed of its branch at Willshire, Ohio, to Mr. Otto Peters, formerly of this city, and a son of Mr. and Mrs. Henry Peters, the new owner being already in possession. The store is a handsome one, and has done a thriving business ever since its beginning, some years ago, and this will continue under the hand of Mr. Peters, who is an expert druggist, a good fellow and very popular here and also in and about Willshire. He is a graduate of the Ohio State university, Columbus, Ohio, where he attained high honors and during the time he has served the Holthouse company has displayed wonderful ability for a young man of his years. Before going to college he worked for the company here about three years, and since his graduation in June, 1908, has managed the Willshire store most successfully. He is a man of many sterling qualities, and will prosper. Willshire is indeed fortunate in having him as a citizen for he will prove progressive and always in the front rank. His numerous Decatur friends wish him the success that they feel certain will come to him.

#### ARE HOME FROM THE VIRGINIAS

W. H. Nachtrieb, Wife and George Came Home Yesterday.

W. H. Nachtrieb, wife and George came home Monday from a pleasure trip through Virginia and West Virginia, spending some time in Richmond and Norfolk, as well as at Ocean Grove, a summer resort in that country. While southern hospitality is nothing new to them, yet they were impressed as most people are, with the genuine glad hand that is extended to all visitors there, and this tended to make their visit all the more pleasant. The time is ripe for investment there, and many northern people are going there and buying good land and buying it cheap.

#### VISITORS FROM NORFOLK, VA.

William J. Vesey and Wife Spent Several Hours in this City.

William J. Vesey and wife of Norfolk, Virginia, the former an old confederate soldier, spent several hours in the city Monday. They are visiting the Fort Wayne Veseyes to whom they are distantly related, and came here with Judge Vesey. Inquiries for members of the Third Indiana Infantry was made, an intimate acquaintance having sprung up between many members of that company and the confederate regiment to which Mr. Vesey belonged. The Norfolk Veseyes were most pleasant people and told many interesting tales of the times and the country in which they live.

#### "HUMPTY" IS ACTING CAPTAIN

Of Bluffton Aggregation While Webber is Visiting.

Captain Herman Webber, of the Bluffton ball team, was called to Chicago last night by his brother, to look after some business matters and will not be back here until Thursday. In the meantime "Humpty" Pierce will act as captain and be stationed at first, while pitchers will be used in the outfield, probably Fender taking one field until Webber's return. Webber is connected with his brother in a theatrical line and he acts as book-keeping agent. This business made it impossible for him to report early last spring and the fans are fearful he may not be able to close the season here.—Bluffton News.

Mr. John Vogt returned to his home at Grand Rapids, Mich., this morning after visiting in the city for some time. He was accompanied home by his son Cris who will make a few days' visit. Wellington Lower, pumpman for the Lake Shore railroad at Corunna, was killed by a train at that place Friday night. It is thought Lower had stepped himself on the track and fallen dead.