

Jasper County Democrat.

\$1.50 Per Year.

RENSSELAER, JASPER COUNTY, INDIANA, WEDNESDAY, OCTOBER 14, 1908.

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MUST COLLECT 'EM

Says the Court to County Treasurer Allman.

SPECIAL ASSESSMENTS OF CITY

Are Part of His Duties According to Decision of Judge Hanley in Friendly Suit.

The friendly suit instituted by the City of Rensselaer on an agreed statement of facts regarding the collection of special assessments of the city, against County Treasurer Allman, was decided by Judge Hanley Saturday, the court holding that it was a part of the treasurer's duties to collect said special assessment taxes without extra compensation.

For several years it had been the custom of the city to pay extra for collecting such taxes, and several hundred dollars have been paid out illegally to former treasurers for such work. The Democrat protested some two years ago paying a claim of this kind, on the grounds that it was illegal, and a decision of the supreme court was cited in support of that contention. The matter was referred to the city attorney for an opinion, and he informed the council that it had no authority to pay, and the claim was dismissed.

In the Cities and Towns law of 1905 the legislature stated specifically that such taxes should be collected by the county treasurer as a part of his regular duties, but on advice of the county attorney, Abe Halleck, we understand, Mr. Allman thought he was not compelled to do the work without extra compensation, and the above suit was filed by the city several months ago for the purpose of getting a decision in the matter, with the above result.

We are not advised as to whether an appeal will be taken to the supreme court by the county treasurer, but the general opinion is that it will not be.

Through an oversight(?) no doubt the Rensselaer Republican in its "resume of the court proceedings for the term," made no mention whatever of this case.

A BEDBUG EPIDEMIC.

The Monticello schools were dismissed last week until Monday in order to clear the school building of bedbugs, with which it seems to have become infested. "Where they come from," says the Journal of that place, "it is hard to say, but it is the general opinion that bats and swallows have colonized them in the big chimney and that the heat of the furnace when it was started last week, started them to crawling out into the building. Some are of the opinion though, that their progenitors were snugly housed in the lumber used in the rebuilding of the school house, and that they have been multiplying along from year to year, and that conditions have been unusually good this year for the propagation of the 'varmints' until they had to set up a migration and seek for new worlds to conquer.

"Be it as it may, the 'peaky' things are there and the housewives of the town, as well as the teachers and pupils, are very much put out about it. The only consolation in the matter is that of the pupils who are getting the vacation.

"After canvassing the situation carefully this forenoon, it was concluded that it would be the best policy to dismiss all of the schools until Monday, and go after the matter in a systematic way all over the building. They are getting the upper hand of the critters and it is thought that they can be controlled now.

"No time will be lost, as the teachers will take their visiting days now instead of later in the term."

MAY HAVE BEEN DILLEY.

Logansport, Ind., Oct. 9.—Members of the local lodge of Ben-Hur believe that a stranger who appeared in the lodgerooms, last night, and asked for aid, is none other than Eugene Dilley, the man who disappeared from his home in Trafalgar, Ind., July 25. The man said his name was Everett, that his home was in Vincennes and he minutely answered the description of the missing man. He was about forty years old, had dark hair, blue eyes and black mustache and had the horseshoe scar on the side of his head, similar to that borne by Dilley. Aid was given him and he then left.

The G. E. Murray Co. Cloak Opening, Wednesday, Oct. 14.

DANCE AT WARNER'S HALL THURSDAY EVENING OCT. 15. GOOD MUSIC AND GOOD ORDER.

JASPER'S TWO OLDEST SETTLERS.

Uncle David Nowels and Uncle Jim Randle Are Our Two Oldest Residents.

Uncle David Nowels and James T. Randle, the oldest living white men among the pioneers of this county, were out buggy riding and called at this office Saturday afternoon. It was Uncle Jim's 77th birthday anniversary and while more than ten years Uncle David's junior in age, he is also five or six months his junior as a citizen of this county. Uncle David came here in the fall of 1834 and Uncle Jim with his parents in the spring of 1835, then a little tot of two years.

These men have lived almost all of their lives on Jasper county soil. They have seen this county grow from a few scattered log huts to one of the leading counties in this great state of Indiana. They have helped to make it what it is, as no public improvement, which has made the county richer, which has conserved the general welfare, which has made for the uplifting and happiness of the people, has been made that these men have not bore their share and in fact have not led the van in contributing means, both money and work, to insure its completion.

To Uncle David Nowels more than any man is due the success in the first railroad built into this town. Upon his shoulders fell the full weight of the immense burden of financing the project. But he was equal to the occasion and has lived to see the day when he is given full credit for this perilous undertaking, which came near bankrupting him despite the fact that he was one of the wealthiest men in the county at that time. He was among the first to erect substantial buildings here and in the early eighties built the Nowels Hotel, and the substantial brick residence where he now resides. He has closed his active days, after having divided his worldly possessions during his life time, and full of years and honors he is waiting the final summons, conscious that the world is the better because he has lived in it.

Uncle James Randle has also taken an active part in the improvement of the town. He, too, built a fine residence in the early 80's and has since built several more. He has also been largely interested in the banking business of the town for many years and is now one of the directors of the First National Bank. He, too, has taken the sensible view and has divided much of his property during his lifetime. Uncle Jim is still active in business and may be seen every day taking care of his investments in town or in the country. These grand old men will cast their votes in November for William J. Bryan and Tom Marshall.

A BIG REAL ESTATE DEAL.

E. V. Ransford and C. P. Wright returned Monday morning from Forest, Ind., where the former has traded for a big stock of general merchandise which he is closing out there. He traded his finely improved 400 acre farm near Queensville, Jennings county, for this stock, receiving in cash about \$15,500 in addition to the stock of goods. Mr. Ransford also traded off a 122 acre farm which he owned in Jennings county, receiving about \$50 per acre, half cash and half trade. Both deals were made last week and were made by C. P. Wright & Son's real estate agency. Zern Wright is now down at Forest looking after the management of the store which Mr. Ransford got in one of the deals.

Messrs. Wright & Son have negotiated a number of good sized deals for Mr. Ransford in the past year or two, and it seems all the parties are well satisfied and all are making money out of the deals.

FIRE LOSSES ADJUSTED.

Mr. S. E. Faber, adjuster for the Fire Association of Philadelphia was here last week and adjusted the recent loss by fire on the stock and fixtures of Mrs. Andrew E. Bolser's "Little Gem" Bakery, in the sum of \$275, also the damage to the building belonging to F. W. Bedford, in the sum of \$424.82, and paid the cash as soon as adjusted. The Fire Association of Philadelphia, Penn., is one of B. F. Ferguson's most excellent companies. You do not have to wait for your money when a loss occurs any longer than it takes to get the papers for the adjustment made out. See him when you want insurance on your property.

You can save \$ \$ on your cloak or suit. Sale days Wednesday and Thursday, Oct. 14th and 15th.

CHICAGO BARGAIN STORE.

We want to buy five car loads of buckwheat. Will pay the highest market price. COEN & BRADY.

All cloaks and suits delivered at our Cloak and Suit Opening Thursday, Oct. 15. Don't forget the date. ROWLES & PARKER.

The democrats of Milroy met in convention Thursday night and nominated Chas. M. Smith for trustee and William Culp for assessor. Both are excellent men and will give good administrations.

Marriage licenses issued: October 10, Floyd Howe Porter of McCoysburg, aged 19, occupation farmer, to Grace Peregrine, also of McCoysburg, aged 18, occupation housekeeper. First marriage for each, the father of the groom giving his written consent to the issuance of the license.

Oct. 12, Alfred Mansfield Rice of Newton county, aged 30, occupation farmer, to Rose Anna Karr, daughter of John Karr of Jasper county, aged 23, occupation housekeeper. First marriage for each.

The September term of the Jasper Circuit Court ended Saturday. Following is a report of the proceedings not heretofore published:

State vs. Henry F. Dudley, the quail selling case, wherein the defendant, a dining car waiter, was fined \$10 and costs for serving quail to some deputy game warden on a Monon dining car a year or more ago; motion for new trial over-ruled and appeal granted to supreme court with James Murdock as surety.

Wm. H. Tyler ditch; no objections, report examined and approved; Geo. A. Williams allowed attorney fee of \$260.

Horace Marble ditch; continued until Dec. 5 and report ordered filed on that date; court allows following bills for labor: Ira Melsor, \$4; John Whalen, \$4; George Anderson, \$10; H. J. Miller, \$30; Otto Miller, \$25; Emory Manier, \$15; Dan Mills, \$5; Wm. Mills, \$8; Mike Bernicken, \$8.

J. W. Heilscher ditch; notice ordered given to parties brought in by report and set for hearing on first Thursday Nov. term.

Wm. Willett, adm., vs. Benj. J. Gifford et al; judgment for defendant and judgment for cross-plaintiff quieting title.

E. L. Williams ditch; petitioners dismiss cause.

Ellen R. Sanford vs. Edward Sanford et al; real estate ordered re-appraised.

First National vs. Detrick Deker; dismissed.

Lewis S. Alter vs. Arthur Bailey et al; judgment for \$72.70.

Charles Bowers et al, vs. Jacob Eppler et al; plaintiff granted leave to file additional paragraph of complaint on or before Oct. 30; cause set for trial Nov. 19 by agreement.

Charles G. Kissinger et al vs. Harry P. Kissinger et al; continued for sale of real estate.

City of Rensselaer vs. Jesse D. Allman, county treasurer; court finds that defendant is charged with the duty of collecting special assessments; judgment on agreed statement of facts.

Andrew Arrick vs. James K. Davis; defendant files motion for new trial, which is sustained and new trial granted.

Joseph Nessius vs. Abner C. Pancoast and Everett Halstead; change of venue granted and case sent to Newton county.

Frank Foltz and C. G. Splitter vs. Seth B. Moffitt; judgment for \$268.25.

Charles L. Hensler vs. John O'Connor, sheriff; cause dismissed.

City National Bank of Logansport vs. Greenip I. Thomas; rule extended and ordered filed first Tuesday Nov. term.

NEW TIME CARD ON THE MONON

A new time card took effect on the Monon Sunday. No changes occur here, but two new trains out of Monon are added. The train recently taken off, connecting with the southbound early morning train is reinstated, and arrives at Lafayette at 6 a. m. The other train is a local passenger, which leaves Monon at about 7 a. m., and stops at all stations on the Indianapolis division, arriving at Indianapolis at 11:55 a. m. Returning this train leaves Indianapolis at 5 p. m., and arrives in Monon about 9:30 p. m. It will be a great accommodation to the smaller towns along that line.

NOW ABUSING CATHOLICS.

"A Mr. Johnson, a collector for the Anti-Saloon league, occupied the pulpit at the Presbyterian church Sunday morning. His remarks concerning the Catholic church were not appreciated by many of the audience. The success of the anti-saloon movement in this community is due as much to the members and officials of the Catholic church as any other church, or any class of people. It was very bad taste for the speaker to indulge in his personal bias."—Fowler Leader.

The Anti-Saloon League is degenerating mighty fast since its transfer to republican state machine.

FOR SALE.

Two cows and calves, one two-year-old steer, two last spring's calves, 11 dry cows will be fresh in early winter; one Holstein two-year-old bull, one Durham bull and one yearling colt. Will sell any or all.

Don't fail to attend our cloak and suit opening Thursday, Oct. 15th. ROWLES & PARKER.



MICHAEL BERNICKEN DIES SUD- DENLY.

After an illness of short duration, Michael Bernicken of Wheatfield, died Saturday afternoon, from Bright's disease. He had been bed-fast but a few days, and his sudden death was a surprise to the entire community. Deceased was a native of Germany but had been in this country for many years, having lived in Wheatfield most of the time for 18 years. A wife and several children survive him. The funeral was held Monday forenoon at Wheatfield and interment in the Wheatfield cemetery.

Mr. Bernicken was a member of Willard Court, Catholic Order of Foresters of Rensselaer and carried \$1,000 insurance in same. He had been a member some 14 years. Several members of the Court drove up to Wheatfield Monday to attend the funeral. Willard Court was organized some fifteen years ago, and this is the first death it has had in all that time, although it now has some 67 members.

THE COMMON COUNCIL.

The city council met Monday night in regular session, all members being present.

A contract was ordered drawn with Smith & Co., to macadamize Washington street west of the bridge to College road, at \$1.15 per cubic yard, and \$50 for the grading.

Notices were ordered for bids on sidewalks on College road, Cedar street and Scott street.

The marshal was instructed to serve notice on property owners to remove the fence off the roadway on College road. This fence now occupies the ground where the new sidewalk is to be placed.

Robert Michal was ordered to move his barn on Rutten street back onto his own property. This barn was built out on the street some 15 years ago and has occupied it ever since.

The following claims were allowed:

CORPORATION FUND.
W S Parks, salary, marshal, \$30.00
E M Thomas, same n/w/h, 25.00
L C Klosterman, city eng., 60.00
Moses Leopold, ex. fire dept., 35

ROAD FUND.
Ches Zea, labor with team, 30.00
Cecil Clouse, work on street, 21.00
John Hordeman, work on s'r 36.75
Healy & Clarke, pub. notices, 23.00

ELECTRIC LIGHT FUND.
C S Chamberlain, sal and ex 52.55
Mell Abbott, salary, 30.00
Dave Haste, same, 30.00
Tom Hayes, work on line, 28.25
Oppe Wolf, unloading poles, 1.00
Gen. Electric Co., supplies, 14.46
Western Electric Co., same, 91.23
Detroit Lub. Co., re. for pump 4.00
Shirley Hill Coal Co., coal, 112.43
Realy & Clark, printing, 1.50
Moses Leopold, freight, 157.27

WATER FUND.
Ed Hopkins, salary, 30.00
Platt Iron Works, repairs, 5.60
John Hordeman, w/k on main, 5.25
Dr I M Washburn, rebate watr 15.00

The following funds had balances on September 30 as follows: Water Fund, \$1,473.46; Corporation Fund (in debt) \$371.31; Light Fund, \$2,517.48; Road Fund, \$389.28.

We are showing the best line of Sterling clothing ever seen in town. CHICAGO BARGAIN STORE.

MONEY TALKS.

If you wish a fancy price for fancy produce, call at the Fancy Produce Market. I will buy a number of bushels of clover seed, also dressed, fancy veals. Fresh eggs a specialty. In the old Republican building on East Washington St. Phone 39.

Thursday, October 15th, Cloak and Suit opening.

ROWLES & PARKER.
Fancy Michigan potato sale, 80c per bushel, off car about October 19th and 20th.

CHICAGO BARGAIN STORE.

TERRELL IS SANE.

Slew Son-in-law and Was Sent to Madhouse.

WILL BE RETRIED FOR MURDER

Officer from Bluffton Has Gone for Him—John W. Kern's Son Seriously Afflicted.

Indianapolis, Oct. 13.—A telegram from Bluffton, Ind., says that the sheriff of Wells county has left there en route to Richmond, Ind., to bring back to Bluffton John W. Terrell, who will be retried there for the murder of his son-in-law. The release of Terrell caused considerable surprise among the people at Bluffton, but it was not unexpected by the authorities. This leads to the news that Dr. Smith, the medical superintendent of the Eastern Insane hospital, has decided that John W. Terrell's condition at this time does "not warrant his confinement in this institution."

Story of Terrell's Trial.
Terrell is the most famous inmate that has ever been confined in the Eastern Indiana hospital. Seven years ago he was arrested, tried and convicted in Wells county on the charge of murdering his son-in-law, Melvin Wolfe, having wreaked vengeance on Wolfe because of alleged family troubles. Terrell was sentenced to prison for life. His defense was insanity, but the jury held that Terrell was not insane at the time of the killing, though it evidently had some faith in the defense that Terrell had become a mental wreck since the crime.

Was First Sent to the Pen.
The instructions to the jury, however, precluded any recognition of the defendant's condition at the time of the trial, unless it could be shown he was in the same condition when the shooting took place. The sheriff of Wells county took Terrell to Michigan City prison and then Governor Durbin interfered, ordering Terrell to be placed in the Eastern Indiana Hospital.

Was Not Shamming Insanity.
The stories told immediately after Terrell was taken to Richmond, six years ago, to the effect that he was shamming insanity, were exploded by the hospital authorities, who had kept special watch over the man and pronounced him insane. His mental awakening has come about in precisely the way that has marked similar cases in the hospital, and Terrell is by no means immune from another mental breakdown. For five years there was never a gleam of intelligence from the eye of John Terrell. He showed stolid indifference to all his surroundings.

TIPPECANOE MONUMENT

Is Expected To Be Completed in Time for Dedication on Nov. 7.

Lafayette, Ind., Oct. 13.—With the huge derrick with 110-foot arms in place over the foundation of the monument at Battleground and the immense blocks of granite that are to form the shaft being lifted into position the monument commission believes that unless unavoidable delays are encountered the memorial to the soldiers who fought in the battle of Tippecanoe will be completed in time for dedication on November 7, the ninety-seventh anniversary of the battle.

Every effort is being made to prevent a postponement and the commission is already at work on the programme for the dedication, which promises to be one of the greatest events of the decade in Tippecanoe county.

John W. Kern's Boy Afflicted

Indianapolis, Oct. 13.—John W. Kern, Jr., afflicted with what the doctors term infantile paralysis, is a patient little sufferer at his home here. When the boy was brought home from Michigan he was unable to move his arms or legs. He is now gradually regaining the use of his body. At no time has the sense of touch been absent. The parents are assured by the physicians that while the boy's recovery will be slow he will eventually regain the complete use of his limbs.

Recovering of Broken Back.

Linton, Ind., Oct. 13.—Arman Francis, the miner whose back was broken and who was denied admittance to the St. Anthony hospital, is now on the road to recovery. When the injured man was refused admittance to the hospital the local physicians had no hope for his recovery, but they decided to do all in their power to prolong life. Finally they decided to replace the broken bone, and after four hours' work they succeeded in doing so.

700 bushels fancy Michigan potatoes on sale, 80c per bushel, off car, about Monday and Tuesday, October 19th and 20th.

B. FORSTYHE.