

DECISION

Handed Down By Supreme Court Effects Celina Folks

Squabbling Law Suits Against the State Stopped by Highest Tribunal's Finding

[Cincinnati Enquirer] Once more the perennial claimants for damages at the Mercer County Canal Reservoir have lost out. The Supreme Court to-day affirmed the Court of Appeals of Mercer County that the state cannot be sued without its express consent. It is held that the provisions of the constitutional amendment of 1912 authorizing suits against the state is not self-executing and statutory authority is a prerequisite to bringing the suits.

QUARANTINED IN WITH SMALL-POX

Albert Burrows, fifteen year old son of Perry Burrows, North Sugar street, this city, is confined to the bed with an attack of small-pox. The house has been quarantined. The lad is getting along as well as could be expected.

NULLIFIED

By Action of the Supreme Is Kimball Act

Which Provided That Mortgages Be Exempt from Taxation on Payment of Small Fee.

Columbus, Ohio, July 3.—Amendment of the taxation provisions of the constitution of the state by indirection was nullified by the Ohio Supreme Court this morning. It held unconstitutional the Kimball act, enacted by the recent General Assembly, which provided that mortgages be exempt from taxation when a fee of one half of one per cent was filed at the time of recording. Had the measure been sustained it was clearly the first step in a comprehensive system of classification of property for taxation.

The seven Justices were unanimous in the decision that the act is violative of the provision that all property shall be taxed by a uniform rule. The credit for the legal victory is due to former Assistant Attorney-General Henry S. Ballard and Frank Davis, who represented interests opposed to the law. They contended that it created exemptions not allowed by the constitution, and that it does not tax all property by the uniform rule.

It Put Officials to Work

Telegraphic messages were sent to all recorders to-day telling them to ignore the act. Previously the Auditor of State had warned against purchase of new records or the act. While the measure which exempts shares of stock of Ohio corporations had been upheld the decision in a manner opens up what long has been a mooted question with lawyers.

CELINA-WABASH CONCRETE ROAD NEARS COMPLETION

Work on the new concrete road, of the Celina-Wabash pike is nearing completion, and a few more days will see the concrete all run.

The road when completed will make one of the best drives around these parts. The road would have been completed, but the contractors have been held back, by being unable to secure cement.

SELLING BOOZE

Without a License Gets Rockford Man Stiff Fine When Caught By State Liquor Inspector

State Liquor License Inspector A. J. Tulogh last Saturday evening arrested C. M. Williams, of Rockford, charging him with violation of the liquor license law.

Williams is a junk dealer of Rockford and was caught selling booze, without a license, at his residence.

He was arraigned for trial in Mayor Scranton's court, Monday afternoon, found guilty and fined \$100 and costs. A motion for a new trial made by the defendant was overruled.

Miss Leona Dickman and Arch Cordier left Monday for Winona Lake, where they are attending a young people's conference.

Helps Live In Germany. Findlay, O., July 4.—Because two of the heirs are living in Germany and can not receive their share of the Schroeder estate, Hancock county court will hold the land until the war is over. The court here is also called upon to declare Lillie E. Schwab dead. Nothing has been heard from her for seven years and relatives want \$2,075, her share of her mother's estate, divided among them.

Dayton Charter Attacked. Columbus, July 4.—Ira C. Koehne attacked the legality of the Dayton city charter with an appeal to the supreme court to enjoin the city and the city commission in Dayton from payment for construction of a dam in the Miami river to replace one swept away by the 1913 floods.

ESCAPES DEATH

By Miracle When Workman Falls Thirty Feet From Scaffold at Palmer-Miller Elevator

Robert Atchinson, West Logan street, this city, had his left foot dislocated, left knee fractured and his eye badly lacerated, when he fell a distance of thirty feet from the new Palmer & Miller elevator.

Mr. Atchinson has been helping to construct the new elevator building, an dwas working on a scaffold inside the building, when one of the ropes holding the scaffold broke, Mr. Atchinson falling a distance of over thirty feet into a large corn crib. Workmen at the building hurried to the injured man and he was taken to his home, and Dr. Gibbons called. How the injured man escaped death is a mystery. He is improving nicely.

RUMORS

Of Spies Revived by Attacks on U. S. Transports

Washington, July 5.—The unsuccessful submarine attack on the ship of the American expeditionary force has revived spy rumors in the capital and will result in even more stringent measures, if possible, to cloak the movements of military forces from the enemy.

The relief and gratification of officials over the safe arrival of the last units of the expedition is tempered by a manifest feeling of indignation that the German admiralty was able to lay its plans so well and to attack the American vessels in force before they reached the zone which had been regarded as most dangerous. Discussion of possible spy activities took many angles. Some officials were inclined to believe that the Germans must have had a warning of the definite time agreed upon for the crossing, but others discredited any such theory, arguing that an attack was to have been expected as a natural consequence of the general knowledge that was common property.

There were indications that the department of justice might be asked to undertake an investigation when army and navy reports on the incident were complete.

COURT MATTERS

Susan P. Wedemeyer, plaintiff, vs. Josephine Pamphrey and L. B. Pamphrey, defendants, is a suit filed on July 2, in which the plaintiff asks judgment in the sum of \$300, which she claims due her on a promissory note bearing interest at 6 per cent and dated June 5, 1912.

Harry L. Byrd, through his attorney, Frank A. Anthony, last Tuesday filed suit in the Common Pleas Court against Walter Herbow, asking for a dissolution of partnership and the appointment of a receiver. The parties are proprietors of a garage at Ft. Recovery.

Emil Wagner, through his attorney, Frank A. Anthony, last Tuesday filed suit against Mathias Vonderhaar and Wm. Wellman. Plaintiff avers that defendants owe him a bill of \$315.03 for various articles set forth in the petition. The defendants were contractors in Ft. Recovery, it is claimed, where said bill was contracted.

E. Wagner & Sons, through their attorney, Frank A. Anthony, last Tuesday filed suit against Mathias Vonderhaar and Wm. Wellman to recover in the sum of \$361.95, which plaintiffs claim due them for a bill of goods purchased in 1915, when the defendants were partner contractors.

The case filed against C. W. Jenkins, of Coldwater, charged with operating a motion picture show in that town, on Sunday has been postponed for the time being.

Charles Meinerding vs. Herman Puelling is a suit filed in Common pleas court, the first of the week, in which the plaintiff asks for judgment in the sum of \$364.50, on a promissory note.

OPERATED UPON AT LIMA

Harry Fleck, accompanied by his physician, Dr. Brumm, and Mike Hemmert, went to Lima last Tuesday, where he was operated upon at the Lima hospital for appendicitis. The operation was successful and he is improving nicely.

STRICKEN

With Paralysis Cashier Chas. Howick Of First National

Rendered Helpless at His Home Last Saturday Night—Improving Rapidly

Charles H. Howick, cashier of the First National Bank, this city, and one of the county's best known citizens, was last Saturday night, stricken with paralysis, the stroke affecting his entire right side. Mr. Howick had not been feeling well for several days, due to his strenuous work at the bank, and Saturday night was just in the act of taking some medicine when the stroke suddenly rendered his entire right side helpless. In a few hours he was rendered speechless and his condition was most critical.

On Monday, Mr. Howick showed a change for the better and he has now regained his speech, and has partial use of his arm and leg, and his many friends hope to see him about again before many days.

MANY

Celina Young Men Up in Air Last Night on Rumors

That They Had Been Drawn for War Service—Method Not Even Yet Announced.

Persistent rumors floated about town and throughout this district last night that several young men about town had been caught in the drawing for service in the army, and some probably laid awake last night thinking about a trip to France in the midst of German submarines.

There was no truth to the rumors, as a Washington dispatch, dated yesterday, has the following to say on the subject: Washington, July 5.—Arrangements for the next step toward mobilization of the new national army—the exercise of the selection for draft—were taken up tonight at a conference between Secretary Baker and Provost Marshal General Crowder.

Mr. Baker later said he had no announcement to make as to the date of the drawing. It has been announced that the drawing will be held in Washington and it is expected a statement covering the method to be followed will be made to-morrow or next day.

Organization of the local and district exemption boards, the arrangement of the registration lists in serial numbers and other preliminary work must be completed before the selection machinery can be set in motion. A statement by the public information committee says this may be done by Saturday, though there is on certainty about it.

Clyde Spriggs, of the Celina Furniture Company, in speaking of the rumor aloft remarked that the originator of the story must have seen the Red's ball score come in, up at Lima.

POMERENE

Takes a Crack at Coal Operators and Dealers

And Says Miners Get 99 Cents a Ton and Former \$4—Cost Not Increase Over 30 Cents.

Washington, July 5.—Senator Pomerene, of Ohio, made a lengthy speech to-day on the coal situation, reciting alleged exorbitant coal prices and necessity for Government regulation.

Senator Pomerene presented scores of specific instances of advances in coal prices in Ohio and elsewhere, which he regards as extortionate and in his opinion are part of a situation which demands as a remedy that the Government fix the price of coal, and if necessary take over the coal mines and operate them.

While admitting that scarcity of cars an d labor an dsome measure of public hysteria are contributing factors in the price of coal, Pomerene said that the real reason for advancing prices was the reckless greed and avarice of coal operators.

"We are objecting to-day because American shipping interests are being subsidized. I am not willing that our own people, the coal operators and coal dealers, shall continue to subsidize all the manufacturing interests of my own state and of the country or submarine the 1,000,000

(Continued on Eighth Page)

OPEN TO EXEMPTION

Office of the United States, of the states, territories and District of Columbia.

Ministers of religion and students of divinity. Persons in the military or naval service, of the United States.

Subjects of Germany, and all other aliens who have not taken out first papers.

County or municipal officers, custom-house clerks, workmen in federal armories and arsenals and persons in federal service designated by the president.

Pilots and merchant marine sailors. Married man with dependent wife or child, son of a dependent widow, or brother of dependent orphan children under 16 years of age.

Those found morally deficient. Members of any well recognized religious sect existing May 18, 1917, whose creeds prohibit participation in war and whose religious convictions accord with the creed.

WEEKLY WAR REVIEW

Attacks by the British against German positions in the vicinity of Lens and new offensives launched by the Germans in the Verdun sector and on the Aisne front, featured the week's operations on the western front. At other points in France and Belgium there were heavy artillery battles.

In the Lens sector, the center of the French coal field, Canadian troops fought their way through the German lines to within a mile of the town. London is anticipating the fall of Lens at an early date.

In the Verdun sector the Germans are making attacks with picked forces, which captured French positions on the west slope of Dead Man's hill. On the Aisne front the Germans attacked near Cerny and Corbezy meeting with devastating French fire. Northeast of Cerny they succeeded in gaining a salient which had been leveled by artillery fire.

After many weeks of inactivity on the Russian front, there are signs of a return of active operations. The German war office announced that the Russians, apparently influenced by pressure exerted by their allies, are maintaining a strong fire over a front of forty miles in eastern Galicia. Several attacks launched by the Russians were repulsed.

Angelo pass, which the Italians captured recently in their advance of the front below Trent, has been evacuated. Rome announced that the Italian advanced forces have been with drawn on account of the prolonged and violent bombardment of the Austrians, but that the Italians still hold the eastern end of the pass.

The French armored cruiser Kieber, 7,578 tons, was sunk off Point St. Mathieu, while on her way from Dakar, Africa, to Brest. She was destroyed by a mine with the loss of thirty-eight men.

All the American troops that arrived last week in France are in a concentrated camp, where Major General William S. Sibert is installed. Thence they probably will go soon to a point near the front. All the troops are in excellent shape.

Petrograd reported July 2 that the new Russian offensive in eastern Galicia has proved successful. The village of Konichy, strongly fortified, on the Zlota Lipa river, was captured, together with 10,000 Teuton troops. Minister of War Kerensky personally led the Russian army. Around Berezany the fighting was most bitter; sixteen Russian divisions were thrown forward, according to Berlin.

The United States navy department announced July 3 that two submarine attacks were fought off by American destroyers conveying transports with troops for France. At least one submarine was sunk. Both of the attacks were made in force, showing that the Germans had information of the coming of the transports and planned to get them. No American vessel was hit, and no life was lost.

The British admiralty issued its weekly shipping summary July 4, showing that 15 British merchantmen of more than 1,600 tons were sunk and 5 vessels of less than that tonnage. Eleven fishing vessels also were lost. Sixteen vessels were attacked unsuccessfully.

Russian troops continue their efforts to break through the Teuton lines in eastern Galicia. Cheered by the results of the fighting during the first three days of July, General Brusiloff's men, in the region of Berezany, are throwing fresh forces against the Teuton positions.

German attacks in the Champagne were repulsed by the French.

FT. RECOVERY

Chautauqua Opens Sunday With a Five-Day Program—Excellent Talent Secured.

A fine five-day program will be opened at the Ft. Recovery Chautauqua next Sunday morning. Many platform notes have been secured, including Katherine Kelley, of Boston; Dr. Yutaka Minkuchi, a brilliant Japanese orator; Senator Harold C. Kessinger, of Illinois; Coleman Hatfield, of West Virginia, and Gov. George W. Clark, of Iowa. The musical organizations secured are among the finest in the country.

If you think of taking an outing, the Ft. Recovery Chautauqua should appeal to you, for you will find nothing better or more inspiring.

CAUGHT

In the Act—State Game and Fish Warden Nabs 'Em

Celina Men Get It Hand to Them For Selling Their Catch of Fish to "Stranger"

Noah Fry, William and Frank Johnson and Fred Loth, of this city, were arrested by the deputy state game marshal last Tuesday charged with selling crappies.

The game warden had heard of a number of fishermen disposing of overcatches to strangers, and went in search of some of the law-breakers. Securing a car with Indiana numbers the warden drove along the bank road and pulling up alongside the above mentioned parties, asked if they would sell him a few fish to take home with him. The fish were purchased, a few pounds from each one, whereupon, the warden placed the men under arrest.

They were taken to Coldwater and arraigned before "Squire" Frick, where each entered a plea of guilty. They were each fined \$25 and costs. After securing bond the men were released.

THE GRIM REAPER

Venerable Mother of Attorney F. V. Short Passes Away—Other Deaths Are Recorded.

Mrs. Mary E. Short, aged 73 years, mother of Attorney F. V. Short, of this city, died at her home on Leona street last Friday evening at eight o'clock.

For the past five years Mrs. Short had been in failing health, but her strong will power kept her up almost to the last. On Tuesday preceding her death she was forced to take to her bed, from which time she gradually grew sallow.

Mary E. Swallow was born January 4, 1844, in Montgomery county. She was a daughter of Mr. and Mrs. Jonathan Swallow. She taught school for several years at Yorkshire (during the Civil War). The school was located near the trianing camp.

On January 17, 1867 she was united in marriage to William Short in Shelby county. Later they moved to Lima, and from there to this county. Mrs. Short was held in high esteem by all who knew her, and will be greatly missed by her old friends and neighbors.

She was a faithful worker in the Woman's Relief Corps in this city. Mrs. Short was a member of the Disciple church, having consecrated herself to that faith at Montezuma, years ago.

She was preceded in death by her husband about four years ago, and a son, who died several years ago.

Surviving are the following: one brother, George F. Swallow, of New Weston; one half brother, Len Swallow, of Yorkshire, and one half sister, Mrs. Susan Johnson. Six children: Attorney Frank V. Short, of this city; John, of Brewer, Ark.; Anna B. Short, of Cleveland; Miss Mary, of Detroit, and Mrs. Ida Guildwell and George W., of Cleveland.

Funeral services were held last Tuesday afternoon at the Methodist church, Dr. W. W. Lance in charge.

Rev. F. G. Reitz, of the Lutheran church, this city, received word last Saturday announcing the death of his venerable mother, Mrs. Margaret Reitz, which occurred at Danbury, Ohio, Friday evening. Deceased is survived by five children. She was well known in this city, having resided with her son here for several years.

Geo. W. Winter and wife were called to Toledo, Monday evening, by the death of their grandson, the oldest son of Mr. and Mrs. Wm. Winter, who died Monday afternoon. Death was due to diphtheria.

A Toledo physician had been doctoring the lad for tonsillitis. Another child of the family is also stricken with the disease.

William Jenkins, of West Logan street, was at Urbana, O., last Monday attending the funeral of his brother, George W. Jenkins, who died suddenly in that city last Saturday. He was 76 years of age, and was a son of Mr. and Mrs. Newman Jenkins, who came to Mercer county in the early fifties from Franklin county, this state, where the deceased was born. Mr. Jenkins left this county when a young man, settling near Urbana. He was married to Miss Melvina Kite, his wife passing away last December. They had no children.

Bessie M. Wm. Jenkins of this city he is survived by two other brothers—Harrison, residing in Texas, and Frank, of Quinsimo, Kas.—and three sisters, Mrs. Mary Arnold, of Overbrook, Kas.; Mrs. Elizabeth Berry, Rosewood, O., and Margaret Dixon, Bryant, Ind.

Mrs. John Volz, of Ft. Recovery, died suddenly on the 27th ult., aged 57 years. She was born in Canada, but had been a resident of the former place several years. She leaves a husband and several brothers and sisters to mourn her departure.

BOOZE CAUSES SUICIDE OF NEW BREMEN MAN

[New Bremen Sun] A gruesome sight met the eyes of Mrs. Ferd Quellhorst Tuesday evening at about 6 o'clock when she entered an upstairs bed-room and found the lifeless body of her husband slumped from the bed-post. By means of his leather belt the unfortunate man had formed a noose, which he slipped around his neck, attaching the opposite end to the bed-post. An over-indulgence in liquor which he obtained in a St. Marys saloon during the morning, the results of which affected his mental equilibrium, evidently led to the horrible deed.

WILLARD W. C. T. U. TO GIVE PROGRAM SUNDAY NIGHT

The Willard W. C. T. U. have arranged for a public program at the Copp Church, four miles north of this city, on Sunday evening, beginning at 7:30. The program will be in charge of Miss Ida Hansel, S. T. I. Supt. A temperance address is being arranged for. The public is cordially invited.

NEPTUNE GRANGE NOTES

The program, "A Day in School," given at the last meeting was a very amusing as well as instructive one, and was thoroughly enjoyed by those present. Our lecturer, Mr. Arland Copeland is proving a "live wire" and should have the encouragement and support of every granger.

The program for the next meeting consists of impersonations, essays, solos and other music, and discussions of agricultural subjects.

The business agent announced that he hoped to have prices on fertilizers, by the next meeting and wishes those desiring any to be present.

The degree and tableaux teams went to Jennings grange on Tuesday evening, to put on the work. The young people under the leadership of R. C. Sprigger are doing this work very acceptably and the grange is quite proud of them.

YOUNG LAD MEETS WITH PAINFUL ACCIDENT

Clifford Grimm, the eight year old son of Mr. and Mrs. John Grimm, met with a painful accident last Sunday afternoon.

While visiting at the Henry Grim farm in Hopewell township, the lad with several other children were out in the yard playing near the windmill. The Grim lad in trying to couple the pump with the drive rod, in some manner got the first finger of the right hand in the slot, the lever coming down severing the finger at the first joint.

The lad was rushed to a physician where the injured member was given attention.

SOMETHING FOR YOU AND YOUR NEIGHBOR

[By S. R. McKelvie, Editor, Nebraska Farmer.]

Anyone who makes even the slightest observation must see that the prosperity of the town is usually dependent upon the productiveness of the surrounding country, wherefore the merchant is vitally interested in the maintenance of soil productivity in which he lives.

It should be constantly borne in mind that the soil robber is not the one who is injured most by his operations. It is his practice to operate about so long in a community and then move on to new and richer fields. But when he goes he leaves behind an old, poor, worn-out farm that is a constant menace to community progress. The injury is felt by the neighbor, the community, and finally the state and nation, for all of these institutions are dependent upon the fertility of the soil. This is why I contend that the question of maintaining soil productivity is a community problem and no one can be loyal to his community unless he takes a lively interest in that subject.

LATE ARRIVALS

Mr. and Mrs. Philip May, residing west of this city, are entertaining a brand new boy, born Tuesday morning.

Mr. and Mrs. Leo Andrews are the proud parents of a baby boy, born last Monday.

Mr. and Mrs. Andy Gehm, of Liberty township, are also entertaining a brand new boy at their house, who arrived last Saturday morning.

Good luck to the whole bunch.

Our young friend C. O. Spitzer, of Blackcreek township, was among our business callers yesterday while down paying his semi-annual rent to County Treasurer Benke.

Adam Kettering, who has been near East St. Louis, Ill., engaged in dredge work, was in town Wednesday on his way home, west of this city. The company with which he is employed has been halted in its work by running into a railroad now building and which refuses to allow the dredge to cross its tracks, which are on a big fill. The matter is now in the courts and may stay there a while.

FOR SALE

Town Properties—Vacant lot and good buggy; also one set leather fly-bots.—Call at 619 North Sugar St.

SUICIDE

Well Known Farmer Long Premeditated Is Belief

Purchased Revolver Some Time Since, Though He Had No Particular Use for It

Henry Ransbottom, well known Mercer county farmer, aged 44 years, residing six miles southwest of this city, committed suicide last Sunday evening about 7 o'clock.

Mr. Ransbottom had been in ill-health for several years, and, coupled with other misfortunes the last few years had brought upon him, is attributed as the cause of his desperate act.

At the close of their chores on Sunday evening Mr. Ransbottom asked his wife to go out to the barn, and as he appeared in a more than usual despondent frame of mind, his wife refused. She went into the house, and a few minutes later heard the report of a gun in the barn. She hurried out to investigate and found her husband lying in a pool of blood, a bullet hole in his head from a 32-caliber revolver.

Mrs. Ransbottom at once notified neighbors, and they in turn acquainted the authorities of this city of Mr. Ransbottom's tragic undoing.

Marshal Duncan, John Stanton, Fire Chief Weber and Mayor Scranton hurried to the Ransbottom home. Mayor Scranton, acting in an official capacity, held an inquest and returned a verdict of suicidal death.

It is the opinion of many that when Mr. Ransbottom asked his wife to go to the barn with him he contemplated killing her also. His taking his own life at least seemed premeditated, for not long since he had purchased a new new revolver, a thing he had never had around the house before.

The deceased is survived by his wife, a daughter, Florence, living at Lima, and one son, Orville.

Funeral services were held Wednesday morning at Swamp College.

CENTURY

Mark Passed by Aged Woman Who Died Tuesday

Mrs. Margaret Rogers, probably the oldest woman in Mercer County, died at the home of Mr. and Mrs. George Baxter, three miles northwest of this city, early last Tuesday morning. She had been blind for several years, but was patient in her troubled life and enjoyed the companionship of her neighbors, who honored her on many birthdays. Mrs. Rogers passed away at the unusual age of 101 years, 7 months and 21 days. Her funeral took place at the Swamp College chapel, Rev. F. P. Cordier performing the service, and her remains were tenderly laid away in the cemetery near by.

Chattanooga Party Enjoy Day at Soldiers' Home

An automobile party from in and about Chattanooga motored to Dayton Sunday and spent the day at the Soldiers' Home, where they took their dinners and had a jolly time. The party included Fred Meyers and family, John Regedanz and wife, Iver Johnson and wife, Mrs. Barbara Huffman, Mrs. Perry Gibbons and son Vernon, John Bollenbacher and wife, James Gibbons, Charley Regedanz and Clyde Grim and family.

VOLUNTEERS FROM MENDON AND UNION TP.

[Mendon Herald] The following are the names of Mendon and Union township boys who have volunteered their services for the war:

- Leland Snyder—Marine corps.
Tros. Wooden—Hospital corps.
James Nelson—Hospital corps.
Fred Fisher—Infantry.
Shelby Wright—Navy.
Vaughn Sowers—Navy.
Frank Hagerman—Marine corps.
Ray Kennedy—Infantry.
Harold McMichael—Infantry.
Clyton Boroff—Infantry.
Howard Hoover—Infantry.
Leslie Ross—Construction Corps.
Russel Presho—Veterinary Reserve Corps.

Our old friend Eugene Garnier, a former Celina boy, now well known Springfield cigar manufacturer, made us a pleasant call while in town this week, looking up old land-marks, while his finds are being fast obliterated. The years, however, sit lightly on his shoulders.

Woman's friend is a Large Trial Bottle of Sano! Prescription. Fine for black heads, eczema and all rough skin and clear complexion. A real skin tonic. Get a 35c Trial Bottle at the drug store. adv.