

# Supreme Court Term Is Opened by Rippey

## \$25,000 Suit First Tried; Grand Jury Is in Session

The October trial and special term of Supreme Court got under way this morning at the County Court House, with Justice Harlan W. Rippey presiding. There was a total of 47 cases on the trial calendar and three on the equity list.

Justice Rippey informed attorneys who wished to set cases for the third week of the term that it is unlikely the court will be in session a third week. It seemed unlikely that a large number of cases would be tried.

A little more than 20 jurors, grand and trial were excused.

After instructing the Grand Jury as to the law governing their deliberations and impressing upon them the duty of considering carefully all matters which may come before them, Justice Rippey directed that body to retire. The Grand Jury at once prepared to hear a considerable number of matters which District Attorney Benn Kenyon has prepared.

Head Grand Jury, George W. Mills of this city and Fred DeBarr of Niles were sworn in as foreman and assistant foreman of the Grand Jury, respectively.

The first case to go to trial was No. 29, the negligence action of Arthur W. Painter, as administrator, against Arthur N. Close and others. The parties live at Poplar Ridge. The plaintiff has brought an action for \$25,000 to recover for his wife's death, following an auto accident at Poplar Ridge, March 11, 1927. Benjamin C. Mead of this city is attorney for the plaintiff and Albert H. Clark, also of this city, for the defense. A jury was drawn before court recessed for noon hour.

Doctor Steele's Action. Wednesday was set as the date for trial of No. 27, negligence action brought by Dr. James Steele, an Auburn chiropractor, against the C. G. Meaker Company, Inc., and others. The action is the sequel of injuries which the plaintiff received when he was struck by a delivery rig in June, 1926. Dixon, Searl, Jeffery & Cole of Syracuse are attorneys for plaintiff. Leary & Leary of this city for the defendant.

In the Steele action, Attorney Ed-

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### BOY DARTS AFTER BALL, KNOCKED DOWN BY AUTO

Edward Fleazer, six, of 248 State Street, narrowly escaped serious injury, when he was knocked down by an automobile driven by Roy J. Thompson of Port Byron, Saturday afternoon, near the corner of Grant Street. The little Fleazer boy was one of three or four boys who ran in front of the Thompson car to retrieve a baseball.

### Social Notes & Personals

Miss Lena Cooney left Saturday for New York City. She will also visit Mr. and Mrs. Ralph Connors of Ossining.

Dr. Edward A. Sherlock of Los Angeles arrived here last night to spend several days with relatives and friends.

Miss Margaret Brady of Capitol Street entertained a few of her girl friends at a party Friday evening, the occasion being her twelfth birthday anniversary. Those present were: Mary Bregan, Elizabeth Crowley, Pauline Geherin, Elizabeth Gray, Kathryn Hayes, Annabelle Lawler, Helen Murphy, Susan Murphy and Mary McCarty.

Miss Mary O'Connor was delightfully entertained last Thursday evening at a variety shower given at the home of Miss Bernice McFadden in Mary Street. Those present besides the hostess were: May Hayden, Treasa O'Connor, Mary Carey, Irene Harter, Ethel Maywalt, Frances Burke, Mabel Haipin, Grace Halpin, Catherine Marren, Mrs. Charles Savage, Mrs. John McFadden and Janet McFadden.

Mr. and Mrs. William B. Haefliger and Dr. and Mrs. George Burkhardt have returned from a week's vacation spent at the Lake Placid Club.

Bolivia cloth coats beautifully cleaned and steamed. Phone 1807, Superior Cleaning Wks., 147 Oswego St.—Advertisement.

### TURNERS PLAN OPENING OF GYM CLASSES ON OCTOBER 20

Under the direction of Instructor Carl Erwig and his assistant, Joseph Engle, classes are now preparing for the big demonstration which will feature the opening of the gymnasium of the Auburn Turn Verein in Turn Hall in Oswego Street on Thursday, October 20.

The local Turners have shown marked improvement in their gym work and are expected to stand high in future athletic competition with the other clubs in the Western New York District. The classes are showing a steady increase which is keeping with the Turners campaign to stimulate interest in the gym work.

Railroad Valuation Fixed. Washington, Oct. 10.—(AP)—A final valuation of the Pere Marquette Railroad as of June 30, 1915, was fixed today by the Interstate Commerce Commission at \$62,705,390.

The corporation's book investment on that date was \$87,100,296 while its outstanding capitalization at par was \$108,837,176.

Last week the commission refused the Pere Marquette authority to pay a stock dividend of approximately \$9,000,000 on the ground that it would increase the company's capitalization to a point not justified by its assets.

### Chicago Publisher's Daughter Is Bride of Merchant's Son



MRS. J. M. SIMPSON

Chicago—The marriage of Miss Alicia Patterson, daughter of Mr. and Mrs. J. M. Patterson, to James Simpson, Jr., son of Mr. and Mrs. James Simpson, was solemnized recently at the Pattersons' country place at Libertyville.

## ARRAIGNMENTS IN U. S. COURT MANY

Criminal Matters Have Right of Way Today.

### TERM WILL EXTEND INTO FOURTH WEEK

Judge Declines Guilty Pleas for Expediency's Sake Alone.

Criminal matters had the right of way at the opening of the second week of the October term of United States Court for the Northern District of New York this morning, with Judge Frederick H. Bryant of Malone presiding. The designation of Judge Bryant for bail bonds to be returnable at Auburn on October 24 in several cases, indicates that the October term will run into the fourth week in Auburn.

Judge Bryant made it plain to some defendants that he would not accept pleas of guilty when their attorneys in making pleas indicated that their clients were alleged victims and really not guilty of offenses charged.

It would be a travesty of justice for me to accept a plea of guilty when a defendant stands up in court with his attorney and says he is not guilty. I cannot accept such a plea as a matter of expediency or on the ground of the expense involved in standing trial. That is not my way of conducting court.

### Morning Arraignments

The entire morning was taken up in the arraignment of defendants arrested for violations of the Volstead law. The most of the cases this morning were from the Eastern part of the district, Schenectady, Amsterdam, Troy, Albany and other places although a few were sandwiched in from other sections of the district. The defendants and fines levied by the court:

James Jacinski, Amsterdam, two charges, \$350; Albert Kerleneck, Amsterdam, \$150; Giacomina Lava, Watertown, \$100; Matthew Larkin, East Syracuse, \$50; John M. Hozau, William McConnell, fruit peddlers of Syracuse, \$175 each; Anthony Maier, Oswego truckman, \$125; Arthur L. Snell, Herkimer County, cider case, \$175; Charles Wiggins, New York, \$225.

Charles Kantor, Albany, \$450; Peter Grupico, Watertown, \$150; George Beaudry, Watertown, \$300; Pasquale Lanzello, Troy, second offense, \$450; Raymond Gallo, Albany, \$400; Duddy Pacliewicz, Schenectady, \$350 and paroled for one year with her attorney Joseph Granburg of Schenectady; John Conroy, Watertown, \$175; Harry Hawthorne, \$125.

Arraignments of Volstead violators were continued at the opening of court this afternoon and the following fines levied: Frank Laverek, \$150; Felix Gamella, Rome, 60 days in the Onondaga County Jail. His was a second offense and he did not pay a fine on his first sentence. Stanley Gardynski and Walter Rossusky, Syracuse, \$150 each; Benjamin Stipulkowski, Schenectady, \$50.

### OBITUARY

Funeral of Mrs. Keefey. The funeral of the late Mrs. Catherine Keefey was held from the home of her daughter, Mrs. Richard Corcoran, 32 1/2 Parker Street at 8:45 o'clock this morning. The services took place at St. Mary's Church at 9:15 and were largely attended. At the vestibule of the church, a procession of priests and acolytes met the remains and after a short service, the procession moved to the altar. The further services consisted of a solemn requiem high mass and the burial service. Rev. Francis Burns was celebrant of the mass. Rev. J. P. O'Brien was deacon and Rev. J. J. McGrath was sub-deacon. Many offerings of flowers and mass cards were sent by friends. The remains were laid at rest in St. Agnes' Cemetery at Syracuse. The bearers were Lawrence Shaw, Edward Corcoran, Frank Shaw, Hugh McNamara, William Shaw and Fred Clancy.

Funeral of Dennis Burke. The funeral of the late Dennis Burke who died in Chicago, was held from the home of his brother, Henry C. Burke, 41 Hamilton Avenue this morning at 9:30 with services in St. Mary's Church at 10 o'clock and was largely attended.

The services were conducted by Rev. John O'Bierne and consisted of a requiem mass and burial service. There were many flowers and mass cards. The remains were laid to rest in St. Joseph's Cemetery. Rev. Francis Burns conducted the services at the grave. The bearers were Luke Dempsey, James McCabe, Edward Purser, P. H. Dunn, Daniel Murnan and Charles Brackley.

Ban on Chinese Pupils. Jackson, Miss., Oct. 10.—(AP)—Native born Chinese were denied the right of entrance to the white public schools of Mississippi today by the Mississippi Supreme Court in reversing the decision of the lower court of Coahoma County which ordered the school officials to allow a Chinese to enroll in a white school in that county. Under this ruling the Chinese will be forced to attend negro schools if they desire an education in Mississippi.

Class to Meet. The Women's Bible Class of the Second Presbyterian Church will hold its first meeting of the Fall season tomorrow evening at 8 o'clock in the Church House, a William Street. Mrs. Hayden and Mrs. Hille will have charge.

## ARRESTED FOR A MINOR OFFENSE AND NOW FACES A CHARGE OF FORGERY

A fine of \$5 was levied by Recorder C. A. Wright in Police Court this morning on Leo Monroe, of 12 Delevan Street, when he pleaded guilty to operating an automobile without an operator's license and with improper license plates. He was arrested on that charge by Motorcycle Patrolman William V. Graney, Saturday night.

During the hearing, it was developed that the license plates were illegal, and after a further investigation Monroe was re-arrested and charged with forgery. According to the police, it is alleged Monroe forged a check for \$75 to make a payment on a car purchased from Horton & Howland of this city, and that the check was signed Glenn Loomis and drawn on a Cortland bank.

Monroe waived examination, and is being held, pending action by the Grand Jury.

## SPORT MIRROR

Scholastic Football. At Binghamton—Syracuse Central, 6; Binghamton Central, 5. At Carthage—Holy Rosary, 13; Carthage High, 0.

Saranac Lake High, 26; Plattsburgh, 0. Franklin Academy, 51; Potsdam, 0. Ithaca High, 0; Auburn High, 0. Mynderse Academy, 12; Shortsville, 0. Ogdensburg Academy, 0; Massena High, 0. Fulton High, 12; Onondaga High, 5. Oswego, 19; Utica High, 0. Norwich High, 14; Cortland High, 0. Sherrill High, 7; Little Falls High, 0.

Syracuse Central and Binghamton Central High School teams battled to a 6 to 6 tie at the Anasco Stadium. The Binghamton team, outclassed in the first two periods, launched a driving attack in the third period that brought them a touchdown. The Syracuse touchdown came in the second period, when Thiel pulled down a forward pass on the Binghamton five-yard line. Tanguay took the ball over for the touchdown. Both teams failed to kick the goal.

Holy Rosary High football team defeated Carthage 13-0 in a well played game at Carthage Field Saturday afternoon. The game was remarkably free from rough play and although Rosary was minus the services of Buffalo Pierce, its star Indian line plunger, there never was any doubt as to the final outcome.

The Mynderse football team, in their third victory of the season with no defeats, defeated the Shortsville High School's grid team by a 12 to 0 score. The Mynderse team was without seven of their first string men and a backfield of less than 130 pounds.

Playing in a sea of mud, Auburn and Ithaca High eleven played scoreless tie at the Y.M.C.A. Field here before the smallest crowd of the season. Both teams were evenly matched, though Auburn threatened the goal line of the visitors most frequently. Features of the game were a 66-yard run by Toole, a 50-yard dash by McCarthy and a 40-yard dash by Donoghue, all on passes.

Bolivia cloth coats beautifully cleaned and steamed. Phone 1807, Superior Cleaning Wks., 147 Oswego St.—Advertisement.

Plan Picnic Supper. A picnic supper at 6:30 o'clock will precede the regular meeting of the Kennedy Circle in G. A. R. Hall, Exchange Street tomorrow night. A large number of candidates will be initiated and will be guests of the Circle at supper. Members of the committee on arrangements for the supper are Nellie Olmstead, Jennie Morgan and Grace Myers.

### ADVERTISE IN THE CITIZEN.

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## SEWARD-CROCKER POST ELECTS

Ossian White Chosen As Commander—Installation November 12.

The regular meeting of Seward-Crocker Post was held on Saturday afternoon in G. A. R. Hall. There was a good attendance of comrades. Commander Sweet being still on the sick list the meeting was conducted by S. V. Commander Luther W. McKay.

The annual election of officers for the ensuing year resulted as follows: Commander, Ossian C. White; senior vice commander, Nathaniel Henderson; junior vice commander, Frank P. Shorey; chaplain, Thomas H. Sweet; officer of the day, Irving W. Combs; officer of the guard, Solomon

P. Reese, patriotic instructor, Sydney J. Westfall, trustee for three years, Henry B. Lewis. These are the elective officers. The appointive officers will be named later. Comrade Sydney J. Westfall was chosen inspector of the Post and installing officer. The installation will take place at 2:30 on Saturday afternoon November 12.

## IN SURROGATE'S COURT

Surrogate Walter E. Woodin granted an order authorizing Jesse Bryant as administrator of the estate of the late Louisa Bryant of Auburn to compromise claim against Byron Trufant of Aurelius for the sum of \$600.

The settlement was made for the death of Louisa Bryant on March 15 last as the result of injuries received in being struck by the Trufant car near the corner of Grant Avenue and Fulton Streets. The deceased was an aged lady. Mr. Trufant's car was insured against accident. The compromise was effected by A. J. & F. A. Parker, attorneys for the Bryant estate.

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