

NOT PERCEDES, BUT STRANGERS

People in the Boat at Delaware City Were Bound for Virginia

STILL WORKING ON THE CASE

DISTRICT ATTORNEY SMITH SAYS THAT THE QUESTION OF JURISDICTION IN THE CASE OF THE MEN CHARGED WITH EYRE'S MURDER IS NOT YET REACHED.

A Chester special of today says: Chief of Police Thomas H. Berry has run out the story relating to the Eyre case, which came from Delaware City, Del., yesterday, reported by William Beck, and says it has no bearing on the case. Two men and a woman, who were represented as having made application for shelter and lodged in the barn, were not the Pierces.

The case was first reported to Berry by Justice A. M. Sutton, of St. Georges, Del., two weeks ago, and at that time he was in doubt about it, but after the publication of a mysterious story from Delaware he had decided to go down and make a closer investigation.

Last night, however, Barney Mullin, a watchman on the Standard Oil property, at the lower end of Chester, called on the chief and wanted to talk of the Delaware City story. Mr. Mullin, who knows the Pierces well, said he saw and was talking to the parties in the boat. They wanted to stay with him on shore for a couple of days. The woman said she was tired of being on the boat. They had come through the Raritan canal, from Connecticut, and were on their way to Fredericksburg, Va., where they were going to locate. They had guns and a two-masted, docked boat, also a small boat.

The chief was so impressed with the story of Mr. Mullin that he said: "I will not go to Delaware City tomorrow. District Attorney Smith today denied that he had said the commonwealth is ready to go on with the trial of the Pierce boys at the March term of court, and that he will not ask for a continuance or oppose an application coming from the defense. 'What I have said and do say,' he continued, 'is that we are still working on the case, and if ready will take it up at the March term. What the defense will do I cannot say. They may bring up the question of jurisdiction, and if so, the matter will be determined by the court.'

Has any conclusion been reached between you and Prosecutor Starr, of Gloucester county?" he was asked. "Prosecutor Starr and myself are in perfect accord," was the reply. "He is willing to offer every assistance in the investigation. The question of jurisdiction has not been reached, and that is as far as I am prepared to say."

AMUSEMENT ENTERTAINMENT.

An enjoyable entertainment was given by the Brandywine Literary Association last night, at which Captain Thomas A. Kane made an opening address. Following was the program: Solo, A. H. Finerty; song and dance, William Finney; solo, James Gillespie; mandolin trio, Messrs. McCall, Witt and Council; solo, Kirwin Hower; seance with cards, Professor E. Agoston; dance, John Russell; solo, J. Harry Taylor; solo, Edwin Kern. Refreshments were served.

IN ORPHANS' COURT.

In the Orphans' Court yesterday Judge Spruance presided. The freeholders appointed to make partition of the estate of Rebecca J. Nevin reported no partition and an appraisal. Mary Drell was appointed guardian of Caroline V. Droll. Margaret Ann May elected to abide by the provision in the will of her husband in lieu of a dowry. Martin B. Burris and Annie C. Taylor, administrators of William Taylor, deceased, made a return of the sale of real estate.

GAMBLERS IN DELAWARE.

A number of sporting men have established a gambling house near Grubb's Landing, on the P. W. & B. railroad, a short distance this side of the Delaware and Pennsylvania line. The "clubhouse," as it is called, is said to be operated by well-known bookmakers who have been making books at Iron Hill, Gloucester and Essexington tracks.

SONS OF THE REVOLUTION.

The board of managers of the Delaware Society, Sons of the American Revolution, met yesterday afternoon and discussed plans for the society's dinner on February 22. General J. C. Breckinridge, inspector-general of the army; Rev. Dr. J. R. Woodman, of New York; Dr. Munson, of New Castle, and B. R. Ferris were elected as members of the society.

EXMOUTH SURVEYED.

Surveyors yesterday declared that the steamer Exmouth, bound for Gibraltar for orders, which went aground early Sunday morning in the Delaware river on Bulkhead shoal, and which was floated by two iceboats late Tuesday afternoon, was undamaged, and as soon as she reloads the 900 tons or more of her cargo of coal that was lightered to aid in her being released, she will proceed.

OPERA HOUSE.

A large audience saw "The Heart of Chicago," which appeared at the Opera House last evening. The performance, in every particular, was excellent, and especially the scenery, which was as realistic as ever been produced in this city. The approaching curtain scene was greeted with loud applause.

ASSAULTED SISTER'S LOVER

EDWARD S. MATEER KNOCKED DOWN AND INJURED BY GERALD DOUGHERTY.

An unprovoked assault took place on Sunday morning in the neighborhood of Shallowcross avenue and Lincoln street. It appears that Edward S. Mateer, a barber employed in the vicinity, was paying attention to Miss May Dougherty, daughter of Dennis Dougherty, who keeps a saloon at Shallowcross avenue and Scott street, and the father objected. He not only expressed his objections, but it is understood the daughter was sent away to prevent seeing her admirer.

On Sunday morning last Gerald Dougherty, one of the girl's brothers, met Mateer on Shallowcross avenue while he was returning from St. Anne's Church and deliberately knocked him down. Mateer received a deep gash in the forehead and was otherwise injured.

The assaulted man was carried into a nearby house, where his injuries were dressed, after which he was taken to his home.

GRAND JURY REPORTS

RECOMMENDATIONS MADE FOR MORE DIGNITY.

SUGGESTIONS THAT THE JAIL BE ENLARGED AND THAT THE THIRD STORY OF THE COUNTY ALMSHOUSE BE FURNISHED FOR PATIENTS.

Before being discharged yesterday afternoon the grand jury, which has served for the past year, submitted its report and recommendations to the court, as follows:

To the Honorable Judges of the Court of General Sessions of the State of Delaware, in and for New Castle County:

The grand jury of New Castle county, beginning with the May term of 1899, and ending with the February term of 1900, respectfully reports as follows: 178 indictments were submitted by the attorney-general; of this number 157 true bills were found, and 21 were ignored.

As per instruction from the court, the grand jury visited and inspected the county almshouse, at Farnhurst, on November 23, and the jail at New Castle on December 7, 1899.

Both of these institutions were found to be scrupulously clean and healthful, except for the crowded condition of the jail. There was no dirt nor smell of any kind in the corridors or rooms of either institution, nor any complaint of ill-treatment from any of the inmates. There are members of this grand jury who have men employed receiving \$18 per week, whose homes are not as sweet and comfortable as the county almshouse.

The inmates at Farnhurst and the prisoners at New Castle are well cared for, and the county superintendent and the sheriff deserve credit for their care and painstaking.

The basement and the cells of the county Court House have been examined and found clean and the sanitary condition excellent, due to the diligence of the officers in charge. There were 280 inmates at Farnhurst, and 189 prisoners at the jail.

The grand jury sees the need of, and recommends the following: First—On the first day of the session, the court should convene at 10 o'clock, or the jurors and witnesses should be subpoenaed to appear until 12 o'clock.

Second—The county should provide some other place to pay witness fees than in the court room, while court is in session. The present plan detracts from the dignity of the court, and is annoying to the witnesses.

Third—The bailiffs and tipstaves detailed to keep order in and about the court room should be uniformed so that strangers coming to and into the court room could recognize those in authority.

Fourth—More room should be provided for the county prisoners immediately.

Fifth—At least \$5,000 should be provided for the purpose of furnishing beds, heating apparatus and establishing a hospital in the third story of the county almshouse, for which the room is already provided. This jury has seen a man with a broken leg, and one with typhoid fever together in a small room at this institution, for the reason that no quarters other than this are provided, because of a lack of funds. It is our opinion that the means of fighting fire are inadequate.

Sixth—The General Assembly should enact a law in conformity with section 30 of article IV of the new Constitution, giving to the Municipal Court of this city original jurisdiction of violations of the law in regard to the sale of intoxicating liquors, and the offense of carrying concealed deadly weapons. The penalty for the last offense is imprisonment not exceeding thirty days, yet the person so charged is often confined two or three months before their cases are tried. Experience has shown that in cases against intoxicating liquor laws that the witnesses are very often tampered with before their cases reach the grand jury. Those offenses should be transferred to the Municipal Court, where speedy trials could be had at a small expense in comparison to the present system.

The grand jury gratefully acknowledges the patience and uniform courtesy of the court and its officers, and especially the scenery, which was as realistic as ever been produced in this city. The approaching curtain scene was greeted with loud applause.

The court ordered the report to be spread upon the records, a copy sent to the Levy Court and another to the Legislature. The jurymen were thanked by the court for their services and the expeditious manner in which the business before it was disposed of.

—St. Joseph's Home will give an entertainment on February 21.

STOLE FROM HIS RELATIVES

At Least That is the Charge Brought Against James Calhoun in City Court.

ELLA WERSHING DISORDERLY

AND SHE WAS FINED \$10 BY JUDGE BALL FOR SO BEING. OTHER CASES DISPOSED OF BY HIS JUDGESHIP THIS MORNING.

Several cases of interest were heard before Judge Ball at this morning's session of Municipal Court, in all of which justice was properly administered.

When the case of Mrs. Ella Brown, charged with disorderly conduct, was called Ella promptly arose from a seat in the prisoners' dock.

"Mr. Ball," said she, "my name is not Brown now, I've been divorced and I'm Mrs. Wershing at present."

The complaining witness was Mrs. Carrie Barnico, of No. 21 Robinson street. Mrs. Barnico testified that the defendant had roomed with her for some time, and was indebted to her in the sum of \$11. On Tuesday they had the trouble regarding payment of the bill, whereupon Mrs. Brown started to pack up her clothing and leave the house. She did not leave, however, at that time. When Mrs. Barnico returned home from her work yesterday noon she found that Mrs. Brown had departed, bag and baggage.

The woman did not remain away long, but came back to Mrs. Barnico's house yesterday afternoon in a state of intoxication. Soon a fight ensued and both women were rolling over the floor in a wool-pulling match. Mrs. Barnico's baby, which had been placed on a table in the kitchen for safe keeping, was knocked off to the floor during the melee, and its cries blended with the rumbling made by the pugilistic women.

The noise attracted the attention of Mrs. Augusta Newman, who lives next door to Mrs. Barnico, and, entering the latter's house, she succeeded in separating the fighters. Mrs. Brown was later arrested on a warrant by Officer McGillon.

Mrs. Barnico was excited when giving her testimony this morning, and spoke in a loud tone of voice. Mrs. Brown was equally aroused, and the two women glanced at each other over the heads of Clerk Adams and Chief Dolan.

"You was drunk and I was sober," said Mrs. Barnico, addressing the defendant.

"You were drunk, too, and so was that woman" (pointing to Mrs. Newman), replied Mrs. Brown. "I admit I do get full sometimes, but you two are always drunk."

Judge Ball put an end to the altercation by imposing a fine of \$10 and costs upon the former Mrs. Brown.

James Calhoun was arraigned on the charge of the larceny of two watches, a gold and silver one, the property of his sister and brother-in-law, Mr. and Mrs. Joseph Rush, of No. 15 East Twenty-second street. Calhoun was arrested by Sergeant Bailey on Front street last night, and the gold watch, valued at \$45, was found on his person. A pawn ticket for the silver watch, valued at \$22, was also discovered in one of his pockets. He was held in \$200 bail for upper court.

Ellis Hackler, a young man, was charged with assaulting John Whitecraft. Heckler was arrested on a warrant sworn out by Whitecraft, who was informed that the prisoner was the one who assaulted him. He discovered his mistake this morning and informed the court that Heckler was innocent. The defendant was dismissed.

Thomas McGinley was charged with the larceny of \$7, the property of Thomas Kelley. As the prosecuting witness could not be found the case was dismissed.

The following cases were also disposed of: Abel Riggs, drunk and disorderly, \$5 and costs; Annie Robinson, drunk and disorderly, \$5 and costs; James Connolly, Robert Hinton, John Brown, drunk, \$1 and costs each.

KING'S DAUGHTERS ELECT.

Dover, Del., Feb. 8.—The following officers were elected last evening by the King's Daughters: President, Mrs. Eliza Walker; vice-presidents, Mrs. Jallie Todd, Mrs. Maggie Stevenson; secretary, Miss Kate Haman; treasurer, Mrs. Prescilla Richardson.

KENT COUNTY ATTORNEY.

Dover, Feb. 8.—John D. Hawkins, James L. Wolcott, Alexander M. Daly and Thomas C. Frame, Jr., are applicants for the position of attorney for the Kent county Levy Court. The appointment will be made today.

EXCEPTIONS IN SMITH CASE.

Peter L. Cooper, Jr., has filed exceptions to the finding of Commissioner Baldwin Springer in the divorce suit of Wilford L. Smith vs. Ella S. Smith. Mr. Cooper represents the defendant.

"A PLEASANT JOURNEY."

"A Pleasant Journey" will be the subject of Rev. David McAllister's address at the Y. M. C. A. meeting on Sunday afternoon. The Temple Male Quartet will render a musical program.

WILMINGTON AND NORTHERN COMMUTATION AND MILEAGE TICKETS.

Formerly sold only at general offices of the company, are now on sale at ticket office, French street station.

AGENT RESIGNS.

Louder T. Layton has resigned his position as ticket agent for the B. & O. railroad, at the Market street station, to accept a position in Philadelphia.

ARRESTED IN SERIOUS CHARGE

Dr. Joseph P. Pyle Charged With Assault With Intent to Commit Murder.

MISS YEATMAN THE VICTIM

ALLEGED FAMILY QUARREL RESULTS SERIOUSLY AND PENNSYLVANIA EXTRADITION PAPERS HAVE BEEN HONORED BY GOVERNOR TUNNELL—HEARING BEFORE CHIEF JUSTICE LORE ON FEBRUARY 17.

Dr. Joseph P. Pyle, of this city, has been arrested and held to await the result of the habeas corpus proceedings which have been instituted and which will be heard by Chief Justice Lore on February 17.

The charges against Dr. Pyle are assault, aggravated assault and assault with intent to commit murder upon Miss Florence Yeatman, at the latter's home, in Kennett township, Chester county, Pa.

The assaults are alleged to have been committed three weeks ago and were the result of a family misunderstanding. Miss Yeatman being the sister of Mrs. Pyle.

About a month ago Mrs. Pyle went to visit her father, in Kennett township. She became ill and on the night on which the assaults are said to have been committed, Dr. Pyle, hearing of his wife's illness, went to see her.

The physician saw his wife and late in the evening he and Miss Yeatman so it is alleged, became involved in a dispute. The charges in the warrants which were issued for Dr. Pyle's arrest allege that he struck and injured Miss Yeatman.

The warrants could not be served by Sheriff Butler, of Chester county, as Dr. Pyle had come to Delaware.

Extradition papers were secured for Dr. Pyle by Governor Stone and they were honored on Tuesday evening by Governor E. W. Tunnell.

The habeas corpus proceedings will be heard by the chief justice on February 17.

The case will be tried in West Chester in about two weeks.

MRS. McFERRIN BURIED

SHE DIED IN CAMDEN AFTER A LONG ILLNESS.

The funeral of Mrs. Ada M. McFerrin, aged 55 years, took place from the residence of her parents, Mr. and Mrs. Albert H. Goodnow, No. 314 East Eighth street, today.

Mrs. McFerrin had been ill for nearly eight years. About seven months ago she was taken with stomach trouble, being confined to her bed all the while. Her death was due to this cause. She died at her home in Camden, N. J., on Monday last.

Floral offerings were numerous, the designs being appropriate and pretty. The casket was of walnut, covered with a pearl colored material and lined with silk.

The body of the deceased was elegantly clothed in white silk. Services were conducted by Rev. A. N. Keigwin, D. D., pastor of West Presbyterian Church.

Mrs. McFerrin had but one child, which died while quite young. She is survived by her husband, G. W. McFerrin, of Camden; her parents and two brothers, Frank and Albert Goodnow. Interment was made at Riverview Cemetery.

THE IDEALS.

The announcement that the Ideals and Howson's Twentieth Century Band and Orchestra are to be at the Opera House all next week will probably cause a popular attraction. The week's engagement will open on Monday night with an elaborate scenic production of the melodramatic play, "In the Heart of the Storm," which has the reputation of being far superior to anything of a kind ever attempted here by a popular company.

G. A. R. ANNUAL VISIT.

On Thursday evening Department Commander William H. Moynihan will begin his annual visit to G. A. R. posts. On Thursday evening he will visit DuPont Post; Monday, February 12, Smyth Post; Wednesday, February 14, Sheridan Post; Monday, February 19, Sumner Post. He will also make a tour of the posts of the state.

MEETING OF SCHOOLMATES.

Mrs. Rhoda Roubush, of Milford, came to this city today to see Mrs. Lucetta Willard Treat with an invitation to lecture on "Grand Rapids, Mich., who lectured on "The Twentieth Century Child and How to Meet its Needs" at Friends' School this afternoon. Mrs. Roubush and Mrs. Treat were schoolmates at the Emma Willard Levy Female Seminary.

TO MEET ON MARCH 8.

The annual meeting of the Women's Home Missionary Society of the Wilmington Conference will meet in Dover on March 8 and not otherwise, as has been announced. The members from this city and other points north will go to Dover on a special train.

A MUSICAL ENTERTAINMENT.

A concert will be given at Gilbert Presbyterian Church, Thirteenth and French streets, tomorrow evening by the Lincoln University Musical Club. On Sunday afternoon the club will sing at the gospel meeting at the Y. M. C. A.

ADMITTED TO CHANCERY.

Francis DeH. Janvier was admitted to practice in the Court of Chancery at yesterday afternoon's session.

OFFICERS MAKE A GOOD ARREST

Pierce and Shields Took Walter Christy Into Custody on Suspicion Today.

SOLD WATCH AND CHAIN

WERE FOUND UPON THE PRISONER WHEN HE WAS SEARCHED—CHRISTY WAS RELEASED FROM NEW CASTLE JAIL YESTERDAY MORNING.

Patrolmen Shields and Pierce, of the second district, made what may prove to be an important arrest, when they took Walter Christy, colored, into custody this morning.

Christy, who is well-known to the police, was noticed about noon today by the officers coming out of a second-hand store on Front street, and acting in a suspicious manner. The policemen determined to arrest the colored man upon general principles and inquire into his actions. He was accordingly taken into custody on the P. W. & B. railroad tracks between King and French streets.

Christy professed to be surprised at his arrest, and said he had done nothing. He was taken to the patrol station, and upon being searched a lady's gold watch and neck chain were found wrapped up in a handkerchief and concealed beneath the waistband of his trousers. In his hip pocket was a 22-calibre five-chamber revolver, fully loaded. In his coat pocket he carried an extra soft brown hat and a pair of tan gloves. Christy was at once sent to the police station, and locked up, a charge of carrying concealed deadly weapons being placed against him.

The watch found upon the negro is a valuable one, of the hunting case pattern, costing probably \$40 or \$50. It is of 14-karat gold, and upon the inside the initials "E. E. T." are engraved. On the outside case the initial "T." in an old English pattern, is cut. The neck-chain is also gold. Upon the chain is a small gold clasp, in which are set four pearls and a ruby.

Christy was released from New Castle jail yesterday, where he has been serving a year's term for robbing the house of Edward Brighurst, of Brandywine hundred. He claims that the watch was sold to him this morning by a "tall yellow man" for \$125. He also states that he stayed at his home in Newport last night, and walked in town today. The arrest is considered an important one.

PROPERTY CHANGES OWNERS

NUMEROUS TRANSFERS RECORDED AT THE CITY REGISTRY BUREAU.

The following transfers of property were recorded at the city registry bureau:

John T. McDonnell and wife to William J. Hayes, two-story brick dwelling No. 717 Pine street.

James H. Hofferker, Jr., and wife to William R. Meibohm, Jr., three lots at Ninth and Broome streets.

Allen B. Clement and John R. Farra, executors of Marion Spencer estate, to Lewis S. Fell, property on Washington street, between Fifth and Sixth.

John A. Matthews and wife to Mary Alkin, two-story brick dwelling Sixth and Monroe streets.

Equitable Guarantees and Trust Company to Louis Olivier, two story frame dwelling No. 1914 West Eighth street.

Patrick Fahy and wife to David Dangel, property at Second and Connel streets.

P. J. O'Hara to John E. Purry, brick store and dwelling northeast corner Fourth and Adams streets.

Executors of Elizabeth B. McComb estate to Harry B. Donelson, property at Taylor and Lombard streets.

Charles A. Cook and wife to Charles M. Griffenberg, two-story brick dwelling on Tenth street, between Monroe and Adams.

Howard Garrett and wife to Hubert Cassidy, property at the intersection of Oak and Clayton streets.

Marion N. Wood and wife to John A. Matthews, two-story brick dwelling Pennsylvania avenue and Scott street.

Executors of David Eastburn estate to Joseph M. Jeffers, property at Claymont and Lobdell streets.

The Guaranty Savings and Loan Association to Elizabeth A. Dillon, property at No. 409 Eighth avenue.

John L. Lill and wife to Stephen G. Cordale, property on Lobdell street, between Claymont and Heald.

DROOPING B. & O. STOCKS.

At New York yesterday B. & O. common opened at 63 1/2 and closed at 62 1/2. B. & O. preferred opened at 77 1/2 and closed at 77. For B. & O. bonds 6 1/2 was bid. The Sun says that "the most conspicuous net declines were in American Tobacco, B. & O., etc."

FUNERAL AT MONTCHANIN.

Prosper Capelle, aged 78 years, was buried from his late residence at Montchanin this morning. Solemn requiem mass was celebrated at St. Joseph's R. C. Church, and interment made in the adjoining cemetery.

CHARGED WITH LARCENY.

Samuel Emory was before Magistrate Daley last night, charged with the larceny of a coat and vest on December 26, the property of James Dudley. Owing to insufficient evidence, the case was dismissed.

CONSTABLE SOLD A STORE.

Fifty dollars was realized from the stock and fixtures of the store of Able Brierley, Shallowcross avenue and Scott street, which were sold by Constable Windish yesterday.

NEW CASTLE POSTMASTER

DECIDED OBSCURITY AS TO MR. HUNTER'S SUCCESSOR—OTHER NOTES.

Special Correspondence, Evening Journal, New Castle, Feb. 8.

Postmaster Hunter's term of office expired on January 31, but as yet his successor has not been appointed. The friends of the two most prominent candidates, John G. King and H. A. Denison, are claiming that their man has been recommended by Colonel H. A. DuPont. It is said that ex-Marshall H. H. McMullin has hopes of getting the appointment, and, as his friends say, "he has powerful influence" that will land him in office. It is understood that Levi C. Bird is Mr. McMullin's strongest supporter.

Congressman Hofferker has sent to President McKinley the name of George W. Vantine, but even Vantine's friends say he has little prospects of being named, and that the attitude of the regulars in rejecting the peace proposal of the unions only strengthens the cause of the regular republican candidates. The friends of Denison claim that DuPont can't afford to turn their man down, as on his appointment hinge three legislative votes for United States senator, and they believe Colonel DuPont wants those three votes either for himself or for someone he names.

On the other hand King's friends claim that seven-eighths of the republicans of the hundred want him, and that for someone else to be recommended means to displease the men who do the work of the campaign. It can be readily seen that Colonel DuPont will have a crop of enemies whoever he recommends, but that he has already named someone is not doubted.

DOESN'T WANT TEMPERANCE TRACTS.

Monty A. Cole, the dental student of the University of Pennsylvania, who is serving a five-year sentence in the county jail in this city on the charge of manslaughter in killing George Montague with a baseball bat in the city of Wilmington on May 22, 1899, received a pamphlet several days ago entitled "The Final Night." The story deals with the Dover ban on liquor, and taught a temperance lesson. Cole read it hastily and said: "It has no practical bearing on my case. I am not a bank burglar or looter or thief. My crime is of a different nature. Give it to somebody who drinks. I have nothing to drink other than milk, coffee and water."

R. J. FERGUSON BURIED.

The funeral of Robert J. Ferguson, aged 66 years, took place from his late residence, Ninth and School streets, today. Interment was made at White Clay Creek Cemetery.

STATE FAIR OFFICERS.

The Delaware State Fair Association has selected the following officers: President, George A. Millington, of Dover; secretary, A. N. Browne, of Dover; treasurer, Sheriff John B. Wharton, of Dover; marshal, D. M. Wilson, of Dover, and corresponding secretary, Hanlove Hayes, of Dover. The next fair will begin on October 2 and continue for three days. The association decided to issue no passes, and even the officers attending the fair will have to pay the admission price.

RAILWAY DECISION LATER.