3-16-1889

West Side News March 16, 1889

Orville Wright

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Repository Citation
Wright, O. (1889). West Side News March 16, 1889.

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Vol. I.

West Side News.

PUBLISHED WEEKLY.

Orville Wright - - - Publisher.

TERMS:—One year, forty cents. Ten weeks, ten cents.

DAYTON, OHIO.

Circumstantial Evidence.

Hon. O. H. Smith in his Reminiscences of Early Indiana Trials, relates the following:

Judge Eggleston said: "There is but one case on the docket for trial, an appeal case, damage claimed five dollars. I feel quite tired, and will be obliged to my associates to try the case." "Certainly," replied Judge Cushman.

The case was called. Henry Cooper was for the plaintiff, and Hiram Brown for the defendant. The case was submitted to the court. The action was for damages; five dollars claimed for killing the plaintiff's dog. The witness swore that he saw the defendant running with his rifle across his yard; saw him lay it on the fence; saw the smoke; went to where the dog lay, and saw the bullet-hole just behind the fore leg. Here Cooper rested with a triumphant air, and indeed, to the common eye, the case seemed beyond hope; but to the mind of a skillful advocate, capable of drawing the distinction between positive and circumstantial evidence, a different conclusion was come to.

Breckenridge's Miscellanies, and Phillips' Evidence, stating the danger of listening to circumstantial evidence, and enumerating many lamentable cases of convictions and executions for murder upon circumstantial evidence, when the convicts were afterward proved to be entirely innocent, had been widely circulated and extensively read by the courts and lawyers until the tendency of the courts was to reject circumstantial evidence. My friend, Mr. Brown, an ingenious attorney, of fine talents, and by the way, rather waggish, said: "A single question, Mr. Witness; can you swear you saw the bullet hit the dog?" "I can swear to no such thing." "That's all Mr. Cooper; a case of mere circumstantial evidence, Your Honors." Cooper's countenance fell; defeat stared him in the face; the case was submitted to the court without further evidence. Judge Cushman said: "This is a plain case of circumstantial evidence; judgment for the defendant."

Cooper, with great indignation, with his eyes on Brown, remarked: "When I die I wish it engraved on my tombstone, here lies Henry Cooper, an honest man." Brown rising as quick as thought, replied: "Pope says an honest man is the noblest work of God. There have been atheists in the world—Bolingbroke of England, Voltaire of France, and Tom Paine of America, with a host of other infidel writers who may be named; they all have done nothing against the Almighty. But let Henry Cooper be held up in the midst heavens by an angel, for the whole race of man to look upon; and let Gabriel, with his trumpet, announce to the gazing worlds, this is God's noblest work, and all the human race would become atheists in a day.

NEW STORE! NEW GOODS!!

New Stock of Fancy Goods and
Milinery, Ladies and
Gent's Furnishing and Notions.

Please Call and see us.
The News is making arrangements to procure a basket in which to file away the effusions of our spring poets.

A petition praying the city council to grant a new franchise to the Natural Gas Company, is being circulated on the West Side. Since the company has expended a large sum of money in bringing the gas here, a franchise of some kind should be granted. Yet it should be remembered that a better opportunity for obtaining good terms for our people will not occur again. If the rates offered by the company are not satisfactory, now is the time to have them changed.

John Ericsson.

John Ericsson, who recently died at the age of eighty-six years, certainly deserves to be ranked among the world's real noblemen. Of a modest and retiring disposition, he devoted his long life to the invention of useful machines, without stopping to count up the dollars and cents they would bring him. He has not figured as prominently in newspapers as Vanderbilt and Gould, but when they are forgotten and he is almost forgotten, we shall still feel the benefit of his labors.

His invention of the iron-clad Monitor gives him his greatest notoriety; but those who are familiar with his works, consider his peaceful inventions of much greater value than his war ship.

The world moves so fast that it seems almost impossible to think of him as one of those who helped work out the problem of steam locomotion, yet his long life carried him back to a time when railroads were considered a failure. Before his death the world was almost covered with them.

During the latter part of his life he was engaged in inventing a submarine torpedo gun, and in working out one of his greatest inventions, his solar engine.

In the past few years many great men have died, emperors, kings and generals, but in no case has the world met with so great a loss as when this white-haired toiler passed away.

LOCAL NEWS.

What kind of time do you keep, city, or city council time?

Republican primaries will be held next Tuesday evening, at the usual places.

Rev. G. M. Mathews has been confined to his room several weeks by sickness.

D. O. Kimmel's "naillless," building on Summit Street, is attracting considerable attention.

Several new stores have been started in our part of the city. People should keep their eyes on the advertising columns of the News and find out what is going on.

Mr. George Congdon has purchased the property of Mr. Tomlinson, on South Williams Street, and expects to occupy it soon.

A red glow in the skies Saturday evening announced the safe arrival of natural gas in our city. [This is a free notice. No charges.]

The revival services at the Summit Street U. B. Church have been brought to a close. About two-hundred and fifty were converted during the meetings.

Work has been commenced on the new base ball grounds, just north of the old Wolf Creek bed. The first game will be played on the 30th of this month.

Is it not pleasant to run to the door, expecting to get a handful of letters, and be met with the question: "How many voters here, please?"

Top time and marble time will soon be here.

Spring is here. Carpenters, masons and bricklayers are hard at work, and our homes will soon be turned upside down for the annual "'clarin' up spell."

Don't stay away from the primaries, and then complain because the nominees are not the ones you wanted. If you want good men nominated, go and help choose them.

The Society of Christian Endeavor of the Broadway M. E. Church held a supper at the residence of Mr. Fonts, on West Third Street, Tuesday evening, March 12th.

Wednesday afternoon a fight occurred near the Third Street car stables, between Edwin Hutch, a member of the Soldiers Home police force, and August Shroder, an inmate of the Home, in which the latter was seriously injured.

The members of the "Young Buckeyes," a club of young boys, took up a subscription to get a pair of crutches for Alfred Mullen, who had a foot cut off by the Dummy. On Monday evening, March 4th, they were presented to him. The boys hope to see him out on his new crutches soon.

Colonel Alexander Hogeland, president of the Boys and Girls National Home and Employment Association, delivered an interesting lecture at the Summit Street U. B. Church, Friday evening, before a large audience. He is an interesting speaker, and held the closest attention of the entire congregation.

A street car horse dropped dead last Friday morning, a little west of the Fifth Street bridge. The company had bought it the night before and was training it to the car. It began kicking and falling down was tramped upon by the other horse and run over by the car. Heart trouble caused its death.
GENERAL NEWS.

Pope Leo last Sunday entered upon his 80th year.

Many cities in the east were shaken by an earthquake, March 8th.

The German emperor now has his Berlin palace lighted with electricity,

The weaver's strike at Fall River Mass., has thrown about six thousand men out of work.

The Shah of Persia was the first royal ruler to send his congratulations to President Harrison.

Miss Mary L. Booth, the editor of the Harper's Bazaar died at her residence in New York on March 6th.

The empress of China has just ennobled three generations of Sir Robert Hart's ancestors, although they all are dead.

Capt. John Ericsson, the famous Swedish engineer who designed the iron-clad war-vessel Olga, is still retains command of the army.

Mr. Proctor Vanamaker is fifty-two.

Mr. Blaine is the youngest, not having reached his forty-eighth year. Mr. Blaine and Mr. Rusk are about the same age—50.

Mr. Proctor is fifty-eight, Mr. Tracy sixty, and Mr. Wanamaker fifty-two.

The president sent the following nominations to the Senate: Thos. W. Palmer of Michigan for minister to Spain; John F. Swift, of Cal., to Japan; John D. Washburn, of Mass., to Switzerland; Geo. Tichnor, of Illinois, to be assistant secretary of the treasury; Albert G. Porter, of Indiana, envoy to Italy. John A. Erlanger, of Illinois, to Denmark. The Senate has confirmed the nominations.

An official German paper published a sensational telegram from Samoa that the German war-vessel Olga bombarded Matai'a's camp. The captain of the American man-of-war protested and his protest being disregarded he opened fire on the Olga which much injured that vessel. Thereupon on the Olga directed a torpedo at the American vessel blowing her up with all on board. The publication of this report in the United States has aroused intense feeling, though in official circles its truth is discredited.

WALL PAPER STORE!!

Thomas W. Beachem,

NO. 1037 WEST THIRD STREET.

I have opened a Store and am prepared to furnish Wall Paper of all grades as low as any Wall Paper store in the city. None but first class paper hangers employed. Designs and estimates furnished.

J. A. GILBERT.

Coal, Wood, Coke, etc.

The Lowest Prices for Cash.

1226 West Third St. Telephone 665.

FEED STORE ASK FOR

For the people on the West Side.
Brown's Tar Soap
If you will give me a call
IT IS THE
I will treat you well.

H. RUSE
Have feed of all kinds at the lowest prices.
1040 West Third St.

Watches!! Clocks!!

A Forty Dollar Watch at 25 Dollars,
A Ten Dollar Watch for Five Dollars.

Watches in good running order, $1.50 to $2.00. We sell on weekly payments at Rock Bottom Cash Prices.

Watches and Clocks repaired.

ROLLA D. COTTERILL,

12 East Fifth St.

GO TO

Cleveland Laundry,

1208 West Third St.,
For Fine Work.

For Square Dealing
(16 oz. to the pound) call at the

COTTAGE GROCERY,
N. W. Cor. Third & Summit Sts,
Hoffman & Bartels.
W.A. LINCOLN,
1143 West Third St. West Side.

JUST RECEIVED
a beautiful new line of
Handkerchiefs, new A-
prons, new Muslins, new
Ginghams, new Rushings,
new Prints, new Hosiery
and new Embroideries,
which we are selling at

BOTTOM PRICES.

We will sell for the next
week, Dress Goods, Flan-
nels, Table Linens, Com-
forts, Blankets, Wool Ho-
siery and Underwear for
less that

Wholesale Prices.

We must make room
for new goods and will
give you

BIG BARGAINS
for the next ten days.
Come and see. Will save
you money.

W. A. LINCOLN,
W. Third St., Bet. Williams and
Broadway Sts., West Side.

Cappel & Turner
Are making the best
Home made Bread,
Oakes and Pies,
In the city.
1036 WEST THIRD ST.

SMOKE
F. P. THOMPSON'S
"FIGARO,"
Hand Made Cigars.
There is no better in the market.
Ask your Dealer for It.

Sidwell & Salisbury,
DEALERS IN
DRUGS, MEDICINES,
CHEMICALS,
FANCY AND TOILET ARTICLES,
BRUSHES, PERFUMERY,
Choice Tobacco and Cigars.
1140 West Third St.

GO TO
Popular Shoe Store
FOR
BOOTS. SHOES,
SLIPPERS, &c.
Best Goods in the City at the
LOWEST PRICES.

Sternberger & Pollock
NORTH EAST COR. THIRD
AND JEFFERSON STS.

Rev. J. V. Updike.
The above is a good picture of
Rev. J. V. Updike, the state evan-
gelist of the Christian Church,
who is now holding revival ser-
dices at the Church of Christ,
corner of Sixth and Brown Streets.
He is an able, ready, and magne-
tic speaker, and a very successful
evangelist.

Publishing a Newspaper under
Difficulties.

We begin the publication of the
Rocoy Mountain Cyclone with
some phew diphphiculties in the way.
The type phounders phrom
whom we had bought our outphit
phor this phphic phailed to sup­
ply us with any ephs or cay ·, and
it will be phour or phive weexs be­
phore we an
any. The mis-
taque was not phound out till a
day or two ago. We have order­
ed the missing letters, and will
have to get along without them till
they come. We don't lique the
loox ov this variety ov spelling
any better than our readers, but
mistax will happen in the best
regulated phamilies, and iph the
phs and cs and xs and qs hold out
we shall ceep (sound the c hard)
the Cyclone whirling aphaer a
phashion till the sorts arrive. It
is no joque with us—It's a serious
aphhain. — Rocky Mountain
Chronicle.