# LOOKING BACK

## *100 Years Ago From The Pages of The Walton Reporter*

100 Years Ago,

**SATURDAY, NOVEMBER 27, 1926**

## THE WEEK IN WALTON

### What We Are Talking About at the County Hub

Harry Pettis cut the ends of three fingers painfully while harvesting cabbages one day this week. Dr. J.A. Holley dressed the injury.

Henry Wilson will open his amusement hall in the former Munn building on Thursday, Dec. 2. Mr. Wilson has installed five pool tables and a billiard table in the front part of the building and immediately in the rear, but separated by a partition, four bowling alleys.

The annual New Year's ball of Company F will be held this year on Tuesday evening, Dec. 28, with music by the Kings of Melody of Binghamton. Company F and the other units of the Tenth Infantry will take part in the inauguration of Governor Smith in Albany on Saturday, January 1st.

The sum of $2,500 each from the estate of the late Newell Cable has been paid by the executor, John G. More, to the six churches remembered in Mr. Cable's will. The churches are the Congregational, Episcopal, Methodist, United Presbyterian, Reformed Presbyterian and Free Methodist. A further distribution will be made later as the settlement of the estate proceeds.

Holliday Babcock, steam shovel operator on the town highways, has been keeping in the town sheds at West End the Ford runabout in which he goes to and from work. On Wednesday night of last week some one stole every tire off the car. Mr. Babcock says that if the thief comes to him he will make him a present of the machine to go with the tires.

Postmaster General New has issued an order directing that at least one complete delivery by city and village carriers be made in the forenoon on Christmas day. Though last Christmas all postal employees were given a holiday, it was pointed out that suspension of work on Sunday, the day following Christmas, necessitates some of the holiday congestion being cleared away Christmas morning.

The fall clean up this week, Tuesday and Wednesday, proved very successful. Between forty and fifty loads of rubbish were carried by trucks to the dumping grounds on George Pierce's flats and householders were relieved of a large accumulation of tin cans and other rubbish which in former years they had to keep until spring. President Courtney states that the fall clean up has proven itself so popular that it will become an annual affair.

The Standard Engineering & Construction company of Toledo, Ohio, which took apart the old bridge a few weeks ago, are expected to arrive this week to move the parts to the new site and erect the bridge immediately. The concrete piers have been standing for several weeks. The farmers and those interested joined forces in drawing stone for filling in the Walton side Wednesday. Ambrose Jaycox has taken the job of building the road to the bridge on the Tompkins side and has been working at it for some time. -Rock Rift correspondent.

A new set of safe deposit boxes has been installed in the vault of the First National bank for the accommodation of patrons who wish protection for their securities and valuable papers. The Walton bank will pay out about $37,000 on December 10th to members of its 1926 Christmas club, numbering between seven and eight hundred. The Christmas club is becoming more popular each year, providing as it does a systematic week by week form of saving with the total amount paid in during the year turned over to members of the club in time for the Christmas shopping season.

Attorney A.G. Patterson was struck by a taxi in Albany Tuesday evening of last week and suffered a fracture of the right arm and other injuries which have confined him to his home most of the time since his return last Friday night. Mr. Patterson went to Albany on Monday of last week to argue the case of Quinn vs. Flynn, which came up for hearing Tuesday before the appellate division of the supreme court. He left the court house on Lodge street about five o'clock Tuesday evening in company with a number of other persons. He was crossing State street to go to the Wellington hotel when a yellow taxicab coming northward along Lodge street turned from that street into State street and ran down Mr. Patterson and another man. The Walton attorney was struck on the left chest by the taxi but managed to hold onto the hood of the machine until the driver brought the car to a stop. His injuries were treated at the City hospital, where it was found that his right arm was broken at the wrist, a bad gash cut in the fleshy part of his right hand, at least one rib on his left side was fractured and one knee injured. The taxi ran over both legs of the other man who was struck but this person suffered no broken bones. Mr. Patterson was well over to the south side of the street, which is a wide boulevard, and the taxi driver was on the wrong side of the avenue.

## HEAR CASES ON APPEAL

### Delaware County Matters Before Appellate Division

## PEPACTON FARM TITLE

### Fishs Eddy Sand Bank Case and Crawford Insurance Matter Argued

Appeals in three Delaware county cases were argued before the appellate division of the supreme court in Albany during the past week.

One matter was the action brought by the heirs of Margaret Quinn against John W. Flynn, late of Pepacton. Margaret Quinn before her marriage was the daughter of Thomas Flynn, a brother of John W. Flynn. The plaintiffs in this action seek to set aside a conveyance made pursuant to a decree of Isaac H. Maynard while surrogate of Delaware county in 1881. Under the will of Thomas Flynn, father of John W. Flynn, who died in 1876, John W. Flynn, was given the life use of one-half of the testator's farm at Pepacton and upon his death the property was to go to the children of Margaret Quinn. In 1877 John W. Flynn started a proceeding against his father's estate to collect a debt of upwards of $1,400, which he claimed owing him, and the property of which he had life use was sold to him at public auction by the administrator of his father's estate to satisfy this debt, in accordance with a decree of Judge Maynard. John W. Flynn continued to live on the farm until his death in 1924. Soon thereafter the heirs of Margaret Flynn, who had never heard of the sale of the property, came on and claimed title and then for the first time learned of the deed given to their uncle, John W. Flynn, and the fact that he by his will had given it to his widow and sons. The Quinn heirs then brought action to set aside the deed of 1881 on the ground that the sale of the real estate was irregular. Justice Rhodes, who heard the case, decided that the procedure before Judge Maynard was regular as the law provided at the time. An appeal to the appellate division was taken and the matter was argued last week, as stated. A.G. Patterson presented the arguments for the plaintiffs and Judge McNaught of Stamford appeared for the defendants, the Flynns. E.E. Conlon of Downsville is attorney of record for the defendants.

Another Delaware county case was that of Lucy Travis and Jay Davis against George H. Johnson, Harvey Johnson, Thomas Johnston and Amos Bojo, an action involving title to a valuable sand bank at Tyler's Switch, near Fishs Eddy. This case was tried before Justice Kellogg, who in January last rendered a decision in favor of the defendants. The appellate division heard arguments on the appeal Friday, A.D. Peake appearing for the plaintiffs-appellants and S.H. Fancher and A.G. Patterson of Walton for the defendants-respondents.

On Monday the appellate court heard arguments in the action brought by four mutual fire insurance companies against Mr. and Mrs. John W. Crawford of Trout Creek and the Federal Land bank of Springfield, Mass. The barn on the Crawford farm burned in 1922 and insurance of $2,540 was paid to the land bank which held a mortgage on the place. The insurance companies later brought action asking that the policies be held null and void. The real reason back of the action is the claim that the fire was of incendiary origin but the case hinges on technical points in the issuance of the policies, notice of loss, etc.

Justice Kellogg, who heard the case rendered a decision in favor of the defendants, the Crawfords and the land bank. The appeal was argued by S.H. Fancher for the Crawfords and by William Roney of Ballston for the insurance companies.

## WRECK CAR AND TREE BUT PEOPLE ESCAPE

### To Avoid Collision Driver Leaves Road and Machine Runs Wild Across Lawn

(From Roscoe correspondent)

A serious accident in automobile movement happened at Roscoe last Sunday evening at about six o'clock. A Buick roadster came at what is reported a "terrific speed" tearing down Main street in the direction of Livingston Manor. As it passed pedestrians they stopped and turned to watch what might happen.

The occupants of the car were reported as "Peck" Swartz, driving, and Thomas Sheridan, of Livingston Manor, together with two young ladies, Miss Thelma Davenport of Roscoe and Miss Evelyn Knise of Rockland. And something happened. As they neared Broad street another car, occupied by Mrs. Joseph Taylor and her daughter, Miss Green, of Rockland, and Mr. and Mrs. H. Albee, was turning into Main.

At this critical moment, at the rapid speed at which the Buick was going, to avoid a collision the driver turned out toward a telephone pole, and to avoid that he ran the car over the sidewalk and over the lawn of the residence of Sidney Porter, dashing the machine to ruin against a maple tree. The marvel is that no one was seriously injured-only the car was a wreck and the tree will probably die.

This is only one of many instances in which the speed law is disregarded in passing through Roscoe. It would seem that an officer is sorely needed to enforce the speed law for the protection of life and property in this village.

## $30,883 LIABILITIES LISTED BY PAPPAS

### Walton Candy Merchant Files Bankruptcy Petition With Many Local Creditors

Liabilities of $30,883 are listed by Peter Pappas, proprietor of the Walton candy kitchen, in a petition in bankruptcy filed in federal court in Utica the latter part of the week. Assets are given as $20,056.

The Walton candy store has been closed for two weeks or more and about that time the Pappas family moved to Herkimer, where it is stated he has employment. The assets listed include real estate, $15,000; fixtures, $1,500; personal property, $2,300; stock, $750. Henry W. Retz of Walton holds a mortgage and chattel mortgage on the building and fixtures to secure $13,700. The DuBois jewelry store is located in the same building as the candy store and upstairs there are living rooms and offices. Cetta Brothers, shoe merchants, have purchased the equity of Mr. Retz in the building and if satisfactory arrangements can be made will doubtless assume the Pappas mortgage and move their store from 160 Delaware street to that location.

Altogether there are eighty creditors, including the following: Ernest Loudres and Elys Loudres, $300 each; S.H. Pond, $378; James Peake, $1,230; H.S. Ogden, $460; E.R. Howland, $157; Joseph Solo, $255; First National Bank, amount unknown to petitioner; O.J. Hoos, $100; Delaware Valley Agricultural Society, $100; Henderson Bros., $147; S.H. Osterhout, $485; J.E. Wood & Sons, $122; Smith Electric Shop, $90; Vannakin Lumber Co., $334; Harry Thomas, $95; St. John Bros., $130; and George Berris, $108, of Walton.

Other creditors include W.H. Dunne Co. of Norwich, amount unknown; George Pappas of Greene, $250; Tom Theodeon, $350; Boston Kandy Kitchen, $425; John Metside, $500 of Deposit; Brooks Candy Co. of Binghamton, $177; Frank Lamonica, $110; C.R. B. Co., $87; Oneonta Dairy, $25 of Oneonta; George Pantalocos, $600; Pagonnes Bros., $156, of Delhi; and Theodore Anogoust of Sidney, $840.

Mr. Pappas has conducted the Walton candy kitchen the past few years, having purchased the business from Berris Brothers. He did a wholesale candy business as well as retail. For some time it has been known that he was hard up financially.

## BOY SWALLOWS A NAIL

### Unadilla Lad Operated Upon for Its Removal

(From Unadilla correspondent)

Joseph, the eleven year old son of Mr. and Mrs. Albert Ireland, who reside across the river from Unadilla, in Delaware county, was taken to an Oneonta hospital and operated upon for the removal of an eight-penny nail the boy had swallowed.

The lad was operated on Wednesday forenoon and the nail was found lodged in the intestines, having passed through the stomach. The position of the nail was located by an x-ray. The unwelcome lodger was successfully removed and no further trouble is expected.

## LAST OF THE RAFTSMEN

### Arad Lakin Can Still Remember the River's Course

The Wayne, Pa., Independent in mourning the passing of the old Delaware river raftsmen, mentions Arad W. Lakin of Hancock as one of the few remaining steersmen who traveled the river in the days before automobiles and railroads made rafting an unprofitable business.

Lakin is 88 years old, but is said to be in perfect possession of his faculties and told newspapermen recently that he remembers every rock and curve in the river now, between Stroudsburg and Easton, just as clearly as in the days when he was at the steering sweeps of the lumbering river rafts.

## DELAWARE PROJECT AGAIN CONSIDERED

### Representatives From Three States Seek Execution of Another Water Treaty

The project of some day damming up the Delaware river as a source of water supply for New York city is not dead. It has been announced that the city will seek its next source of additional water supply in the watersheds between the Hudson river and the Connecticut and Massachusetts state lines, but the growth of the metropolis requires long looking ahead.

The Delaware river project fell through owing to the failure of Pennsylvania and New Jersey to ratify a treaty made in 1925 between these states and New York regulating the division of the waters of the Delaware.

A press dispatch published Tuesday says:

"After a year's inactivity, members of the Tri-state water commission have renewed efforts to draft a treaty under which the waters of the upper Delaware river will be allocated to New York, New Jersey and Pennsylvania.

"The plan on which the representatives of the three states are working is designed to be a compromise of the original treaty framed by the commission in 1925. This treaty was ratified by the legislature of New York, but rejected by New Jersey and Pennsylvania.

"The Pennsylvania criticism of the rejected treaty was that New York benefited most through it.

"Governor Pinchot, making a last effort to have a treaty drawn that would meet approval in each state before he retires from office, suggested that the conferees meet again. A call for a conference was issued last week by Dr. Charles H. Miner, secretary of the department of health and a member of the Pennsylvania group on the tri-state commission. Both New York and New Jersey responded favorably.

The conferees agreed that they would submit compromise demands for water from the river and these are to be made early next month. A meeting, scheduled for Monday in Philadelphia, was postponed in order to permit representatives of one of the states to receive engineering advice.

## CAN CONFISCATE AUTOS

### Bootleg Cars Bought on Installment Plan Are Not Immune

Automobiles being purchased on the installment plan, with title remaining in the motor company, were held by the supreme court of the United States on Monday to be subject to forfeiture by the government when used in the illegal transportation of intoxicating liquor.

The decision was in a case from Alabama. A somewhat similar proceeding has come up from Washington state.

The court divided widely. The cardinal question involved was whether the prohibition amendment and laws had repealed the old internal revenue laws relating to liquor. The majority answered this question in the negative, but Justices McReynolds, Sutherland and Butler strongly dissented, holding that there is now no tax on the manufacture and sale of intoxicating liquor for beverage purposes, and that seizure of automobiles under the taxing laws of the revised statutes is invalid.

Justice Stone announced that he concurred in the general decision of the majority but could not accept the grounds on which the majority reached that decision.

## IT WAS A REAL SMASH

### Three Cars in Mix-up in Downsville Sunday Night

(From Downsville correspondent)

Three motor vehicles figured in a serious accident on Main street in Downsville Saturday night about nine o'clock. The Ford coupe driven by Mr. Stone of Delhi collided with the coupe driven by Robert Hoy of Corbett. The impact was so heavy that the cars jammed into a Ford truck owned by Elmer Akins of Downsville which was parked in front of George Paternoster's, demolishing one wheel, mudguard and otherwise damaging it.

The other two cars were almost completely wrecked. Robert Hoy and O. Beadle who was with him received numerous bruises and Hoy is thought to have several ribs broken. Mr. Stone received several cuts on the face and was badly shaken up, but none were seriously injured.