The Project Gutenberg eBook of A Sketch of the History of Oneonta, by Dudley M. Campbell

This ebook is for the use of anyone anywhere in the United States and most other parts of the world at no cost and with almost no restrictions whatsoever. You may copy it, give it away or re-use it under the terms of the Project Gutenberg License included with this ebook or online at <u>www.gutenberg.org</u>. If you are not located in the United States, you'll have to check the laws of the country where you are located before using this eBook.

Title: A Sketch of the History of Oneonta

Author: Dudley M. Campbell

Release date: July 3, 2005 [EBook #16195] Most recently updated: December 11, 2020

Language: English

*** START OF THE PROJECT GUTENBERG EBOOK A SKETCH OF THE HISTORY OF ONEONTA ***

ONEONTA***

E-text prepared by Linda Cantoni and the Project Gutenberg Online Distributed Proofreading Team (https://www.pgdp.net)

A SKETCH OF THE HISTORY OF ONEONTA

by

DUDLEY M. CAMPBELL.

Oneonta, N.Y.: Herald and Democrat Press

1883

* * * * *

HENRY SAUNDERS

Bookseller AND Stationer,

Oneonta, N.Y.

Miscellaneous, School and Blank Books, Family and Pocket Bibles, Photograph Albums, Scrap Books, Pocket Books, Gold Pens, &c.

FINE WALL PAPERS

AND CEILING DECORATIONS

ALWAYS ON HAND

CHRISTMAS, VALENTINE, Cards NEW YEAR, EASTER,

IN THEIR SEASON.

Stationery and Stationery Articles of all Kinds.

GOOD GOODS! LOW PRICES!

* * * * *

MORRIS BROTHERS,

WHOLESALE

FLOUR

GRAIN

AND SEEDS.

CHESTNUT STREET,

ONEONTA, N.Y.

* * * * *

Mendel Brothers,

MAIN STREET,

Oneonta, N.Y.

DRY GOODS,

Ready-Made Clothing,

FURNISHING GOODS,

TRUNKS, TRAVELING BAGS, HATS, CAPS,

OIL CLOTHS, CARPETS, Etc.

THE LONGEST ESTABLISHED MERCANTILE HOUSE IN TOWN.

A SKETCH OF THE HISTORY OF ONEONTA

by

DUDLEY M. CAMPBELL

Preface.

In the preparation of the following pages, I have not attempted to give a complete history of the town of Oneonta. My main object has been to put into a more preservative form some of the facts that have been derived from the recollection of the older inhabitants as well as from family papers, which, in the lapse of time, would be forgotten and lost to the public. This is not so much a history as it is a sketch of history, but it may be made a beginning of a more pretentious historical work. I have endeavored to make it trustworthy, and in my efforts in this direction, I have not relied upon any information pretended to be conveyed in the recently published large "History of Otsego County," which is better known as a voluminous compilation of gross inaccuracies in which are transmitted to future times the names of the good and bad, equally bespattered with praise.

If the names of any of the older settlers have not received deserved mention, the omission is due to the fact that their representatives or those having information to give, have withheld or neglected to furnish facts which they alone could furnish.

D.M.C.

ONEONTA, April, 1883.

CHAPTER I.

The territory comprised within the present boundaries of the town of Oneonta, previous to the war of the Revolution, was little known except as the scene of many a sanguinary conflict between different Indian tribes which contended with each other for its possession. The Delawares, whose home was on the river bearing their name, had been in peaceful possession of the upper Susquehanna valley from time immemorial; but long before the outbreak of hostilities between England and her trans-Atlantic colonies, the Tuscaroras, a warlike tribe from Virginia, wandered up the Susquehanna from Chesapeake Bay and laid claim to the upper portion of the valley as their hunting-grounds. From that time, with brief and uncertain intervals of peace, up to the close of the Revolutionary struggle, the war between the contending tribes was waged with relentless fury. Many a proud chief and valiant warrior fell beneath the tomahawk and became the victim of the merciless scalping-knife.

Eventually the strife between these aboriginal tribes terminated in favor of the invaders, or Tuscaroras, who thereupon allied themselves with the Six Nations occupying the more northern and western portions of the state. They formed small settlements, one within the present town of Oneonta, at the mouth of the Otego creek, and another at or near the mouth of the Charlotte. The former was on the farm now owned and occupied by Andrew Van Woert; the other on what is known as the Island on the farm of James W. Jenks. At both these places Indian utensils and implements of war have been found in large numbers; at both, Indian orchards of some extent were standing a few years ago.

These Indian settlements were destroyed by a detachment of American troops under Gen. Sullivan, who passed down the river from Cooperstown in the summer of 1779. Making a dam across the outlet of the lake, Sullivan succeeded in causing the water of the lake to rise considerably above the common level, when by removing the dam the stream was greatly swollen, and upon its current the colonial force, numbering about 1,000 men, was borne down the valley. It is related that the natives had become terrified at the sudden diminution of the water of the river and had fled in great haste from their homes, leaving the way unobstructed for the safe advance of the patriot force. Between the source of the stream and Unadilla, it is supposed that but few Indian orchards, cornfields or huts were left standing near the river. At the mouth of the Schenevus creek, a notable exception was made in favor of the Van Valkenburg family, residing then on the old Deitz farm across the river to the east of Colliersville, where now may be seen a number of ancient apple trees of Indian planting, still in a vigorous and fruitful condition. This Van Valkenburg family being half-breeds and friendly to the American cause, their property and possessions were not molested.

Sullivan's passage down the stream was effected by means of batteaux and strong rafts, and owing to the windings of the channel, and the necessary army luggage, his progress, notwithstanding the increased volume of water that bore his barks along, was somewhat slow.

Unopposed by an enemy, through a country marked with rare beauty of scenery,

"Each boatman bending to his oar,

With measured sweep the burden bore,"

and with the advance of this small but daring patriot force, the Susquehanna valley ceased to be the permanent abiding place of the red men. A few scattered representatives of the once proud Tuscaroras and Oneidas built their temporary wigwams where convenience suggested, and derived such subsistence as the chase and stream afforded, but they were no longer a terror to the settlers.

In the expeditions sent out to the southwestward from Albany, and likewise in the marauding expeditions of the savages against the frontier settlements along the Schoharie, the Susquehanna valley, wherein is situated the village of Oneonta, became the common highway to both parties. The old

Indian trail, it has been ascertained, from the Schoharie fort to the west, passed down the Schenevus creek to its mouth, there crossed the Susquehanna, and continued down the northwest side of the stream, passed through the village of Oneonta nearly along the line of Main-st., thence crossing the river near the lower end of the village, it continued westward on the south side of the stream for some distance down the river, on toward the Chemung and the fort at Oswego. There was also another trail leading from Schoharie to Harpersfield and thence down the Charlotte creek to the Susquehanna.

"We had gone on about ten miles farther which brought us as low down as where Collier's bridge now crosses the river. Here we imagined that the Indians were possibly as cunning as ourselves, and would doubtless take the more obscure way and endeavor to meet us on the east side. On which account we waded the stream and struck into the woods crossing the Indian path, toward a place now called Craft-town." (Priest's Collection of Stories of the Revolution, published in 1836. "McKeon's Scouts in Otsego County.")

On the high ground, a little distance beyond the southern extremity of the Lower or Parish Bridge, there has been found within the past few years a large ring, which from the inscription traced upon it, is supposed to have belonged to one of Butler's Rangers. This ring is now in the possession of Dr. Meigs Case, and bears upon its outer side these words and letters: "Georgius Rex; B.R." It is supposed that the letters "B.R." are abbreviations for "Butler's Rangers."—"George, the King; Butler's Rangers."

In 1683 two Cayuga Indians gave the following geographical information to the justices of Albany regarding the valley. The quotation is from the Documentary History of New York, Vol. I, page 393, etc.:

"That it is one day's journey from the Mohawk Castles to the lake whence the Susquehanna river rises, and then ten days' journey from the river to the Susquehanna Castles—in all eleven days.

"One day and a half's journey by land from Oneida to the kill which falls into the Susquehanna river, and one day from the kill unto the Susquehanna river, and then seven days unto the Susquehanna Castle—in all nine and a half days' journey."

"The Indians demand wherefore such particular information relative to the Susquehanna river is sought after from them, and whether people are about to come there? The Indians are asked if it would be agreeable to them if folks should settle there? The Indians answer that they would be very glad if people came to settle there, as it is nigher than this place and more convenient to transport themselves and packs by water, inasmuch as they must bring everything hither on their backs. N.B.—The ascending of the Susquehanna river is one week longer than the descending."

In 1684, the Onondaga and Cayuga sachems made an oration before Lord Howard of Effingham at Albany, from which the following extracts are taken. I have preserved the original spelling:

"Wee have putt all our land and ourselfs under the Protection of the great Duke of York, the brother of your great Sachim. We have given the Susquehanne River which we wonn with the sword to this Government and desire that it may be a branch of that great tree, Whose topp reaches to the Sunn, under whose branches we shall shelter our selves from the French, or any other people, and our fire burn in your houses and your fire burns with us, and we desire that it always may be so, and will not that any of your Penn's people shall settle upon the Susquehanna River; for all our folks or soldiers are like Wolfs in the Woods, as you Sachim of Virginia know, we having no other land to leave to our wives and Children."

In 1691, the governor and council of the province of New York sent an address to the king of England, from which the following extract is made:

"Albany lies upon the same river, etc. Its commerce extends itself as far as the lakes of Canada and the Sinnekes Country in which is the Susquehannah River."

It appears that the ownership of the Susquehanna was the subject of no little dispute among the tribes composing the Six Nations.[A] The Onondagas claimed the country.

[Footnote A: From a record of a meeting of the mayor and aldermen of Albany in 1689 the Onondagas are called Ti-onon-dages.

In an old map found among the papers of Sir Guy Johnson the Schenevus creek or valley is called Tiononda-don. The prefix *Ti* appears to have been quite common among Indian names, sometimes used and sometimes omitted. Doubtless *Ononda* is the root of the word *Ti-ononda-don*. As the Onondagas had claimed the Susquehanna country, the Indian etymologist might naturally inquire whether there was any kinship between Tionondaga, Tionondadon, Onondaga and the word Oneonta. His belief in a common etymon might be somewhat strengthened by a quotation from a "Journal of What Occurred between the French and Savages," kept during the years 1657-58. (See Doc. Hist., Vol. I, p. 44*: [*Transcriber's Note: last digit illegible in original.]

"The word Onnota, which signifies in the Iroquois tongue a *mountain*, has given the name to the village called Onnontae, or as others call it Onnontague, because it is on a mountain.")

Perhaps the word Oneonta may have the same derivation or a like derivation as Onondaga—perhaps not. The reader is left to follow up the query. Among the Hurons who had been conquered by the Iroquois, a tribe is mentioned under the name of Ti-onnonta-tes. The name may have no relation to nor any bearing upon the derivation of the word Oneonta, but that there was such a tribe, the fact is given for what it may be worth.]

"At fifty miles from Albany the Land Carriage from the Mohawk's river to a lake from whence the Northern Branch of Susquehanna takes its rise, does not exceed fourteen miles. Goods may be carried from this lake in Battoes or flatt bottomed Vessels through Pennsylvania to Maryland and Virginia, the current of the river running everywhere easy without any cataract in all that large space."

The last quotation is from the report of the Surveyor General to the Lieutenant Governor in 1637.

The foregoing extracts appear to contain about all the information which the authorities at the provincial capital could glean of the Indians concerning the Susquehanna country, as it was called.

The few scattered natives who remained here after the establishment of peace, were, in 1795, removed to the reservation at Oneida, and became a part of the Indian tribes already settled there.

In volume III of the Documentary History of New York, a quaintly interesting letter of the Rev. Gideon Hawley may be found. The letter is interesting, because it may be safely regarded as the earliest authentic writing respecting this portion of the valley. Mr. Hawley was sent out as a missionary teacher to the Indians.

About this time a good deal of interest was being taken in the education of Indian youth. For the furtherance of this design, the Rev. Eleazur Wheelock established a school at New Lebanon, Conn., for the education of young whites and young Indians. This school afterwards ripened into Dartmouth college, and was removed to Hanover, New Hampshire. From this new-fledged seminary, the Rev. Mr. Kirkland was sent among the Oneidas, and his labors in that quarter eventually resulted in the founding of Hamilton college, at Clinton. From a similar school established at Stockbridge, Mass., and which appears to have been favored by the influence and good will of the celebrated Jonathan Edwards, Mr. Hawley was sent to Oquaga on the Susquehanna.

Oquaga was the Indian settlement near the site of the present village of Windsor in Broome county. Mr. Hawley's journey was from Albany up the Mohawk, across the mountains to Schoharie, thence along the valley to Schenevus creek and westward. As his letter, in the form of a journal, contains the earliest account that is known of the presence of white people within the present territorial limits of Oneonta, I hope the quotations I make from it may prove of some interest. The letter is dated July 31st, 1794. The first entry is as follows:

JULY 31st, 1794.

"It is forty years this date since I was ordained a missionary to the Indians, in the old South Meeting House, when the Rev. Dr. Sewall preached on the occasion and the Rev. Mr. Prince gave the charge. The Rev. Mr. Foxcroft and Dr. Chauncey of Cambridge, assisted upon the occasion, and Mr. Appleton. I entered upon this arduous business at Stockbridge, under the patronage of the Rev. Mr. Edwards. Was instructor of a few families of Iroquois, who came down from their country for the sake of christian knowledge and the schooling of their children. These families consisted of Mohawks, Oneidas and Tuscaroras. I was their school-master and preached to them on the Lord's day. Mr. Edwards visited my school, catechised my scholars, and frequently delivered a discourse to the children."

This quotation may serve to show what kind of man this early missionary was, and the deep interest then felt in the education and civilization of the aborigines. The formality with which the clerical harness was put on in the historic Old South Church, is strikingly in contrast with the way the missionary to the Indians is equipped now-a-days.

In the following quotations the dates are of the year 1753. May 22d of that year, a party consisting of Mr. Hawley, Mr. Woodbridge, a Mr. Ashley and Mrs. Ashley, set out from Stockbridge for Oquaga.

May 30th, 1753, a little more than a week after leaving Stockbridge, the party had its first view of the Susquehanna at Colliers. As the journal gives some description of our valley as it was then—one hundred and thirty years ago—I quote freely:

"Our way was generally obstructed by fallen trees, old logs, miry places, pointed rocks and entangled roots, which were not to be avoided. We were alternately on the ridge of a lofty mountain and in the depths of a valley. At best, our path was obscure and we needed guides to go before us. Night approaches, we halt and a fire is kindled; the kettles are filled and we refresh ourselves; and we adore Divine Providence, returning thanks for the salvations of the day and committing ourselves to God for the night, whose presence is equally in the recesses of the solitary wilderness and in the social walks of the populous city. With the starry heavens above me, and having the earth for my bed, I roll myself in a blanket, and without a dream to disturb my repose, pass the night in quiet, and never awake till the eye-lids of morning are opened, and the penetrating rays of the sun look through the surrounding foliage.

"It may not be impertinent to observe that in this wilderness we neither see nor hear any birds of music. These frequent only the abodes of man. There is one *wood-bird*, not often seen, but heard without any melody in his note, in every part of the wilderness wherever I have been. In some parts of this extensive country, the wild pigeons breed in numbers almost infinite. I once passed an extensive valley where they had rested; and for six or eight miles, where the trees were near and thick, every tree had a number of nests upon it, and some not less than fifteen or twenty upon them. But as soon as their young are able, they take wing and are seen no more."

The next extract is from the journal of May 30th, 1753:

"We were impatient to see the famous Susquehanna, and as soon as we came, Mr. Woodbridge and I walked down to its banks. Disappointed at the smallness of its stream, he exclaimed, 'Is this the Susquehanna?'

"When we returned our young Indians, who had halted, came in, looking as terrible and ugly as they could, having bedaubed their faces with vermilion, lampblack, white-lead, etc. A young Indian always carries with him his looking-glass and paint; and does not consider himself as dressed until he has adjusted his countenance by their assistance.

"Mr. Woodbridge and Mrs. Ashley, our interpreter, could not travel any further by land. We therefore concluded to get a canoe and convey them by water. From this place [now Colliers] to Onohoghwage is three days' journey; and how bad the traveling is we cannot tell.

"May 31st, [1753.] We met with difficulty about getting a canoe, and sent an Indian into the woods to get ready a bark, but he made small progress.

"In the afternoon came from Otsego lake, which is the source of this stream, George Windecker and another, in a small batteau, with goods and rum, going down to Onohoghwage upon a trading voyage. We agreed with them to carry the interpreter and Mr. Woodbridge in their batteau; and bought a wooden canoe to carry our flour and baggage.

"We soon saw the ill effects of Windecker's rum. The Indians began to drink and some of our party were the worse for it. We perceived what was coming.

"June 1st, 1753, is with me a memorable day, and for forty years and more has not passed unnoticed. We got off as silently as we could with ourselves and effects. Some went by water and others by land, with the horses. I was with the land party. The Indians, half intoxicated, were outrageous, and pursued both the party by water, in which was Mr. Woodbridge, and the party by land. One came so near us as with his club to strike at us, and he hit one of our horses. We hastened. Neither party met till we arrived at Wauteghe [the name of the Indian village at the mouth of the Otego creek] at which had been an Indian village, where were a few fruit trees and considerable cleared land, but no inhabitants. Here, being unmolested and secure, we all refreshed ourselves. But Pallas was the worse for his rum; was so refractory that Mr. Ashley's hired man, who had been in the canoe with him, was afraid. I reproved him; got into the canoe to keep him in order; was young and inexperienced; knew not much of Indians, nor much of mankind; whereby I endangered my life."

In 1763, Rev. Mr. Wheelock made application to Gen. Amherst for a land grant in the following words: "That a tract of land, about fifteen or twenty miles square, or so much as shall be sufficient for four townships, on the west side of Susquehanna river, or in some other place more convenient, in the heart of the Indian country, be granted in favor of this school. The said townships be peopled with a chosen number of inhabitants of known honesty, integrity, and such as love and will be kind to, and honest in their dealings with Indians.

"That a thousand acres of, and within said grant be given to this school; part of it to be a college for the education of missionaries, interpreters, school-masters, etc.; and part of it a school to teach reading, writing, etc. And that there be manufactures for the instruction of both males and females, in whatever shall be useful and necessary in life, and proper tutors, masters and mistresses be provided for the same."

CHAPTER II.

During the war for independence, the Susquehanna valley below Schenevus creek was the lurking place of Indians and Tories, who, from this secluded territory, made many and frequent inroads upon the settlements on the Schoharie and Charlotte. Owing to the remoteness of this section and the weak condition of the frontiersmen, the trail of the retreating savages was seldom followed to any considerable distance and consequently but little knowledge concerning the valley was derived by the settlers at the former points until the restoration of peace.

In 1770, an extensive tract of land was granted to Sir William Johnson and others, a large part of which lies within the limits of the town of Oneonta. This tract lies on both sides of the Susquehanna river, both above and below the Otego creek. It is supposed the first settlement within the town was made upon this patent.[A] It contained 26,000 acres.

[Footnote A: Many have erroneously believed this patent to have been the grant made by the Indian chief to Sir William in accordance with a dream the latter had, *i.e.*, he had dreamed that the Indian gave him all of a certain described tract, whereupon the Indian told him that he supposed what he had dreamed must be true, but "be sure and not dream again." "Dreamland," by good authority, is said to be in Herkimer county.]

Some years before the commencement of hostilities, Henry Schramling, a hardy pioneer from the older settlement at German Flats, on the Mohawk, came into the valley and made a settlement at a point near the Otego creek bridge, but by reason of the troubled condition of the country after 1775, Mr. Schramling moved back to the Mohawk for greater security. After the war he with his brothers, George and David, returned to the Susquehanna. It is believed upon good authority that he was the first white settler in the town of Oneonta. After the departure of the Schramling family, many years elapsed before any pioneers were found venturesome enough to settle in this portion of the valley.

Abram Houghtailing, Elias Brewer and Peter Swartz became settlers here in 1786. Houghtailing and Brewer came from Washington county, and Swartz from Schoharie. About the same date, James Youngs settled near the mouth of the Charlotte and Baltus Kimball settled north of the village on the farm now owned by Jacob Morell.

About the year 1790, Thomas Morenus[A] settled on the south side of the river. He was a German from Schoharie. About the same time Frederick Brown came from Fulton, N.Y., and settled on the farm formerly owned and occupied by Eliakim R. Ford. At this time Brown's house was the only one standing within the limits of the present village corporation. About the year 1795, one Aaron Brink built a large log house by the mill pond, or rather between the railroad crossing on Main street and the mill pond. Brink's house was the first hotel kept in the village of Oneonta, and perhaps the first that was kept in town. Between Brown's house and Brink's tavern there was only a common wood-road, with a dense forest on either side.

[Footnote A: Thomas Morenus, before settling here, had been a captive among the Indians, and had "run the gauntlet" at Fort Niagara. The terrible scourging he had received at the hands of the savages left marks which were plainly traceable when he had become an old man.]

About the same time John Vanderwerker built the first grist-mill. This mill stood some distance east of the grist-mill now standing in the lower part of the village.

In 1791, Asel Marvin came from Vermont and first settled at Oneonta Plains. Shortly afterwards he removed on a large tract of wild land, about two miles from the village, upon the Oneonta Creek. He was a well-known builder and lumberman. For twenty-two consecutive years he rafted lumber to Baltimore. He built the first school house on the Oneonta Creek road, and when the first church edifice was built in town, he was one of the trustees of the church society. When Mr. Marvin moved into the valley of the Oneonta Creek, the country across the hill from Oneonta to Laurens, was almost an unbroken wilderness.

Some years later than the last named date, Peter Dinninny opened the first store kept in Oneonta. The store then stood where the opera block now stands. The first school-house was built soon after 1790, and stood on the rise of ground near the house of Horace Sessions, on the south side of the river.

Previous to 1816, when the Presbyterian church was built, church services were generally held in Frederick Brown's barn. The first clergyman who regularly preached here was the Rev. Alfred Conkey, who was settled at Milford. Mr. Conkey is yet remembered by some of the older citizens as a very earnest and zealous man, besides being a person of liberal culture.

The first white child born in this town, or the first known to have been born in town, was Abram Houghtaling. He was born in 1786.

John and Nicholas Beams were early settlers to the east of the village. Elisha Shepherd came from New England at an early day and settled at Oneonta Plains. His sons, in after years, became actively engaged in different branches of industry, and the Plains at one time bid fair to become the most prominent village in town. It contained a hotel, a store, two churches and a distillery.

Andrew Parish was also one of the pioneers of Oneonta. He was born in Massachusetts in 1786, and moved from Springfield here in 1808. He settled on the south side of the river on the John Fritts farm, and afterwards on the hill near the "Round Top." From the latter place he moved to the farm now owned by his son Stephen, on the south side of the river. Mr. Parish reared a large family of children, all of whom became successful farmers, and men of business. Andrew Parish was a justice of the town for twenty years in succession. He was also a commissioner of schools under the old system. In 1809 he put up a brick kiln on the Elisha Shepherd farm at the Oneonta Plains, from which came the first bricks that were used in town.

Dr. Joseph Lindsay was the first physician who settled in Oneonta. He came from Pelham, in the old county of Hampshire, Mass., in the year 1807. Having received a liberal education in the advanced schools of his native state and at Williams College, in after years he became a teacher to many of the younger people of the country who were ambitious of extending their studies beyond the rudimentary branches taught at that time in the schools of the neighborhood.

In 1815, Frederick Bornt moved on the farm now owned and occupied by his son, on the Oneonta Creek. He had been a soldier in the war of 1812 and had served at the battle of Plattsburg. He came from Rensselaer county, N.Y.

Before the date last named, Jacob Van Woert, a Dutchman, and father of the late Peter and John Van Woert, came from Albany and settled on the farm lately owned by his son Peter, near the mouth of the Otego Creek. Asa Emmons about the same time settled on the south side of the river, near the Charlotte. He came from Vermont, and settled where Deacon Slade now lives. Jacob Wolf, the father of Conradt Wolf, had also settled in the southern part of the town at about the close of the Revolutionary war. Mr. Wolf had been taken as an Indian captive to Canada, where he had been detained for several years. His home, when captured, was in the valley of the Mohawk. While extinguishing a fire which had caught in a tall hemlock, by night, he was surprised by a company of Indians, by whom he was easily overpowered. He at length escaped from his captors, and making his way southward, after a long and perilous journey, he met with friends on the Tioga river. He rejoined his wife on the Mohawk, and afterwards removed to the Susquehanna, on the farm now owned by George Swart, southwest of the village.

Elihu Gifford, with four sons, came from Albany county in 1803, and first settled at West Oneonta, on the farm now owned by Joseph Taber. In 1806, Mr. Gifford moved to the farm now owned by Henry Gifford on Oneonta Creek. About the same time Josiah Peet and Ephraim Farrington moved into the same neighborhood. Later, Col. Wm. Richardson settled further up the creek and built a saw-mill and a grist-mill. "Richardson's Mills" became a well-known place in a few years, and a thriving hamlet soon began to form around them. Col. Richardson was an enterprising man of business and took a prominent part in the affairs of the town. He served in the war of 1812-15.

When Elihu Gifford moved to the Oneonta Creek there were only four "clearings" in that valley. A Mr. Armitage had made some inroads upon the wilderness, on what is now known as the Losee farm; Asel Marvin had made a clearing on the James Sheldon farm, and there were others on Mrs. Richardson's farm, and where Peter Yager lives. The settlers along the Oneonta Creek, after Mr. Marvin, moved in slowly.

About 1804, David Yager came from Greenbush, N.Y., and purchased the farm now known as the Peter Yager farm. Solomon Yager, the father of David, came afterwards, purchasing his son's farm.[A]

[Footnote A: For the purpose of showing the increase in the value of real estate, it may be mentioned

that at the time David Yager sold to his father, he was offered a farm lying between Maple street and the farm of J.R.L. Walling, containing 150 acres, for \$400.]

James McDonald settled at the lower end of the village at an early date. Mr. McDonald was of Scotch descent, and an active business man. The lower part of the village was largely built through his enterprise and at one time bid fair to become the business centre of the village. He built a mill and hotel, and also became an extensive landholder. James McDonald kept the first post-office established within the limits of the town.

The first settlers were mostly German Palatinates from Schoharie and the Mohawk. The German was the language of common conversation, and so continued until Dr. Lindsay and Asa Emmons came into the settlement. At this time the Emmons and Lindsay families were the only ones that made the English their exclusive language.

These German settlers were a patient and persevering people, and betook themselves to the task of felling the forest and rearing homes for themselves and their posterity, with a noble and praiseworthy resolution. Beneath the sturdy strokes of the axe, the wilderness slowly but gradually disappeared around their rude homes, and in the place of the gloomy forest, fields of waving grain appeared on every side to cheer and encourage the industrious woodsman. The forests abounded in the most ravenous animals, such as bears, panthers and wolves, while along the river and creek bottoms the ground was at places almost literally covered with poisonous reptiles. The climate was severe, and the country remote from the frontier, yet notwithstanding the obstacles and discouragements that beset them, these were not sufficient to cause the settlers to relax their efforts to rear comfortable homes for their descendants.

The following story I have taken from Priest's Collection, for the reason that the scene of the exploit is said to have been near our town boundaries:

"Ben Wheaton was one of the first settlers on the waters of the Susquehanna, immediately after the war, a rough, uncultivated and primitive man. As many others of the same stamp and character, he subsisted chiefly by hunting, cultivating the land but sparingly, and in this way raised a numerous family amid the woods, in a half starved condition, and comparative nakedness. But as the Susquehanna country rapidly increased in population, the hunting grounds of Wheaton were encroached upon; so that a chance with his smooth-bore, among the deer and bears was greatly lessened. On this account Wheaton removed from the Susquehanna country, in Otsego county, to the more unsettled wilds of the Delaware, near a place yet known by the appellation of Wait's Settlement, [A] where game was more plenty. The distance from where he made his home in the woods, through to the Susquehanna, was about fifteen miles, and was one continued wilderness at that time. Through these woods this almost aboriginal hunter was often compelled to pass to the Susquehanna, for various necessaries, and among the rest no small quantity of whiskey, as he was of very intemperate habits. On one of these visits, in the midst of summer, with his smooth-bore always on his shoulder, knife, hatchet, &c., in their proper place, he had nearly penetrated the distance, when he became weary, and having come to the summit of a ridge (sometime in the afternoon) which overlooks the vale of the Susquehanna, he selected a convenient place in the shade, as it was hot, for the rays of the sun from the west poured his sultry influence through all the forest, where he lay down to rest a while among the leaves, after having taken a drink from his pint bottle of green glass, and a mouthful of cold Johnney cake from his pocket.

[Footnote A: Wait's Settlement is said to have been in the vicinity of what now is known as North Franklin.]

"In this situation he was soothed to drowsiness by the hum of insects, and the monotony of passing winds among the foliage around him, when he soon unwarily fell asleep with his gun folded in his arms. But after a while he awoke from his sleep, and for a moment or two still lay in the same position, as it happened, without stirring, when he found that something had taken place while he had slept, which had situated him somewhat differently from the manner in which he first went to sleep. On reflecting a moment, he found he was entirely covered over, head and ears, with leaves and light stuff, occasioned, as he now suspected, either by the sudden blowing of the wind, or by some wild animal. On which account he became a little disturbed in his mind, as he well knew the manners of the panther at that season of the year, when it hunts to supports its young, and will often cover its prey with leaves and bring its whelps to the banquet. He therefore continued to lie perfectly still, as when he first awoke; he thought he heard the step of some kind of heavy animal near him; and he knew that if it were a panther, the distance between himself and death could not be far, if he should attempt to rise up. Accordingly, as he suspected, after having lain a full minute, he now distinctly heard the retiring tread of the stealthy panther, of which he had no doubt, from his knowledge of the creature's ways. It had taken but a few steps however, when it again stopped a longer time; still Wheaton continued his silent

position, knowing his safety depended much on this. Soon the tread was again heard, farther and farther off, till it entirely died away in the distance—but he still lay motionless a few minutes longer, when he ventured gently and cautiously to raise his head and cast an eye in the direction the creature, whatever it was, had gone, but could see nothing. He now rose up with a spring, for his blood had been running from his heart to his extremities, and back again, with uncommon velocity; all the while his ears had listened to the steps of the animal on the leaves and brush. He now saw plainly the marks of design among the leaves, and that he had been covered over, and that the paws of some creature had done it.

"And as he suspected the panther was the animal, he knew it would soon return to kill him, on which account he made haste to deceive it, and to put himself in a situation to give it a taste of the contents of old smooth-bore. He now seized upon some pieces of old wood which lay all about, and placed as much as was equal to his own bulk, exactly where he had slept, and covered it over with leaves in the same manner the panther had done, and then sprang to a tree near by, into which he ascended, from whence he had a view a good distance about him, and especially in the direction the creature had gone. Here in the crotch of the tree he stood, with his gun resting across a limb, in the direction of the place where he had been left by the panther, looking sharply as far among the woods as possible, in the direction he expected the creature's return. But he had remained in this condition but a short time, and had barely thrust the ram-rod down the barrel of his piece, to be sure the charge was in her, and to examine her priming, and to shut down the pan slowly, so that it should not snap, and thus make a noise, when his keen Indian eye, for such he had, caught a glimpse of a monstrous panther, leading warily two panther kittens toward her intended supper.

"Now matters were hastening to a climax rapidly, when Wheaton or the panther must finish their hunting on the mountains of the Susquehanna, for if old smooth-bore should flash in the pan, or miss her aim, the die would be cast, as a second load would be impossible ere her claws would have sundered his heart strings in the tree where he was, or if he should but partially wound her the same must have been his fate. During these thoughts the panther had hid her young under some brush, and had come within some thirty feet of the spot where she supposed her victim was still sleeping; and seeing all as she left it, she dropped down to a crouching position, precisely as a cat, when about to spring on its prey. Now was seen the soul of the panther in its perfection, merging from the recesses of nature where hidden by the creator, along the whole nervous system, but resting chiefly in the brain, whence it glared, in bright horror, from the burning eyes, curled in the strong and vibrating tail, pushed out the sharp, white and elliptical fangs from the broad and powerful paws, ready for rending, glittered on the points of its uncovered teeth, and smoked in rapid tissues of steam from its red and open jaws, while every hair of its long dun back stood erect in savage joy, denoting that the fatal and decisive moment of its leap had come.

"Now the horrid nestling of its hinder claws, drawn under its belly was heard, and the bent ham strings were seen but a half instant by Wheaton, from where he sat in his tree, when the tremendous leap was made. It rose on a long curve into the air, of about ten feet in the highest place, and from thence descending, it struck exactly where the breast, head and bowels of its prey had lain, with a scream too horrible for description, when it tore to atoms the rotten wood, filling for several feet above it, the air with the leaves and light brush, the covering of the deception. But instantly the panther found herself cheated, and seemed to droop a little with disappointment, when however she resumed an erect posture, and surveyed quite around on every side on a horizontal line, in search of her prey, but not discovering it, she cast a furious look aloft among the tops of the trees, when in a moment or two the eyes of Wheaton and the panther met. Now for another leap, when she dropped for that purpose; but the bullet and two buck shot of old smooth bore were too quick, as he lodged them all exactly in the brain of the savage monster, and stretched her dead on the spot where the hunter had slept but a short time before, in the soundness, of a mountain dream.

"Wheaton had marked the spot where her young were hidden, which, at the report of the gun, were frightened and ran up a tree. He now came down and found the panther to measure, from the end of its nose to the point of its tail, eight feet six inches in length; a creature sufficiently strong to have carried him off on a full run, had he fallen into its power. He now reloaded and went to the tree where her kittens, or the young panthers were, and soon brought them down from their grapple among the limbs, companions for their conquered and slain parent.

"Wheaton dismantled them of their hides, and hastened away before the night should set in, lest some other encounter might overtake him of a similar character, when the disadvantage of darkness might decide the victory in a way more advantageous to the roamers of the forest. Of this feat Ben Wheaton never ceased to boast; reciting it as the most appalling passage of his hunting life. The animal had found him while asleep, and had him concealed, as he supposed, intending to give her young a specimen of the manner of their future life; or if this is too much for the mind of a dumb animal, she intended at least to give them a supper. "This circumstance was all that saved his life, or the panther would have leapt upon him at first, and have torn him to pieces, instead of covering him with leaves, as she did, for the sake of her young. The panther is a ferocious and almost untamable animal, whose nature and habits are like those of the cat; except that the nature and powers of this domestic creature are in the panther immensely magnified, in strength and voracity. It is in the American forest what the tiger is in Africa and India, a dangerous and savage animal, the terror of all other creatures, as well as of the Indian and the white man."

The German Palatinates who settled in the upper Susquehanna were noted for their physical endurance and their fondness for sports, but the same can hardly be said of their desire for intellectual culture. Perhaps they were no worse, in this respect, than circumstances made them. Poverty and hard work were their portion, and the share was not stinted out to them. There were no newspapers, that is, during the earlier history of the settlement, published at a nearer point than Albany. Even those papers were but poor affairs. They were filled with the unimportant doings of the Dutch burghers—perhaps enlivened now and then, with a highly seasoned article, full of indignation because some obscure man in Massachusetts had committed a trespass by cutting a forest tree on the manor of Livingston.

School teachers were not numerous nor were they well qualified for their work. School houses were at a great distance from most of the homes. They were both comfortless and cheerless. The snows were deep in winter and the weather was inclement. In summer, even little hands were helpful at home.

In their sports, the settlers were often inclined to push a joke to rudeness, and what began in fun often ended in a fight. Still, they were good-natured, honest people. They were kind to those needing assistance, and if necessity became common so did the loaf of bread.

There was no lack of social enjoyment, for their hardest toil was made the occasion of a gathering. If a piece of woodland was to be cleared, or a fallow, the male portion of the community united in a "bee" and the work was soon done. Perhaps, while the men were thus working together in the field, the women had gathered within doors, and were busily plying their fingers over the mottled patch-work of a quilt. In the lengthening summer twilight the men, coatless and barefoot, sat in groups on the front steps or under the low Dutch stoops and talked of the incoming crops, the weather or the watery moon.

The forests, all over the hillsides, where now village streets are creeping up and winding across, were frowning with great pines and hemlocks. The log road ran in every direction and was no more exclusive than a common highway. The "shingle-weaver's" huts were on nearly every road and bypath. The most towering pines were regarded as lawful prize, and during the winter the men found plenty of employment and slight recompense in hauling the pines to mill. Here they were converted into lumber, which was piled up by the bank of the river until "the spring freshet." On the swollen stream it was rafted to Baltimore, Harrisburg and other places.

The "rafting season" was looked forward to with no little solicitude by the more robust and daring of the young men. They waited for the rafts to be cut from their moorings with keen anticipation, and the stories of some of the rivermen are still well remembered by the older inhabitants.

For a great many years, Albany was the only market to which the pioneers carted their wheat. The roads were barely passable and the trip to Albany and back required from six to eight days. The wagons, upon which the produce was carted, were of rough and clumsy make. It would not be supposed that the driver would find much pleasure in making the distance to market and back on one of these clumsy vehicles, but the trip, especially to the younger men, was not without its enjoyments. They carried their provisions in a large, round, wooden box over which closed a round, wooden cover. They also carried provender for their teams and the only necessary cash expense was a sixpence each night for lodging. The more sumptuous and less economical might, if they chose, diminish their exchequer to the amount of an extra sixpence by indulging in a glass of "flip." Nearly every farm-house of any pretension on the high road to Albany was a hotel, so-called, if not in fact. Seated at night within these primitive hotels, the farmers who had assembled from different parts told their tales of prowess—some true stories and a good many lies.

Beside the ambitious house that gloried in a daub of red paint and which had been pushed up to the aristocratic height of one and a half or two stories, before which flapped in the wind a wide, white board with the cheerful announcement, "Smith's Inn—Refreshments for Man or Beast," stood a more modest structure. Brown, unpainted, unclapboarded, it stood by the wayside. Its log walls were stuccoed with mud, and in the wide mouth of the doorway was the brawny housewife, bare-armed, peering from beneath a slatternly red sun-bonnet, while over the doorway the passer-by read the letters in red chalk upon a new pine shingle:

+-----+ | "CAKES AND BEER | | FOR SALE HERE." | +-----+

After the farmer had sold or bartered away his wheat or other produce, he generally returned with a

CHAPTER III.

Prominent among the early settlers of Oneonta was Jacob Dietz, who removed into the settlement from Schoharie county about the year 1804. Mr. Dietz was early appointed a justice of the peace, and continued in office either by appointment or election for a great length of time. He was active in the affairs of the town and an energetic man of business. He was a long time in mercantile business, and his store, which was situated where now stands the brick building occupied by the First National Bank, was the center of a lively trade for those times. Mr. Dietz accumulated an extensive estate, and reared a large family of children. He became the owner of extensive tracts of land, some of which are now occupied by the streets and residences of the village. Some of his representatives are now living in the west and are deservedly esteemed where they reside.

At about the date last mentioned, one Schoolcraft erected a modest structure on the site of the Susquehanna House. Schoolcraft's house became in a short time the leading tavern of the community, where poor grog and worse food were dispensed to the villagers and wayfarers, doubtless much to the gratification of their primitive tastes.

About the same period, 1804-5, one Joseph Westcott, from the present town of Milford, erected a store nearly opposite the residence of D.M. Miller. These stores—Dinninny's, mentioned in the preceding chapter, Dietz's and Westcott's—were all of the most primitive order, and, especially the first named, contained but a meagre stock of goods, the stock generally consisting of a barrel of New England rum of the most violent nature, several old bull ploughs, a little crockery ware, a few cooking utensils, and a small amount of dry goods. There was but little money and the merchant's trade was carried on mostly in the way of barter, the tradesman exchanging his merchandise for grain, lumber and shingles.

Early in the history of the town, a Mr. Walling, the grandfather of J.R.L. Walling, located to the east of Oneonta creek, near where his descendant above named now lives. One Newkirk also settled on Chestnut street, on the lot adjoining Philander Lane's. Lawrence Swart settled on the farm now owned and occupied by Henry Wilcox, about the same time that Jacob Dietz came into the settlement.[A]

[Footnote A: There were other families among the settlers by the name of Hillsinger, Couse, Whitmarsh, Harsen, Sullivan, White and Morrell.]

At the time of Swart's settlement the land on the lower end of River street was covered by a dense forest of hemlock and maple. Over those attractive and well-tilled fields now composing Mr. Wilcox's farm, roamed at that time the bear and the panther, and glided with little molestation numberless rattlesnakes of the largest and most poisonous species. The settlement along the river, below the residence of George Scramling, seemed to proceed slowly, as the land below this point was considered of but little value, while the heavy growth of hemlock precluded the rapid clearing away of the forest. To the north and east of the village the hillsides yielded a vast quantity of the more valuable timber.

For news outside of the little settlement the inhabitants had recourse to the *Freeman's Journal*, at that time published by one of the pioneers of journalism in Otsego county, John H. Prentiss. The mails were conveyed from one settlement to another by the postman, who traveled over the hills and through the valleys on horseback, and made known his approach to each post-village by the winding of a huge horn, which was always carried by his saddle-bows ready for use.

During the war of 1812-14, the winding of the postman's horn caused the settlers both in the village and without to assemble rapidly and in full force, men, women and children, to learn the news from the "Canada border." Early in that war a number of men entered the army from Oneonta. Some of them were stationed at Sackett's Harbor and Oswego, while others did good service at Lundy's Lane and the Heights of Queenstown. But few of those veterans yet remain to tell

"Of their strange ventures happed by land or sea."

At the time of its first settlement, Oneonta was in the old county of Tryon, which was formed from Albany county in 1772. Tryon county then embraced the whole western portion of the state, from a line extending north and south through the centre of the present county of Schoharie, to Lake Erie. In 1784 the name was changed from Tryon to Montgomery. Oneonta was then in the old town of Suffrage.

During the period of which we have written, Oneonta as a distinct town had no existence. The village of Oneonta was then in the town of Milford, and was known as Milfordville. Through the brawl of two old bruisers, it was sometimes vulgarly called "Klipknocky."[A] This nickname lasted a long while, and was known at a long distance from home.

[Footnote A: On the banks of the Susquehanna, in Pennsylvania, there is a thriving little hamlet known as "Klipknocky Jr." It was first settled by an emigrant from Oneonta. While the river was the highway the most easily traveled, fugitives from the older settlement found a landing-place for their canoes and a safe retreat for themselves at "Klipknocky Jr."]

In 1830 the town of Oneonta was formed from the adjoining towns of Milford and Otego. It is said that it received the name Oneonta at the suggestion of Gen. Erastus Root.

Among the early inhabitants of Oneonta, whose enterprise contributed to the development of the resources of the town, was William Angell, who soon after his settlement here became the most prominent inhabitant of the village. He built the Oneonta House, where he acted as host for a number of years. He was also one of the proprietors of the Charlotte turnpike, which upon its completion in 1834, was made the great highway from Catskill to the southwestern portion of the state.

Any attempted sketch of our early history would be very far from complete and far from just, were mention not made of a class of citizens, some of whom are still living, whose labors were early identified with the history of the town, a part of whom were here born and here grew to manhood; a part of whom came to the village while it was yet an outlying hamlet, but whose labors have largely aided in advancing the growth and prosperity of the community.

Among these was Timothy Sabin, a native of the town, who, upon arriving at the age of manhood, embarked in mercantile pursuits, and continued to an advanced age to lend his aid to the management of an extensive business. Another of the older class of men of the village is John M. Watkins, who was born in Oneonta in 1806. For thirty years Mr. Watkins was one of the leading hotel keepers of the village, and during this long period in which he acted the part of host, his house was known far and wide as the best kept hostelry in this section. There are many more "to the manor born" whose names it would be a pleasure to mention, but for lack of data which their friends or representatives have neglected or failed to furnish, we are compelled to forego any more extended notice.

Occupying a prominent position among those who, at an early date, emigrated into the town was Eliakim R. Ford. Mr. Ford was born in Albany county in 1797, and removed to Greenville, Greene county, when quite young. From the latter place he removed to Oneonta in 1822, he then being twenty-five years of age. He at once embarked in mercantile enterprises and so conducted his business matters as to rapidly win both the confidence and trade of his fellow citizens. His first store stood near the Free Baptist church. From that point he removed to a store next to the lot where now the opera house stands, and in 1828 he again moved into a store which he had built near the residence of Harvey Baker. His late residence and the stone store recently destroyed by fire were built in 1839-40.

Dr. Samuel H. Case settled in the village of Oneonta in 1829. He was born in Franklin, N.Y., in 1808, and at the age of twenty-one was graduated at the medical college at Fairfield, N.Y. More than fifty years he has continued the practice of medicine in the village and throughout the surrounding country. There are but a few among the longer resident population of the community who have not, at one time or another, been under the Doctor's treatment. He built the office still occupied by him, in 1832, and his house in 1834—soon after his marriage—and has never moved from either since he began to occupy them. When he moved into the village, the latter contained only two painted houses, and the whole business prosperity of the hamlet was then centered in two stores—Dietz's and Ford's—one potash and two distilleries. Dr. Case is of New England ancestry, his father having emigrated to Franklin from Tolland county, Connecticut, in 1792.

Col. William W. Snow came to Oneonta, a few years after the last named, and early engaged in manufacturing. The Colonel was born in the town of Heath, Franklin county, Mass. He became interested in the organization and welfare of the militia. He was elected to a colonelcy, whence his military title. He was elected to congress from Otsego and Schoharie counties in 1848. He has been several times elected to our state legislature, and has been a member of the third house many years.

Though not a resident of the town, yet his business relations have been such as to identify the name of Jared Goodyear with its history. Mr. Goodyear for a long term of years resided upon the borders of Oneonta, and from an early period was largely interested in the business of the village. He was born in Connecticut, and while a boy removed to Schoharie county, whence he came to Colliersville while yet a young man, and there he resided the remainder of his life. By persistent industry Mr. Goodyear accumulated a large fortune, and won a high reputation for integrity.

The following is a column of business cards from the "ONEONTA WEEKLY JOURNAL," of July 1, 1841. It is nearly a correct showing of what the business of the village then was:[A]

Headquarters at the foot of Chestnut street. New Fall and Winter goods. Timothy Sabin is now receiving a fresh supply of Spring and Summer Goods, comprising a general assortment of Dry Goods, Groceries, Crockery, Hardware, Dye Stuffs, Paints, Oils, etc., etc., for sale as low as at any establishment west of the Hudson river. Please call and examine goods and prices; they are well selected, and will be sold cheap for Cash, Produce, or a liberal credit.

Oneonta, May 13, 1841.

Cabinet and Chair Warehouse, No. 10 Chestnut st., Oneonta. The subscriber respectfully informs his friends, and the public generally, that he has opened a Cabinet Warehouse at No. 10 Chestnut st., Oneonta, where he manufactures and keeps constantly on hand, a general assortment of Cabinet Furniture, comprising Mahogany, Cherry and Maple work. Also, a good assortment of Chairs, will be kept constantly on hand, and all other articles generally found at an establishment of this kind.

N.B. Most kinds of Lumber and grain will be received in payment.

Oneonta, Sept. 17, 1840. R.W. HOPKINS

A Card Executed at the office of the Oneonta Weekly Journal with neatness and dispatch and on reasonable terms, Job Printing of every description.

E. Cooke, Attorney at Law, Oneonta, Otsego County, N.Y.

John B. Steele, Attorney, &c., Oneonta, Otsego County, N.Y. Office, in the stone building opposite the Otsego House, Main street.

Mason Gilbert, Hatter, Main street, Oneonta.

Cooke & Brown, retail dealers in Dry Goods, Groceries, Crockery, Hardware, Iron, Steel, &c., &c. Store under the office of the Oneonta Weekly Journal, Main street, Oneonta.

Potter C. Burton, dealer in Watches, Clocks, Jewelry. Silver and German Silver Ware, &c., &c. One door north of Cooke & Brown's Store, Main street, Oneonta.

Timothy Sabin, retail dealer in Dry Goods, Groceries, Crockery, Hardware, Iron, Steel, &c., &c. Store opposite the Oneonta House, Main street, foot of Chestnut, Oneonta.

Clyde & Cook, retail dealers in Dry Goods, Groceries, Crockery, Hardware, Drugs & Medicines, Dye Woods & Dye Stuffs, &c., &c. Store nearly opposite the Otsego House, Main street, Oneonta.

Snow & Van Woert, manufacturers of, and wholesale and retail dealers in Tin, Sheet-Iron, and Copper ware, Stoves, &c., &c. Over Clyde & Cook's Store, Main street, Oneonta.

C. Noble, manufacturer of, and wholesale and retail dealer in Beach's Patent Shaving Soap, Beach's Liquid Opodeldoc, and Black Varnish, &c., &c. Main street, Oneonta.

Robert W. Hopkins, manufacturer of, and dealer in Cabinet Ware and Chairs of every description. Chestnut street, Oneonta.

Cushing & Potter, manufacturers of, and wholesale and retail dealers in Barrels & Firkins, &c., &c. Main st., Oneonta.

W.W. Snow's Wool Carding and Cloth Dressing Establishment. Opposite E.R. Ford's Store, Main street, Oneonta.

Bennet & Smith, dealers in Morocco, Boots and Shoes, Thread,

Nails, and Findings, &c., &c., Chestnut street, Oneonta, Otsego Co., N.Y.

George W. Andrews, Chair Maker, and House & Sign Painter, (Chestnut street,) Oneonta, Otsego Co., N.Y.

C.G. Cross, Waggon and Carriage Maker, Chestnut street, Oneonta.

E.R. Ford, retail dealer in Dry Goods, Groceries, Crockery, Hardware, Drugs & Medicines, Dye Woods & Dye Stuffs, Iron, Steel, &c., &c., Main street, Oneonta.

[Footnote A: The following advertisement from the "Weekly Journal," of July 1, 1841, will show that people were not more honest in former times than they are now:

FENCE IN THE FOG.

The fence around the Baptist Church in this village, has disappeared very mysteriously during the past winter. Whether *strayed or stolen* it is not yet definitely ascertained; but from circumstances recently developed, the latter idea seems most conclusive. Rumor says it has been tracked going Westward; but still, as the Church is located on quite an elevated piece of ground, and near the brink of the hill, it is possible that it may have slid off to the Eastward.

Any person who will give correct information where said fence may be found, or where it was last seen after leaving the premises, will be liberally rewarded by the trustees of the Baptist society. Any person wishing to make any confession in relation to it, may rely upon having profound secrecy maintained by applying soon to *one* of the Deacons of the Church.

Oneonta, May 20, 1841.]

From the town book the following copy of the doings of the people, at their first town meeting, has been made:

"At an annual town meeting held in the town of Oneonta at the house of Thomas D. Alexander, on the 1st day of March, present

Eliakim R. Ford, } *Justices in* Robert Cook, } *said town.*

"After the opening of the meeting by proclamation, it was resolved,

1st, That there be three assessors elected for said town.

2d, That there be four constables elected for said town.

3d, That there be four pound-masters chosen for said town.

4th, That an amount, equal to the sum which may be distributed to said town from the common school fund, be raised by tax for the support of common schools in said town.

5th, That the sum of one dollar per day be allowed to the fence viewers of said town.

6th, That five per cent. be allowed as the compensation to the collector, as his fees for collecting the taxes for said town.

7th, That all circular and partition fences, in said town, shall be at least four feet and six inches high.

8th, That widows, who have no land, shall be entitled to let their cattle run at large in the public highways, from the first of April to the first of December.

9th, That the annual town meeting shall be held on the first Thursday of March. The following officers were then elected for the town:

Supervisor, William Richardson.

Town Clerk, Adam Brown.

{ John Dillingham, *Justices of the peace* { Jonah Northrup, { John S. Yager.

{ John Van Woert, Assessors { John Fritts, { John T. Quackenboss.

{ Isaac Shepherd, Commissioners of Highways { Asel Marvin, { William Angel.

Overseers of the poor { George W. Smith, { Samuel Carpenter.

Collector, Hiram Shepherd.

{ Hiram Shepherd, Constables { David Sullivan, { Emanuel Northrup, { Robert S. Cook.

{ Obadiah Gifford, Commissioners of schools { Peter Dietz, { Joseph Walling.

{ Samuel H. Case, Inspectors of schools { Washington Throop, { Amos Cook.

Sealer of weights and measures, Eliakim R. Ford.

{ Beers Peet, *Pound-masters* { Joseph Walling, { William Dietz, { Elisha Shepherd."

In 1835, five years after the organization of the town, the whole tax-paying population of Oneonta was 261. The grand total tax-levy of the town was \$781.48. The amount of public school money raised by the town was \$100.45. William Angel was supervisor and David Sullivan collector for that year.[A]

[Footnote A: No historical sketch of Oneonta would be regarded complete that failed to mention another name which no one can recall without a feeling of good-will. Dr. David T. Evans was born in Washington county, in 1789 and settled here in 1829. He first began business as a tailor, but afterwards became a well-known and successful farrier. He was a famous story-teller and everybody gave a respectful hearing to the Doctor's tales regarding the strange characters he had known or heard of. At least two generations of boys have grown up and gone out from the village who have listened to his stories. Wherever those boys are now—scattered far and wide—they recall no scenes or events of their springtime without a remembrance of Dr. Evans and his tales, none of which were wanting in pith or amusement.]

In 1840, a newspaper was established here which was thereafter conducted by Wm. J. Knapp for about two years when, owing to poor health, Mr. Knapp was compelled to discontinue its publication. It was the "Oneonta Weekly Journal."

The growth of the village of Oneonta from 1840 to 1850 must have been very slow. The building of a house in those days was an act of no little importance. For ten years there were but few dwellings erected, and those few were of a cheap and inferior class. The population hardly kept pace with the building. The young went west, and the number of families that moved out was about equal to the number that moved in.

From 1850 to 1860 there was but little building and but a small increase in population. There are no accessible figures showing the population of the village at the different decades, but the census returns for the town may be taken as safe guides in forming an estimate of the village population at different periods. In 1830, when the town was organized, it contained a population of eleven hundred and forty-nine. In 1840 it had increased to nineteen hundred and thirty-six. In 1850 it had slightly decreased, then being nineteen hundred and two. In 1855 it was twenty-one hundred and sixty-seven. These are the figures for the town. If the village population had increased in the same ratio, it could not have been far from two hundred and fifty when the town was formed in 1830. It is hardly fair to infer that the village ratio of increase was quite equal to that of the town. The western emigration was made up

more largely from the village than from the farms. The same cause—lack of profitable employment that has transferred the young men of New England from the plow to the manufacturing centres, transferred our young men from a place where no industry was encouraged, to remote but wider fields of usefulness.

In 1851 the Albany & Susquehanna railroad company was organized and chartered. Samuel S. Beach and Woodbury K. Cooke drew up the first notice of the railroad project and at the same time drew up a notice of a meeting to be held in Oneonta for the purpose of enlisting the interest of capitalists in the proposed road. These notices Messrs. Cooke and Beach caused to be printed and distributed at their own expense. This meeting resulted in the formation of the Albany & Susquehanna railroad company. High hopes of its speedy completion were then entertained. But could its projectors have forseen the difficulties and obstacles that they had to overcome, and the length of time that elapsed before the road was built to Oneonta, they would have wearied of the project and abandoned the enterprise. The road was completed to this place in 1865—a little more than fourteen years after the organization of the company.

An improved appearance was at once given the village. New stores and new dwellings were built. Old, weather-stained buildings were brightened with paint, and the Dutch stoop with its half doors gave place to more pretentious verandas.

Then about 1872 the machine shops were established here, and the village began to increase rapidly, and new industries were developed.

In 1860, there was but one newspaper published in the village. That was the HERALD, which had been established in 1853 by L.P. Carpenter, and his brother, J.B. Carpenter—the former now of the Morris Chronicle. L.P. continued the publication of the paper, as editor and proprietor, for a long time, and at last succeeded in gaining for his journal a firm foothold in the community. He labored early and late at the work that was before him—editor, compositor and pressman—often beset with discouragements, always feebly supported in his efforts, but still hopeful and plucky. He could hardly, in 1860, have dreamed that within twenty years, steam presses would be brought into the same village to follow in the wake of the clumsy press whose only motive power was his own strong arm. But few of our citizens can now justly appreciate the obligation the community is under to Mr. Carpenter for the large part of his life-work which he here so unostentatiously performed.

In 1860 there was no bank here, and merchants were compelled to adopt a round-about way of making exchanges with their creditors. Money was sent miles away, by the stage-driver, or by special messenger, to a bank where at a round premium a draft was bought. The stores of the village had each a general assortment of merchandise, including silks, broadcloths, groceries, plows, and schoolbooks. On either side of Main-st. was a hard-beaten path, which served for a sidewalk. On the south side of the street stood a number of dingy rookeries, in a half tumble-down condition. Pigs and cows roamed at large, and were only known to be home at supper-time, when old brindle, in more instances than one, might have been seen peering through the front window with a covetous look upon the family group around the table.

Marked improvements are now to be observed in every direction. With the multiplication of industries, and the introduction of new ones, calling for the outlay of more capital and the employment of more labor, the growth of the village, in population and wealth, bids fair to continue. A comparison of figures is, at least, encouraging. In 1860, Oneonta was a thriftless hamlet with only about six hundred inhabitants. It is now a thriving village with a population of over four thousand.

CHAPTER IV.

Calvin Eaton, one of the first settlers about West Oneonta, settled on the farm now owned by Isaac Holmes. He came from Wyoming, Pa., date uncertain. He was a famous story-teller. Many of his stories have been preserved by tradition, and are now told in the neighborhood with great zest. His wife, familiarly known as Aunt Olive Eaton, died about 1844 or 1845, at a very advanced age, he having died many years before. They brought up several of their nephews and nieces, having no children of their own, William Holmes, father of Isaac Holmes, being one of them.

Elder Emanuel Northrup, a Baptist minister, settled on the farm now owned by his grandson, Isaac Northrup, about 1794. He came originally, it is believed, from Rhode Island. He had lived in

Connecticut, but came last from Stephentown, Rensselaer-co. His son, Josiah Northrup, who was afterwards a justice of the peace for many years, having been elected at the first town meeting, a prominent man in town affairs and a leading member of the Baptist church, was, at the time of his father's coming, about fourteen years of age; he died in 1844.

The farm now occupied by the Niles family was settled by Abner Mack, a Rhode Island man. He sold a part of his possession, what is now the Niles farm, in 1797, to Nathaniel Niles; there were two of the name, father and son, the father being the purchaser. He was at that time about seventy years of age; he brought with him some apple seeds, planted a nursery, raised trees, set out an orchard, and lived to drink cider made from the apples. The orchard became quite famous in the neighborhood, and was known to all the boys for miles around; many of the trees are yet bearing. Upon the death of the father, his son, Nathaniel Niles, who had occupied the farm with his father, became the owner, who lived upon the farm until his death in 1852, at eighty-seven years of age.

Franklin Strait, another of the early settlers, came from Rhode Island in 1797; he brought his family, and drove an ox-team. He first settled on the farm now owned by Enos Thayer, where he lived until 1808, when he exchanged his farm with Asa Thayer, another of the early comers, for the property at West Oneonta where the hotel now stands. He enlarged the house that then stood upon the ground, took out a license, and opened "Strait's Tavern," on the Oxford turnpike, one of the old landmarks for many years; he died in 1822. Two of his sons, Rufus and Alvinza Strait, are now living. Before this property had come into the possession of Thayer, it had been occupied by Daniel Lawrence, father of Lewis Lawrence, of Utica, and where Lewis Lawrence was born.

Robert Cook settled early upon the farm owned at present by Hammond Cook. At the time of his coming the Indians were yet frequent visitors. One day, as the story is, Cook was at work in the field, his wife being alone in the house, an Indian called, and finding her alone, brandished his knife, and made some terrible threats, frightening her almost to death. Just at this time Cook appeared; the Indian took his departure precipitately. Cook seized his gun and pursued him. He returned after a little time, and the Indian never troubled them more.

The place where Daniel Hodge now lives was first occupied by Samuel Stephen. His father John Stephen, made a settlement at Laurens before the Revolutionary war.

The Sleepers were from near Burlington, New Jersey. During the war they became alarmed at the inroads of the tories and Indians, and returned to New Jersey. On their way back, they passed through Cherry Valley the day before the massacre. They returned to the settlement after the war. John Sleeper had several sons. One, Nehemiah Sleeper, built a mill below Laurens on the Otego creek, which was afterwards known as Boyd's mill. Samuel Sleeper took up several hundred acres of land, of which the farms of Daniel Hodge and Horace White formed a part. He built a grist-mill and saw-mill on the Otego creek, just below the covered bridge, this side (east) of West Oneonta. He was said to have been an active business man, and was quite a noted surveyor. He sold his property after some years to one David Smith, and went to Stroudsburgh, Pa., and thence to Ohio. His oldest son, Ephraim Sleeper, married Jane Niles, daughter of Nathaniel Niles, and remained in the neighborhood. The latter died about twelve years ago at West Oneonta, at an advanced age.

Other persons are mentioned by the old residents as being among the early settlers. Samuel Green occupied a part of the farm now owned by Joseph Bull. A man named Ticknor, another part of the same farm. One Ogden lived where Joseph Taber now lives, about whom a few stories are current in the neighborhood. At one time a company of Indians was encamped at the mouth of the Otego creek, engaged in making baskets and trinkets of various kinds. Ogden visited them for the purpose of getting a pair of silver shoe-buckles made by an Indian who was skilled in the art. It so happened that he had not silver enough to make the buckles. Two or three of the Indians left suddenly, and after having been absent a short time, returned, bringing a handful of silver. Ogden inferred from this that there must be a silver mine not far away, but he was never able to find it.—A deer[A] often came around his house; he shot at it repeatedly, but was unable to hit it. An old woman lived not far away, who was called a witch; he finally suspected that she had something to do with the deer; he procured a silver bullet, which he put in his gun, and next time the deer appeared he fired at it, wounding it badly, but it escaped; he soon learned, however, that the old woman was badly hurt.[B]

[Footnote A: The same story is told of other hunters and other witches.]

[Footnote B: The author is indebted to Mr. N.N. Bull for the sketch relating to West Oneonta.]

CHAPTER V.

The first church organization in town was effected by the Presbyterians. The first meeting was held at the house of Fredrick Brown, January 24, 1800, when John Houghtaling, Henry Scramling, John VanDer Werker and James Dietz were chosen elders; William Morenus, David Scramling, Aaron Barnes, and James Quackenbush were chosen as deacons. The following are the names of the ministers of the church with dates of service: Wm. Fisher, 1823-33; Wm. Clark, 1833-37; Jos. W. Paddock, 1837-42; Fordyce Harrington, 1843-45; Gaius M. Blodgett, 1845.—[Reorganization.] Eliphalet M. Spencer, 1849-52; Wm. B. Christopher, 1852-54; Wm. Baldwin, 1854-62; Geo. O. Phelps, 1863-69; H.H. Allen, 1869—.

The next church organization was by the Methodist Episcopals. The first steps towards forming the society were taken by Nathan Bennett, Silas Washburn, David T. Evans, David Fairchild, and David T. Clark. This society had no house of worship for many years, and held their meetings in the village school house. The first church edifice was built in 1844. In 1868-69 a new and large meeting house was built and finished at a cost of \$12,000. Rev. George Elliott and Rev. Wm. McDonald were the first preachers. Subsequent ministers have been: Rev. C.G. Robinson, 1854-56; Rev. W.G. Queal, 1856-58; Rev. S.M. Stone, 1858-59; Rev. D.L. Pendell, 1859-61; Rev. Geo. Parsons, 1861-63; Rev. P.Y. Hughston, 1863-65; Rev. H.N. Van Dusen, 1865-67; Rev. R.W. Peebles, 1867-70; Rev. Austin Griffin, 1870-72; Rev. I.N. Pardee, 1872-75; Rev. W.B. Westlake, 1875-78; Rev. Y.Z. Smith, 1878-79; Rev. A.B. Richardson, 1879-82; Rev. D.C. Olmstead, 1882—.

The First Baptist society was organized April 6, 1833. At a meeting called for that purpose, David Yager was chosen moderator and James Slade clerk. April 24, 1833, a council was held, of which Elder Alex. Smith, of Franklin, was moderator, and Elder Kingsley, of Meredith, clerk. The pastors have been Rev. D.B. Crane, 1833-35; Rev. John Smith, 1836-48; Rev. H. Clark, 1848-49; Rev. A.B. Earle, 1849-53; Rev. E. Westcott, 1854-57; Rev. John Smith, 1858-65; Rev. A. Reynolds, 1865-70; Rev. Geo. R. Burnside, 1871-74; Rev. H. Brotherton, 1874-80; Rev. P.D. Root, 1880-82; Rev. E.D. Clough, 1883—.

The Free Baptist church society was formed at the Emmons school house Feb. 25, 1856.[A] The council consisted of Rev. A. Wing, D. Green, O.T. Moulton, and laymen Joseph Jenks and Harvey Mackey. The meeting house was built in 1857. The pastors have been, Rev. O.T. Moulton, 1856-61; Rev. H. Strickland, 1862; Rev. E. Crowel, 1864-68; Rev. G.P. Ramsey, 1868-72; Rev. O.T. Moulton, 1872-75; Rev. Peter Scramling, 1875; Rev. M.C. Brown, 1875-78; Rev. D.C. Wheeler, 1878; Rev. David Boyd, 1880-83; Rev. C.A. Gleason, 1883—.

[Footnote A: A Free Baptist church had been built at the Plains many years before.]

The first Episcopal services were held in 1839, by the Rev. Andrew Hall, a missionary to Oneonta and Otego. At first the society met in the school-house of the village, and afterwards built a chapel on the lot now occupied by a part of the Central Hotel. The clergy have been as follows: Rev. Andrew Hall, 1839; Rev. Stephen Parker, 1855; Rev. D.S. Tuttle, 1864-65; Rev. E.N. Goddard, 1865; Rev. Mr. Foote and Rev. Mr. Ferguson, 1866-67; Rev. Mr. Lighthipe, 1870; Rev. Mr. Fitzgerald, 1873-74; Rev. J.H. Smith, 1874; Rev. J.B. Colhoun, 1875-78; Rev. J.B. Hubbs, 1880-81; Rev. C.D. Flagler, 1882.—The society was organized under the name of St. James church, April 7, 1870.

The "First Universalist Society of Oneonta" was formed Dec. 12, 1877. The meeting house was built in 1878-79. The pastors have been Rev. L.F. Porter, 1877-81; Rev. H. Kirke White, 1882—.

The Catholic society now numbers about three hundred. Services have been conducted heretofore by Rev. J.J. Brosnahan, of Cobleskill, till July, 1883, when the Bishop created a new parish at this place and appointed Rev. James H. Maney (of St. Mary's Church, Albany), who is now the resident pastor. The parish under the charge of the Rev. Mr. Maney extends from the Cooperstown Junction to the Harpersville Tunnel. This society is about to erect a church edifice on a lot already purchased for that purpose.

The "Oneonta Union School" was organized in 1867. The sum of \$5,000 was first voted for the purpose of building a schoolhouse, and afterwards the sum was increased to \$7,500. The building was finished and school opened in 1868 with Wilber F. Saxton as principal. Mr. Saxton resigned his position in 1870, and was then succeeded by Nathaniel N. Bull as principal. In 1873 the needs of the school were met by the building of a smaller schoolhouse in the lower part of the district. In 1874 and in 1880 the main school building was enlarged to accommodate the increased attendance of scholars. An academic department was organized in 1874. The school is attended by about six hundred pupils, and twelve teachers are employed. Mr. Bull is still the efficient principal, and his labor is shared by competent assistants.

The business industries and enterprises of the village consist of a number of large dry goods and clothing stores, several shoe stores, nearly a dozen grocery and provision stores, two or three bakeries, confectionery establishments, flour and feed stores, several builders' machine shops, three saw mills, three grist mills, furniture stores, three large hardware stores, the railroad machine shops, round-houses, carriage factories, coopers' and blacksmith shops, three drug stores, two well-equipped printing offices, each of which issues a carefully edited and well patronized newspaper—*Herald and Democrat* and *Oneonta Press*. There are two banks—the "Wilber National" and "The First National"— both of which are doing a large business and are under prudent management. There are a dozen or more lawyers and as many physicians. Three roomy hotels care for and furnish entertainment to the way-faring public, and another hotel is in course of construction.

The village is rapidly growing, and new industries are multiplying. A desirable water power could be furnished to drive the wheels of a large manufactory—a subject that must sooner or later attract the attention of some capitalist. Well-shaded streets and well-kept roadways add to the attractions of the village, while its surroundings of cultivated fields—of hill-side and plain—of wooded slopes and mountains—render the scenery as grand and diversified as can be found in the Susquehanna valley.

[Illustration]

* * * * *

ESTABLISHED 1853.

HERALD AND DEMOCRAT.

ONEONTA, N.Y.

A REPUBLICAN NEWSPAPER,

Devoted to the interests of Otsego County, of the Second Assembly District, and of Oneonta in particular.

The most thorough local and general newspaper in the county.

PUBLISHED WEEKLY AT \$1.50 Per Year!

BY

YAGER & FAIRCHILD.

* * * * *

W.L. & R. BROWN,

-DEALERS IN-

HARDWARE!

STOVES, RANGES,

ENGLISH, GERMAN & AMERICAN

CUTLERY,

Tin, Copper and Sheet-Iron Ware.

PLUMBING AND GAS FITTING.

* * * * *

Edwin P. Chapman,

THE JEWELER.

Diamonds, Watches, Clocks,

JEWELRY, SPECTACLES,

SOLID SILVER AND PLATED WARE,

GUNS, REVOLVERS, CARTRIDGES,

CUTLERY, MUSICAL GOODS,

Toys, Fancy Goods, &c., &c.

Fine Watch, Clock and Jewelry Repairing a Specialty.

EDWIN P. CHAPMAN,

ONEONTA AND UNADILLA.

* * * * *

WILBER NATIONAL BANK

ESTABLISHED 1874.

DAVID WILBER, President,

D.F. WILBER, Vice-President,

GEO. I. WILBER, Cashier,

E.A. SCRAMLING, Ass't Cashier.

AUTHORIZED CAPITAL,

\$300,000.

Capital Stock Paid in, \$100,000.00 Surplus Fund, 49,000.00

Amount of Deposits reported for Quarter ending October 2, 1883, \$452,948.10.

While the business of this Bank is conducted in a safe and economical manner, the managers aim to please and protect their customers.

The patronage of the public is respectfully solicited.

BANKING HOURS: From 10 to 12 a.m., and from 1*

[*Transcriber's Note: remainder of text missing from original.]

*** END OF THE PROJECT GUTENBERG EBOOK A SKETCH OF THE HISTORY OF ONEONTA ***

Updated editions will replace the previous one-the old editions will be renamed.

Creating the works from print editions not protected by U.S. copyright law means that no one owns a United States copyright in these works, so the Foundation (and you!) can copy and distribute it in the United States without permission and without paying copyright royalties. Special rules, set forth in the General Terms of Use part of this license, apply to copying and distributing Project Gutenberg[™] electronic works to protect the PROJECT GUTENBERG[™] concept and trademark. Project Gutenberg is a registered trademark, and may not be used if you charge for an eBook, except by following the terms of the trademark license, including paying royalties for use of the Project Gutenberg trademark. If you do not charge anything for copies of this eBook, complying with the trademark license is very easy. You may use this eBook for nearly any purpose such as creation of derivative works, reports, performances and research. Project Gutenberg eBooks may be modified and printed and given away—you may do practically ANYTHING in the United States with eBooks not protected by U.S. copyright law. Redistribution is subject to the trademark license, especially commercial redistribution.

> START: FULL LICENSE THE FULL PROJECT GUTENBERG LICENSE PLEASE READ THIS BEFORE YOU DISTRIBUTE OR USE THIS WORK

To protect the Project Gutenberg[™] mission of promoting the free distribution of electronic works, by using or distributing this work (or any other work associated in any way with the phrase "Project

Gutenberg"), you agree to comply with all the terms of the Full Project Gutenberg^m License available with this file or online at www.gutenberg.org/license.

Section 1. General Terms of Use and Redistributing Project Gutenberg $\ensuremath{^{\text{\tiny M}}}$ electronic works

1.A. By reading or using any part of this Project Gutenberg[™] electronic work, you indicate that you have read, understand, agree to and accept all the terms of this license and intellectual property (trademark/copyright) agreement. If you do not agree to abide by all the terms of this agreement, you must cease using and return or destroy all copies of Project Gutenberg[™] electronic works in your possession. If you paid a fee for obtaining a copy of or access to a Project Gutenberg[™] electronic work and you do not agree to be bound by the terms of this agreement, you may obtain a refund from the person or entity to whom you paid the fee as set forth in paragraph 1.E.8.

1.B. "Project Gutenberg" is a registered trademark. It may only be used on or associated in any way with an electronic work by people who agree to be bound by the terms of this agreement. There are a few things that you can do with most Project Gutenberg[™] electronic works even without complying with the full terms of this agreement. See paragraph 1.C below. There are a lot of things you can do with Project Gutenberg[™] electronic works if you follow the terms of this agreement and help preserve free future access to Project Gutenberg[™] electronic works. See paragraph 1.E below.

1.C. The Project Gutenberg Literary Archive Foundation ("the Foundation" or PGLAF), owns a compilation copyright in the collection of Project Gutenberg[™] electronic works. Nearly all the individual works in the collection are in the public domain in the United States. If an individual work is unprotected by copyright law in the United States and you are located in the United States, we do not claim a right to prevent you from copying, distributing, performing, displaying or creating derivative works based on the work as long as all references to Project Gutenberg are removed. Of course, we hope that you will support the Project Gutenberg[™] mission of promoting free access to electronic works by freely sharing Project Gutenberg[™] works in compliance with the terms of this agreement for keeping the Project Gutenberg[™] name associated with the work. You can easily comply with the terms of this agreement by keeping this work in the same format with its attached full Project Gutenberg[™] License when you share it without charge with others.

1.D. The copyright laws of the place where you are located also govern what you can do with this work. Copyright laws in most countries are in a constant state of change. If you are outside the United States, check the laws of your country in addition to the terms of this agreement before downloading, copying, displaying, performing, distributing or creating derivative works based on this work or any other Project Gutenberg[™] work. The Foundation makes no representations concerning the copyright status of any work in any country other than the United States.

1.E. Unless you have removed all references to Project Gutenberg:

1.E.1. The following sentence, with active links to, or other immediate access to, the full Project GutenbergTM License must appear prominently whenever any copy of a Project GutenbergTM work (any work on which the phrase "Project Gutenberg" appears, or with which the phrase "Project Gutenberg" is associated) is accessed, displayed, performed, viewed, copied or distributed:

This eBook is for the use of anyone anywhere in the United States and most other parts of the world at no cost and with almost no restrictions whatsoever. You may copy it, give it away or re-use it under the terms of the Project Gutenberg License included with this eBook or online at <u>www.gutenberg.org</u>. If you are not located in the United States, you will have to check the laws of the country where you are located before using this eBook.

1.E.2. If an individual Project Gutenberg^m electronic work is derived from texts not protected by U.S. copyright law (does not contain a notice indicating that it is posted with permission of the copyright holder), the work can be copied and distributed to anyone in the United States without paying any fees or charges. If you are redistributing or providing access to a work with the phrase "Project Gutenberg" associated with or appearing on the work, you must comply either with the requirements of paragraphs 1.E.1 through 1.E.7 or obtain permission for the use of the work and the Project Gutenberg^m trademark as set forth in paragraphs 1.E.8 or 1.E.9.

1.E.3. If an individual Project GutenbergTM electronic work is posted with the permission of the copyright holder, your use and distribution must comply with both paragraphs 1.E.1 through 1.E.7 and any additional terms imposed by the copyright holder. Additional terms will be linked to the Project GutenbergTM License for all works posted with the permission of the copyright holder found at the beginning of this work.

1.E.4. Do not unlink or detach or remove the full Project Gutenberg^m License terms from this work, or any files containing a part of this work or any other work associated with Project Gutenberg^m.

1.E.5. Do not copy, display, perform, distribute or redistribute this electronic work, or any part of this electronic work, without prominently displaying the sentence set forth in paragraph 1.E.1 with active links or immediate access to the full terms of the Project GutenbergTM License.

1.E.6. You may convert to and distribute this work in any binary, compressed, marked up, nonproprietary or proprietary form, including any word processing or hypertext form. However, if

you provide access to or distribute copies of a Project Gutenberg[™] work in a format other than "Plain Vanilla ASCII" or other format used in the official version posted on the official Project Gutenberg[™] website (www.gutenberg.org), you must, at no additional cost, fee or expense to the user, provide a copy, a means of exporting a copy, or a means of obtaining a copy upon request, of the work in its original "Plain Vanilla ASCII" or other form. Any alternate format must include the full Project Gutenberg[™] License as specified in paragraph 1.E.1.

1.E.7. Do not charge a fee for access to, viewing, displaying, performing, copying or distributing any Project Gutenberg[™] works unless you comply with paragraph 1.E.8 or 1.E.9.

1.E.8. You may charge a reasonable fee for copies of or providing access to or distributing Project Gutenberg^m electronic works provided that:

- You pay a royalty fee of 20% of the gross profits you derive from the use of Project Gutenberg[™] works calculated using the method you already use to calculate your applicable taxes. The fee is owed to the owner of the Project Gutenberg[™] trademark, but he has agreed to donate royalties under this paragraph to the Project Gutenberg Literary Archive Foundation. Royalty payments must be paid within 60 days following each date on which you prepare (or are legally required to prepare) your periodic tax returns. Royalty payments should be clearly marked as such and sent to the Project Gutenberg Literary Archive Foundation at the address specified in Section 4, "Information about donations to the Project Gutenberg Literary Archive Foundation."
- You provide a full refund of any money paid by a user who notifies you in writing (or by e-mail) within 30 days of receipt that s/he does not agree to the terms of the full Project Gutenberg[™] License. You must require such a user to return or destroy all copies of the works possessed in a physical medium and discontinue all use of and all access to other copies of Project Gutenberg[™] works.
- You provide, in accordance with paragraph 1.F.3, a full refund of any money paid for a work or a replacement copy, if a defect in the electronic work is discovered and reported to you within 90 days of receipt of the work.
- You comply with all other terms of this agreement for free distribution of Project Gutenberg $\ensuremath{^{\mbox{\tiny M}}}$ works.

1.E.9. If you wish to charge a fee or distribute a Project Gutenberg[™] electronic work or group of works on different terms than are set forth in this agreement, you must obtain permission in writing from the Project Gutenberg Literary Archive Foundation, the manager of the Project Gutenberg[™] trademark. Contact the Foundation as set forth in Section 3 below.

1.F.

1.F.1. Project Gutenberg volunteers and employees expend considerable effort to identify, do copyright research on, transcribe and proofread works not protected by U.S. copyright law in creating the Project Gutenberg[™] collection. Despite these efforts, Project Gutenberg[™] electronic works, and the medium on which they may be stored, may contain "Defects," such as, but not limited to, incomplete, inaccurate or corrupt data, transcription errors, a copyright or other intellectual property infringement, a defective or damaged disk or other medium, a computer virus, or computer codes that damage or cannot be read by your equipment.

1.F.2. LIMITED WARRANTY, DISCLAIMER OF DAMAGES - Except for the "Right of Replacement or Refund" described in paragraph 1.F.3, the Project Gutenberg Literary Archive Foundation, the owner of the Project Gutenberg[™] trademark, and any other party distributing a Project Gutenberg[™] electronic work under this agreement, disclaim all liability to you for damages, costs and expenses, including legal fees. YOU AGREE THAT YOU HAVE NO REMEDIES FOR NEGLIGENCE, STRICT LIABILITY, BREACH OF WARRANTY OR BREACH OF CONTRACT EXCEPT THOSE PROVIDED IN PARAGRAPH 1.F.3. YOU AGREE THAT THE FOUNDATION, THE TRADEMARK OWNER, AND ANY DISTRIBUTOR UNDER THIS AGREEMENT WILL NOT BE LIABLE TO YOU FOR ACTUAL, DIRECT, INDIRECT, CONSEQUENTIAL, PUNITIVE OR INCIDENTAL DAMAGES EVEN IF YOU GIVE NOTICE OF THE POSSIBILITY OF SUCH DAMAGE.

1.F.3. LIMITED RIGHT OF REPLACEMENT OR REFUND - If you discover a defect in this electronic work within 90 days of receiving it, you can receive a refund of the money (if any) you paid for it by sending a written explanation to the person you received the work from. If you received the work on a physical medium, you must return the medium with your written explanation. The person or entity that provided you with the defective work may elect to provide a replacement copy in lieu of a refund. If you received the work electronically, the person or entity providing it to you may choose to give you a second opportunity to receive the work electronically in lieu of a refund. If the second copy is also defective, you may demand a refund in writing without further opportunities to fix the problem.

1.F.4. Except for the limited right of replacement or refund set forth in paragraph 1.F.3, this work is provided to you 'AS-IS', WITH NO OTHER WARRANTIES OF ANY KIND, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO WARRANTIES OF MERCHANTABILITY OR FITNESS FOR ANY PURPOSE.

1.F.5. Some states do not allow disclaimers of certain implied warranties or the exclusion or

limitation of certain types of damages. If any disclaimer or limitation set forth in this agreement violates the law of the state applicable to this agreement, the agreement shall be interpreted to make the maximum disclaimer or limitation permitted by the applicable state law. The invalidity or unenforceability of any provision of this agreement shall not void the remaining provisions.

1.F.6. INDEMNITY - You agree to indemnify and hold the Foundation, the trademark owner, any agent or employee of the Foundation, anyone providing copies of Project GutenbergTM electronic works in accordance with this agreement, and any volunteers associated with the production, promotion and distribution of Project GutenbergTM electronic works, harmless from all liability, costs and expenses, including legal fees, that arise directly or indirectly from any of the following which you do or cause to occur: (a) distribution of this or any Project GutenbergTM work, (b) alteration, modification, or additions or deletions to any Project GutenbergTM work, and (c) any Defect you cause.

Section 2. Information about the Mission of Project Gutenberg™

Project Gutenberg^m is synonymous with the free distribution of electronic works in formats readable by the widest variety of computers including obsolete, old, middle-aged and new computers. It exists because of the efforts of hundreds of volunteers and donations from people in all walks of life.

Volunteers and financial support to provide volunteers with the assistance they need are critical to reaching Project GutenbergTM's goals and ensuring that the Project GutenbergTM collection will remain freely available for generations to come. In 2001, the Project Gutenberg Literary Archive Foundation was created to provide a secure and permanent future for Project GutenbergTM and future generations. To learn more about the Project Gutenberg Literary Archive Foundation and how your efforts and donations can help, see Sections 3 and 4 and the Foundation information page at www.gutenberg.

Section 3. Information about the Project Gutenberg Literary Archive Foundation

The Project Gutenberg Literary Archive Foundation is a non-profit 501(c)(3) educational corporation organized under the laws of the state of Mississippi and granted tax exempt status by the Internal Revenue Service. The Foundation's EIN or federal tax identification number is 64-6221541. Contributions to the Project Gutenberg Literary Archive Foundation are tax deductible to the full extent permitted by U.S. federal laws and your state's laws.

The Foundation's business office is located at 809 North 1500 West, Salt Lake City, UT 84116, (801) 596-1887. Email contact links and up to date contact information can be found at the Foundation's website and official page at www.gutenberg.org/contact

Section 4. Information about Donations to the Project Gutenberg Literary Archive Foundation

Project Gutenberg[™] depends upon and cannot survive without widespread public support and donations to carry out its mission of increasing the number of public domain and licensed works that can be freely distributed in machine-readable form accessible by the widest array of equipment including outdated equipment. Many small donations (\$1 to \$5,000) are particularly important to maintaining tax exempt status with the IRS.

The Foundation is committed to complying with the laws regulating charities and charitable donations in all 50 states of the United States. Compliance requirements are not uniform and it takes a considerable effort, much paperwork and many fees to meet and keep up with these requirements. We do not solicit donations in locations where we have not received written confirmation of compliance. To SEND DONATIONS or determine the status of compliance for any particular state visit www.gutenberg.org/donate.

While we cannot and do not solicit contributions from states where we have not met the solicitation requirements, we know of no prohibition against accepting unsolicited donations from donors in such states who approach us with offers to donate.

International donations are gratefully accepted, but we cannot make any statements concerning tax treatment of donations received from outside the United States. U.S. laws alone swamp our small staff.

Please check the Project Gutenberg web pages for current donation methods and addresses. Donations are accepted in a number of other ways including checks, online payments and credit card donations. To donate, please visit: www.gutenberg.org/donate

Section 5. General Information About Project Gutenberg[™] electronic works

Professor Michael S. Hart was the originator of the Project Gutenberg^m concept of a library of electronic works that could be freely shared with anyone. For forty years, he produced and distributed Project Gutenberg^m eBooks with only a loose network of volunteer support.

Project Gutenberg[™] eBooks are often created from several printed editions, all of which are confirmed as not protected by copyright in the U.S. unless a copyright notice is included. Thus, we do not necessarily keep eBooks in compliance with any particular paper edition.

Most people start at our website which has the main PG search facility: <u>www.gutenberg.org</u>.

This website includes information about Project Gutenberg^m, including how to make donations to the Project Gutenberg Literary Archive Foundation, how to help produce our new eBooks, and how to subscribe to our email newsletter to hear about new eBooks.