

MATCHLESS SHAW PIANOS.

STELLE & SEELEY,

134 WYOMING AVE.

PIANOS

FINEST LINE IN THE CITY

FOR THE PRICE.

NEW AND SECOND HAND ORGANS

A Foe to Dyspepsia

GOOD BREAD

—USE THE—

SNOW WHITE FLOUR

And always have Good Bread.

MANUFACTURED AND FOR SALE TO THE TRADE BY

The Weston Mill Co.

BEWARE OF COUNTERFEITS

THE GENUINE POPULAR

Punch Cigars

HAVE THE INITIALS

G. B. & Co.,

Printed on Each Cigar.

Garney, Brown & Co. Mfrs.

CURT HOUSE SQUARE

DR. H. B. WARE

SPECIALIST

EYE, EAR, NOSE AND THROAT

OFFICE HOURS: 10 TO 1 P.M.

135 WYOMING AVE

WEST SIDE NEWS NOTES.

Officer Gleason has been unable to be on duty the past few nights owing to illness.

Miss Maggie Davis, of North Hyde Park avenue, has gone to Philadelphia to reside.

City Assessor Henry D. Jones, of North Hyde Park avenue, spent the Sabbath with friends in Forest City.

The commencement exercises at St. Patrick's Parochial school will be held on next Wednesday afternoon.

Miss Maggie Jones, of Warrior Run, has returned home after an extended visit with relatives on Swetland street.

Mr. and Mrs. James C. Thompson, of Williamstown, are the guests of Mr. and Mrs. Richard Nichols, of Lafayette street.

Rev. Thomas Bell, of Darnmouth, Mass., occupied the pulpit of the Epiphany Congregational church yesterday morning and evening.

The pupils of Miss Bell's class in the Washington street Presbyterian church Sunday school will give an entertainment and social this evening in Clark's hall.

John R. Edwards, E. W. Thayer and Jonathan Harris, composed a party that went down the Central mine yesterday under the guidance of the genial foreman, Mr. Harris.

Frank Reese, of this side, won the 100-yard dash at the Young Men's Christian association sports at Logan park on Saturday. The race was a hand race, is now on exhibition in Davison's drug store.

The Washington Street Presbyterian church parsonage, has been removed from its old stand to a lot purchased from William Freeman across the street, with damage, either to the building or the wires of the Scranton Traction company.

St. Leo's Battalion have elected the following officers for the ensuing year: President, T. F. Kaden; vice president, Thomas Gilroy; financial secretary, W. J. Jones; corresponding secretary, J. D. Cronin; sergeant-at-arms, Thomas G. Conners; recording secretary, J. J. Durkin; trustees, J. H. Doyle, James McNamara, John Connolly, James Hart and James Murphy.

The alarm of fire which sounded from box 34, at the corner of Main and Lackawanna avenues, at 2 o'clock yesterday morning, was caused by a slight blaze among a pile of rubbish and empty boxes in the rear of the cigar store of William C. Beckwith, on North Main avenue. The blaze was extinguished through the use of chemicals by the Franklin Engine company.

The graduating class at No. 14 school, consisting of fourteen girls and five boys, composed a merry party who spent an enjoyable day at Campbell's Lodge on Saturday. The class left at early morn and a most enjoyable day was spent. The return trip was made towards evening. In the percentages from examinations Arthur Phillips ranks foremost, closely followed by Miss Millie Coons, with an average of 92. Other graduates are Miss Gertrude Follows, Aida Atkinson, Maud Fields, Gertrude Bennett, Lizzie Glander, Mary Jones, Ethel Porter, Edith Hennes, Edna Williams, Belle Warren, Mabel Yost, Grace Walker and Allen Jones. Best Myers, William Keen and Fred Coons.

The funeral of Miss Mamie McAndrew, daughter of Mr. and Mrs. Patrick McAndrew, of Ninth street, occurred yesterday afternoon at 2:30 o'clock from the family home. The remains were viewed as they rested in a handsome black casket by the many friends and relatives. The large cortege then moved to St. Patrick's church, where Rev. Father McNally conducted the funeral services. The pall-bearers consisted of John Gaughan, John B. Connors, James Rush, Thomas Carroll, B. Monaghan and James H. Rusk. Miss McAndrew was a member of St. Mary's Sodality of St. Patrick's church.

GANNON WILL NOT SIGN

Says He Prefers to Remain in Jail Until He Thinks Than Do So.

THIS WILL BE HIS TENTH DAY

Committed for Contempt Because He Refused to Sign a Deed in Favor of His Sister, Mrs. Mary Reil, as Directed by the Court—History of the Case—Begun Twenty Years Ago. The Property in Dispute.

"I'll never sign it, not if I stay here until I rot," said James Gannon to a Tribune reporter at the county jail as he brought his clenched right fist down on the open palm of his left hand with a resounding noise that disturbed the slumber of the prisoners in the next cell. "No one can make me sign away the property. There is not a judge or a jury in the world that can do it and I'll stand it. If the court says I'm to become a convict, I'll become a convict, but I won't sign away my property and the condition of affairs that lodged him behind prison bars.

He was committed to the county jail on June 16 by Judge Edwards for contempt of court in refusing to obey the order of the court and make a deed to his sister, Mrs. Mary Reil, for a valuable property located in Swetland street on the West Side. It is the second time that Gannon has been in jail for contempt in refusing to sign the deed. On March 14, 1892, he was committed before, and remained incarcerated until April 11, when his attorney, ex-Judge W. H. Stanton, succeeded in securing his release. The case was afterwards taken to the supreme court, which body decided that Gannon must sign the deed. He resolutely refused to do so.

NEARLY A QUARTER OF A CENTURY. The case which has resulted in the incarceration of Mr. Gannon, who is now fully 69 years of age, is in many respects a most peculiar one and was begun in 1870, almost a quarter of a century ago.

Mrs. Margaret Gannon, mother of Mr. Gannon, and Mrs. Mary Reil, along with the late Mr. Gannon, had an interest in the property through the contract, became vested in her daughter, who had become the wife of Thomas Reil.

She was in possession of the property and in 1870 James Gannon brought an action in ejectment in the old mayor's court of this city to obtain possession of the land. The case was referred to Attorney Isaac Post by the court but no further steps were taken in the case until June, 1881, when it was certified to the court of common pleas of this county which had been created a few years before. On Jan. 23, 1887, the action was tried before Judge Hand.

It was shown that the original contract between William Swetland had been destroyed by fire and its contents were proved by parole evidence.

VERDICT FOR MRS. REIL.

The jury rendered the following verdict in the case:

The jury find in favor of the plaintiff for the land described in the writ in this case, the verdict to be set aside and entered for the defendant upon condition that the defendant pay the sum of \$38.71 on or before the first day of April, 1887, with interest from this day, with costs of suit in the hands of the prothonotary of the court of common pleas of this county for the use of the contract made by William Swetland to Margaret Williams at the time the legal title was conveyed by said Swetland to the plaintiff in this case; said sum of money to be drawn out after the said plaintiff shall have given the said prothonotary a good and sufficient deed in fee simple to Mary Reil her heirs and assigns, the defendant in the case, said deed to be drawn out by said Mary Reil after payment of said money as aforesaid.

It will be noticed that the verdict contains the words "Mary Williams." The court decided that it was an error in writing the verdict, and that it was meant for Mary Gannon, and the verdict went into effect as if it had been so written. On March 29, 1887, Mrs. Reil paid the required amount of money into court, but Gannon refused to sign the deed for the land. He held that the verdict was not mandatory and that he could not be compelled to sign the deed if he did not choose to do so.

He was frequently appealed to during the next three years to comply with the verdict, but he refused, but resolutely refused to sign. On Feb. 20, 1891, a rule was granted on him to show cause why an attachment should not issue for contempt of court on his part.

GANNON GOES TO JAIL.

On March 14 the rule was made absolute and Gannon committed to jail again refusing to sign the deed. His counsel, ex-Judge W. H. Stanton, applied to Judge Gunster for Gannon's release on the ground that a verdict could not be enforced on the law side of the courts, that the equity court must be resorted to if the signing of the deed was refused. Judge Gunster agreed that the position was correct, and on April 11, 1892, Gannon was released from the county jail.

In accordance with the decision of the court, Mrs. Reil on Jan. 28, 1893 filed a bill in equity praying the enforcement of the conditional verdict, rendered in the equitable action in ejectment for the specific performance of contract by compelling James Gannon to file the deed.

Attorney George S. Horn was appointed master and examiner, and he recommended to the court a decree that Gannon should execute the deed prayed for and convey the land in fee simple to the defendant.

Judge Gunster overruled the finding of the master and in his opinion said: "The evidence offered by the defendant, what little there is of it, tended to show that the bill was not the bill of the owner of the land in fee. There is no evidence at all to show why the conditional verdict was rendered. There is not even any allegation in the bill why it was done. The record of the ejectment suit is so general that I am not able to say with reasonable certainty what was litigated in the case. If these matters had been alleged in the bill there can be no doubt but it would have been competent to show by extrinsic evidence what they were. As it is, I do not think the allegations or the proofs warrant a decree compelling the defendant to convey in fee simple to the plaintiff the land described in the bill.

LET THE BOYS QUALIFY

Every Man in the Regiment Should Do So Before Going to Camp.

WHAT HAS ALREADY BEEN DONE

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You Need Them

And a visit to Martin & Delany's will bewilder you at their immense stock of thin goods. Just the stuff to keep you cool.

Our novelty in summer goods is a Nobby, Long-cut, Double-breast Blue and Black Serge Coat. The proper thing for tennis.

Martin & Delany

Custom Tailors and Clothiers, WYOMING AVENUE.

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For the week we will sell everything in this department at 1-2 price in order to move our immense stock.

Just received a large lot of odd sizes in KID GLOVES, in black and colors, worth from \$1 to \$1.75, which will be sold for 50c. a Pair

A lot of LADIES' WAISTS, reduced from \$1.25 to 50c.

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A Fine Diagonal

Worsted Suit

for Men,

in colors black

and blue, for

Only \$9.90

Christian, The Hatter

412 SPRUCE ST. 206 LACKA AVENUE.

It's a Great Shock

Eggs received Daily from the Home Poultry Farm.

C. DITCHBURN, 437 Lackawanna Ave.

A. W. JURISCH 435 SPRUCE STREET BICYCLES AND SPORTING GOODS.

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