## **DECISION ON INCOME TAX**

Opinion of United States Supreme Court on the Measure.

THE JUSTICES ARE DIVIDED

Their Decision Leaves the Constitution ality of the Law Still Open-On Important Points the Count Stands Four Against Four.

Washington, April 8.-The supreme court of the United States today handed down its decision on the constitutionality of the income tax.

The decision leaves the question of the constitutionality of the law still open. It is expected that the payment of the tax will be respected, and that sults will result in United States circuit and district courts, and that whatever may be the decision of these courts an appeal will again be taken to the United States supreme court, when a

full bench can hear arguments. On the question of the constitutionality of the tax on rents, the court by vote of six to two holds that it is a direct tax, and not being laid proportionately among the states on the basis of the last census is unconstitutional. As to the tax on interests from state and municipal bonds the court is reported to have stood five to three aglanst constitutionality of the tax, the majority holding that such a tax is an imposition upon the revenues of the municipality which authorized the bonds, and unconstitutional. On all other points the court divided evenly, Justices Harlan, Shiras and Brown (Republicans), and Justice White (Democrat), holding the law to be constitutional, or rather that it had not been invalidated as a whole by the constitutional defect contained in the tax on rents and bonds. Four justices, Fuller and Field (Democrats), and Grey and Brewer (Republicans), held the law to be unconstitutional in every particular. Justice Fuller began reading the decision at 12.10 and finished at 1 o'clock, reading the decision of the question whether or not the tax on rents from real estate is a tax on real estate and therefore a direct tax, and announced that the court has decided it is a tax on real estate, therefore a direct tax, and, as provided for in the

present law, unconstitutional. The opinion of the chief justice also declares that the tax on municipal and state bonds is unconstitutional. On all other points the court is equally divided. The decision of the court below on these points is reversed, and a simflar entry made in the case of Hyde vs. Continental Trust company.

Main Points of the Opinion. The conclusions of the court were stated as follows:

First-That by the constitution federal taxation is divided into two great classes, direct taxes and duties, imports and ex-

taxes is governed by the rule of apportionment among the several states, according to numbers, and the imposition of duties, imports and excises by the rule of uni-formity throughout the United States. Third-That the principle that taxation

and representation go together was intended to be and was preserved in the constitution by the establishment of the rule of apportionment among the several states, sa that such apportionment should be according to numbers in each state.

Fourth—That the states surrendered their power to levy imports and to regulate commerce to the general government, and gave it the concurrent power to levy direct taxes in reliance on the protetion afforded by the rules prescribed, and that the compromises of the constitution cannot be disturbed by legislative action. Fifth-That these conclusions result from the text of the constitution, and are supported by the historical evidence fur-nished by the circumstances surrounding

the framing and adoption of that instruent and the views of those who framed Sixth-That the understanding and exctation at the time of the adoption of e constitution was that direct taxes

would not be levied by the general government except under the pressure of ex-traordinary exigency, and such has been the practice down to Aug. 15, 1894. If the dinary and usual means of supply, that fact furnishes an additional reason for circumspection in disposing of the present Seventh-That taxes on real estate be-long to the class of direct taxes, and that

tate, which is the incident of its owner-ship, belong to the same class pelong to the same class. Eighth-That by no previous decision of

this court has this question been ad-judicated to the contrary of the concluons now and announced.

That so much of the act of Aug. 15, 1894, as attempts to impose a tax upon the rent or income of real estate with-

put apportionment is invalid.

The Act of August 15. The court is further of opinion that the act of August 15, 1894, is invalid so far as it attempts to levy a tax upon the income derived from municipal bonds. As the municipal corporation is the representative of the state and e of the instrumentalities of the state government, the property and revenues of municipal corporations are not the subjects of federal taxation nor is the income derived from state county and municipal securities, since taxation on the interest thereon operates the power to borrow before it is exercised and has a sensible influence on the contract and therefore such a tax is a tax on the power of the states and their instrumentalities to borrow money, and consequently repugnant to

Upon each of the other questions ar-ped at the bar, to wit:

st—Whether the void provisions as its and income from real estate in-tes the whole act. id—Whether as to the income from

property as such, the act is un-lonal as laying direct taxes. Vhether any part of the tax, if ored as a direct tax, is invalid, uniformity on either of the sted-the justices who heard

nts are equally divided and opinion is expressed. is that the decree of the City.

is reversed and the cause with directions to enter a favor of complainant in reof the voluntary payment of the rents and income of its and that which it holds in nd on the income from the The chief justice said that the juris-liction of courts of equity to prevent liversion of funds by breach of trust

or illegal payment of the funds had been frequently affirmed by the court. The question was not raised in the court below, but had been explicitly waived on the argument of the case, and the court felt justified in proceeding to a decision of the case on its merits.

He said that the power to decide a law unconstitutional was used with reluctance, but the responsibility could not be evaded when the necessity arose. The contentions respecting this law

First-That a tax on rents was a tax on real estate, and that not being laid accord-ing to apportionment it was invalid. Second—That it was not uniform and a

violation of the constitutional require ments that such taxes shall be laid with uniformity. Under this head came the exceptions in favor of these persons who were not in possession of an income of \$4,000; of mutual insurance companies, savings banks and partnerships, all organized for and doing the same business as that of corporations authorized by the states. sound public policy.

Third-That incomes from investments on midwives and nurses.

in state and municipal bonds could not be

Justice Field's Opinion.

Associate Justice Field read an opinion declaring the whole income tax be unconstitutional. Associate Justice libraries. hundred years past.

the third objection to the law. That it \$3,000. This is a reduction of \$1,000. imposed a tax upon the incomes derived from investments in state and munici- ing the act for the incorporation of pal bonds, and was therefore invalid. third class cities, defining the duties of

bonds. Chief Justice Fuller re-asserted the general principle that a tax on govern- authorizing the appointment of a stenment bonds was held to be a tax on contracts and prejudicial to the public of the health office of the port of Philinterest. It was therefore obvious that such a tax on the power of states or municipalities to make contracts was prejudicial to public policy, and there-

fore unconstitutional. On the other matters involved, the company, of New York city, and in the case of John G. Moore vs. Joseph S. Miller, commissioner of internal revenue, for an injunction to restrain him from proceeding to carry out the law. appealed from the courts of the Disstated that the court was equally di-

The judgment of the lower courts, as far as it related to the payment of the bonds, was reversed. In the Moore case the effect of the court's action is to affirm the refusal of an injunction against the commissioner of internal

## GOVERNOR MARVIL DEAD.

from Heart Disease Laurel, Del., April 8.-After an Illthat has lasted for several months, Grvernor Joshua Honkins Marvil died at 1.15 o'clock tonight. Just previous to his inaugural a few months ago. Governor Marvil was stricken with heart disease and was too ill to take cities and boroughs to vote on the quespart in the ceremonies of his induction into office.

Governor Marvil was born in Sussex county, this state, Sept. 3, 1835, and came of an old Delaware family. Governor Marvil's term of office

would have expired January 1, 1899. By his death, William P. Watson, speaker of the senate, who is a Democrat, becomes acting governor. By the elevator of Mr. Watson to the gubernatorial chair, the senate of this state becomes a tie, four Republicans and four Democrats.

#### GRADY'S DEFALCATIONS. It Is Thought That They Will Exceed

\$38,000.

Laucaster, Pa., April 8.—It is now b lieved that the defalcation of T. H. Grady, cashier of the First National bank of Marietta, will reach, if not exceed, \$38,000 which it is feared will be greatly swelled by sums secured in a semi-official way.

While acting as agent for Mrs. Christian Hower, she gave him \$3,300 to deposit in the bank. He credited the amount in her book, but failed to put Found Buried in a Yard at Jeffersonany of the money in the bank, and it is believed that more transactions of a similar character will be brought to light as the investigation proceeds.

### THE CHAMPION DIPPER.

Colored Baptist Minister Brenks the World's Baptizing Record. Harrodsburg, Ky., April 8.-Rev

Charles Davis, pastor of the colored Baptist church here, broke all baptizing records Sunday, when in twentynine minutes he immersed seventy-six mitted. colored converts.

The water was exceedingly cold.

### TELEGRAPHIC TICKS:

Trichinae in pork will probably cause the death of Peter Marks' family of six, at Laporte, Ind.

Ex-Adjutant General J. G. Farnsworth. York, is seriously ill in a Washington hotel.

The Rock Island road will furnish more oney to C. B .Jewell for rainmaking exnents in Kansas, By eating wild parsnips a child of E. Stucke, of Genoa, Neb., was fatally pois-

oned, but another may recover. Because of a recent third suicide on Rufus Powell's farm, near Somerset, N. Y., it has been named the "suicide place."

The disappearance of John W. Wilcox, from Auburn, R. I., is laid to robbers are supposed to have killed him to get \$700. Over 20,000 persons attended the final

service of the sixty-fifth annual confer-ence of the Mormon church at Salt Lake Longshoreman J. M. Gregory, who killed his wife at New York, was found terribly wounded at his home, having attempted snielde.

While crazy with drink, Tom Nifong, of

Modeata, Ill., shot at the postmaster, slightly wounding him, and tried to cut his wife's throat.

## PENROSE ON PRIZE FIGHTS

Introduces a Bill to Regulate the Weight of Boxing Gloves.

REGARDING WATER COMPANIES

The Woods Bill to Compel Cities and Boroughs to Purchase Water Plants, Is Discussed - Other Measures Before the Lawmakers.

Harrisburg, April 8.—When the sen-ate met at 8 o'clock there was less than

a quorum present. A bill was introduced by Senator Penrose to prohibit prize fights and requiring 6-ounce gloves to be used in box-ing matches; a bill enabling citizens and state corporations to hold and con-These exceptions, it was held, were arbitrary and capricious, and not based upon aliens; also a bill for the prevention of vey titles which have been held by blindness by imposing certain duties

Mr. Brown introduced a bill requiring tax collectors to make stated returns to town councils, also a bill defining imitation butter.

Mr. Grady presented a bill authorizprovision of the tariff law of 1894 to leg municipalities to establish public

White dissented from the view of the | The bill creating the office of deputy court and protested against a re-open- auditor general, which is on the third ing of the decisions of the court of a reading calendar, was called up by Senator Grady and amended so as to Next in order the opinion considered make the salary attached to the office Mr. Andrews presented a bill amend-He concurred with the majority of the boards of assessors; also a bill amendcourt, however, upon the question of ing the act providing for the assess the taxation of state and municipal ment and collection of damages and costs for municipal improvements.

Mr. Grady introduced another bill adelphia at a salary not to exceed \$1,000

House P.oceedings. In the house tonight Mr. Shuey,

Schuylkill, introduced a bill to compensate N. B. Johnson, father of W. S. case of Hyde vs. the Continental Trust Johnson, of Company F, Eighth regiment. National Guard, who died from typhold fever contracted at Gettysburg.

For the first time during the session a special calendar of senate bills on second reading had been prepared, and trict of Columbia, Chief Justice Fuller among them which passed were the following: To increase the salary of the superintendent of public printing from \$1,600 to \$3,500; relating to indexing of judgments and decrees of United tax on rents and state and municipal States court; for the publication of state library catalogue; to establish a state board of veterinary medical examiners

The Woods act to compel cities and having made it. I could have neither Kerrigener said that he had requested boroughs to purchase private water desire nor motive for saying anything the boys to look in the eistern and companies before going into the busi-unkind or uncharitable of the president search the barn for their missing parness of furnishing water, provoked or of any party whatsoever. The case ents. The children, he said, had found considerable discussion. Mr. Merrick being one of conflict of testimony be-Delaware's Chief Magistrate Expires objected to it on the ground that it was tween witnesses of equal credibility contrary to all public policy and destroyed competition, and Mr. Scaife adness from a complication of diseases vocated the bill on the ground that it testimony, I withdraw the statement were at home. Kerrigener advised them protects invested capital and seeks to and tender apologies and sincere re- to kick the parior door in. About this prevent a great wrong to existing corporations.

The debate on the bill was continued at length and amended so as to permit tion of whether the private corporations shall be purchased, and passed second reading by 69 yeas to 63 nays.

### DROVE HIM TO SUICIDE.

Man While Pinned Down by

Bowlder Cuts His Throat. Oelwein, Ia., April 8.-A tragedy of secullar nature occurred yesterday. A 'ew miles east of this city a man named Baker, while excavating a hole for the purpose of sinking a bowlder weighing several tons, was crushed by the accidental falling of the stone. He lay with both legs broken and the left arm mangled for probably six hours, no re-

In his despair be cut his throat from ear to ear with a dull jackknife. When found he was still faintly breathing. He left home about 1 o'clock, but not returning for supper a man went in quest of him, finding him in the described condition. He leaves a widow and two small children.

### SKELETON DISCOVERED.

ville, Ind., by Negroes.

Jeffersonville, Ind., April 8.-The finding of a skeleton in a crude-shaped box in a yard in the heart of the city this The peculations were begun at least morning was the cause of much comment. The bones were evidently those of a woman, and the skull was crushed. Negroes made the discovery while they were laying off a strip of ground for a

From the appearance of the skeleton it is supposed to have been buried several yars. The box is in a good state of preservation. Many are inclined to the belief that a murder has been com-

### FORTY DAYS WITHOUT FOOD.

During That Time an Indiana Woman Drinks Only a Cup of Water.

Valparaiso, Ind., April 8.-Mrs. Henry Burgess, of Hebron, this county, died last night. She had been bedfast for over eight weeks and for forty days she was unable to take any nourishment. During all this time she only drank a cup of water. Her case baffled the skill of numerous physicians who were

alled to attend her. Before she was taken sick she weighed 180 pounds, but at her death she weighed only sixty-five pounds.

#### She was 55 years old. BOY THIEVES CAUGHT.

ender of a Gang in Indiana Is Only 10 Years Old.

Anderson, Ind., April 8.-One of the most notorious gangs of petty thieves in the state was broken up this morning at 2 o'clock by the arrest of five boys. They have been banded together for the past year, and, under the leadership of Willie Blue, a 10-year-old lad. have been doing a wholesale house and

store breaking business. They entered three of the largest business houses in the city last night and looted them, and were caught in Harriman & May's hardware store and landed in jail. Besides Blue the boys are: Clyde Chapman, Ora Welch,

Charles Stinnett and Charles Turner, all of whom have good homes and plenty of money. They will be sent to the reform school.

COFFEE MEN FORM A POOL. Capitalists in France Will Try to Control

the Market. New York, April 8.—Definite informa-tion reached here Thursday of the formation of an extensive pool in France to control the coffee market. The most conspicuous figure in the deal is Guzman Blanco, the former president of Venezuela, who now lives in Paris.

Blanco is generally credited among coffee men of this city with having bought 200,000 bags of Brazilian coffee within the last few months. In addition to this he is carrying an extensive line of futures.

#### CYCLONE RELIC FOUND. Oak Sill Recovered Which Recalls a Ter-

rible Storm in 1858.

Arcola; Ill., April 8.-The removal of a building today unearthed a relic of the destructive cyclone which swept over this section in May, 1858. During the storm an oak sill twenty feet long and eight inches thick was lifted from an adjacent structure, driven completely through the building above referred to, and entered the ground fully eight feet. Workmen who were excavating for a cellar today unearthed the sill and it will be preserved as a memento of the hurricane.

### REV. LANSING EXPLAINS.

His Assertion That the President Was Under Influence of Tanglefoot Was Based Upon Common Report.

Boston, April 8 .- Rev. I. J. Lansing. whose references to the president in his address before the New England con-ference at Salem last Thursday night provokd extended criticism, gives out the following statement tonight: "My allusion made in a temperance

address at Salem on Thursday, April 4, to the drinking habits of the president of the United States was based partly on common report and partly on the testimony of eye witnesses, "From various and independent

sources which I believed to be wholly reliable, I had been informed that the president had been seen, on different occasions, and in the presence of many persons, in an intoxicated condition. "From the circumstantial and de-

tailed character of these statements, I supposed there was no doubt as to the facts alleged. I therefore made this allusion as a matter of common report. basing my confidence on the testimony of personal, and as I supposed, credible witnesses.

"I must, therefore, say that if my statement reproducing such testimony I cannot decide, and since I have no as they had never been allowed in the personal knowledge apart from the room when their father and mother gret to the president of the United time J. F. Smalts, who lives nearby States, and to the public,"

### SWINDLER ARRESTED.

C. H. Badlin, Who Victimized Piano and

Organ Men, Captured at Niagara, Niagara Falls, N.Y., April 8.—Charles police. Badlin's plan of operation is to couple ufacturers and have them ship a plano or organ to him, giving good references, or asking them to draw on him in ten man, and stated that he had found a days.

He would forge the references and place, there selling it and pocketing the made by some blunt instrument like proceeds. Among the firms fleeced by him are Tapper & Co., of Chicago; Newman Organ company, of Chicago, and Packard Organ company, of Fort Wayne, Mich. A charge of forgery and an indictment are against the man under the name of Day at Ogdensburg. Chicago authorities also wanted the man.

### MAY INHERIT THE TITLE.

Topeka Minister Called to London by His

Father's Death. Topeka, Kan., April 8.-Rev. Charles Rowland Hill, only son and heir of the late Viscount Hill, who died in London, is a resident of Topeka, an Episcopal clergyman, connected with Grace cathedral here. Whether the title descends to the son he will not state. He declined to say what his intentions were, but he has received a number of cablegrams since his father's death, and probably will go to London Before he came to Topeka he was located at Leavenworth.

### INSANE FROM EXCITEMENT. Walters' Crime Drives His Mother and a

Galena, Kan., April 8,-Boston Mills, scene of the killing of the Cox brothers by Newton Walters, and his subsequent suicide, is still in a fever of excitement. Thursday Levi Rinker, on whose farm Walters was employed, became insane from the shock caused by the tragedies. The murderer's mother, Mrs. Wal-

### ter's, has also become a raving maniac since her son's crime became known. STATE GLEANINGS.

Beefsteak has gone up to 25 cents a pound at Easton. The slate operators of Bangor and vicin-

ity were never so busy. Pinegrove, Schuylkill county, will have a new shirt factory, employing 100 hands. Hazleton advocates of the Quay county bill will continue their efforts until the measure passes finally.

Several Pottstown land owners will experiment on a new form of charity by loaning land for truck farming to poor An interstate fair for the colored people of West Virginia, Maryland and Pennsyl-vania will be held at Conocogheagne in

Because they created a disturbance class entertainment six members of Har-risburg's high school graduating class will be refused diplomas.

## MURDER

Damaging Evidence Heard Before the Coroner's Jury.

TESTIMONY OF THE CHILDREN

What the Neighbors Saw-Story of the Husband's Brutality-Threats Made Against the Murdered Woman. Windish Still Missing.

Special to the Scranton Tribune. Pittston, April 8.—The witnesses in the Windish murder case were questioned this afternoon at the office of Justice Gibbons before Coroner John E. Perkins and County Detective Eckert, both of Wilkes-Barre. The first witness sworn was Frank Windish, the youngest son of the murdered woman. He testified that on Thursday morning last he left home as usual for his work at No. 8 breaker of the Pennsylvania Coal company. When he returned about 3 o'clock he was not able to find any of the family about the premises. His oldest brother, George, returned from his work about 3.30. Nothing unusual in the appearance of the house attracted their attention or aroused their suspicions. He stated that his sister, Sophia, returned from school at the usual hour of 3.45. The children on Thursday night thought that the father had left home for a short time and that their mother had followed him, as had been the case before. On Friday morning the children overslept their usual time, and it was 10 o'clock before they left the house for work. Frank stated that the dast time he saw his mother was on Thursday morning, before he left for work at the key to the room where the body was fleet itenerary, and he complained to found; and also said that his father had the navy department of the omission. beaten his mother on the Sunday previous to the day the crime was committed.

### The Father's Threats.

The testimony of the oldest son, George, only varied from that of his brother in that he said that his father had threatened to kill both the mother and witness on a previous occasion; and that in a row last summer had struck the woman with a mallet. He

saw his father last on Wednesday, and his mother last on Thursday morning. James Kerrigener testified that he lived opposite the residence of the Windish family, and first discovered that something must be wrong at the Windish home, as the boys had complained that their parents had not arrived home. The boys told him they is not in harmony with facts, I regret had never been away so long before opposite the Windish residence, came over and looked in the parlor window and discovered the object on the floor which proved to be the dead body

of the murdered woman. Smalts forced the door open. John Drummond, the next witness, H. Badlin, a clever plano and organ was well acquainted with the Windish swindler, was nabbed here today by the family. He had frequently heard the engaged in quarrels. He write to different plano and organ man- saw Mrs. Windish alive on Wednesday. Dr. Barrett testified to having examined the body of the murdered wonumber of wounds upon her head, any one of which would have caused secure the instrument, reship to some death. The cuts appeared to have been

#### a dull chisel. A Link in the Chain.

Louis Weintz went by the Windish residence between 12.30 and 1.30 Thursday and met Windish walking toward the central part of the city. Windish was nicely dressed at the time. Weintz hailed Windish, but the latter, making no reply, walked hurriedly away. Charles Heinselman testified that he

had known the Windish family ten years. On Wednesday night he met Windish in a place kept by a man named Reynolds. Windish and Heinselman had not spoken to each other since last summer, but on that evening Windish began conversation with Heinselman and during the evening be came very confidential. During the course of his remarks Windish intimated that he would dispose of his wife

in some way in the near future. After listening to the evidence the jury rendered a verdict to the effect that the said Elizabeth Windish came to her death by the hand of her husband. George Windish, at noon on Thursday, April 4.

Officers working on the case have

#### not been able to locate Windish. WOOD HEIRS SUCCESSFUL. Come Into Possession of Mining Prop-

erty Valued at \$10,000,000.

Denver, April 8.-The famous Wood heirs' litigation has been settled and the plaintiffs have come into mining property in Asper valued at \$10,000,000 It was claimed that W. J. Wood, a poor Canadian, who located the Emma mine was defrauded of his interest in that property.

All the heirs except Captain James O. Wood, of Chicago, have signed the agreement, and he is expected to do so.

### ROBBED BY MEXICANS.

merican and English Tourists Fare Budly in Chiapas.

Cordova, Mex., April 8.-Henry Westfall, a young English tourist of prominent family, has arrived here from an overland trip to the isthmus on Tehuan tepec. He states that he was attacked by a band of renegade Indians and outlaws in the state of Chiapas and robbed of all the money and valuables that he carried.

American companion, named Goodwin, was wounded by the bandits.

#### COAL PRICES FIXED. Result of the Sales Agents' Conference

Yesterday.

New York, April 8.—The coal sales agents at their meeting today recommended the following basis of anthra-

#### cite prices for New York tidewater points to take effect immediately: Grate, chestnut and egg, \$3.35; jand \$3.50. Western prices were placed at \$4.60 for grate, egg and chest-

nue, and \$4.75 for stove. In some cases these prices show advances of 50 cents per ton. The New York tidewater points are considerably below the last circular, but a good deal above the prices recently prevailing. Compared with April 1, 1894, prices show a decrease of 15 to 40 cents.

### NO HOPE FOR QUEEN LIL. England Will Not Interfere in the Case of

the Dusky Prisoner. London, April 8.-In the house of commons today Sid Edward Grey, under secretary for foreign affairs, replying to a question, said the government could not interfere in the case of ex-Queen Liliuokalani, of Hawaii. Replying to a question by Sir George

Baden-Powell, Sir Edward said that the government had not yet received any response from Venezuela in regard to England's demand for an explanation of the recent insult to the British flag in British South American territory.

### OUR SHIPS AT HAYTL.

Admiral Meade's Squadron Will Leave at once for Port An Prince-American In terests to Be Protected.

Washington, April 8 .- Admiral Meade cabled the navy department this morning from Kingston that his squadron would leave at once for Port Au Prince, Hayti, with the exception of the Cin-Cinnati, which would go to Port Antonio. This dispatch was somewhat surprising to the naval authorities, as the fleet is already overdue at Colon where the admiral asked to have his mail sent after April 1. It is explained, however, that Minister Smythe, at Port Au 1 rince, was greatly disappointed shaft. His father was in bed when he left for work Thursday morning. He san Domingo for Kingston omiting said that his father always carried the Port Au Prince, which had been on the

> It was considered very harmful to American interests for the warships to avoid the Haytien port, and it is thought the admiral has taken this opportunity while the squadron was in the vicinity, to rectify the mistake. It is also explained that Admiral Meade was compelled to hurry from San Do-mingo to Kingston because the fuel of the ships was running low and the coal supply was at Kingston awaiting him It is not so easy to explain the mission

> of the Cincinnati to Port Antonio. This is situated on the northeast coast of Jamacia, not over a hundred miles from Kingston, and is important as the landing place of the cable, and the stopping point of many American fruit steamers It is also directly opposite Santiago D: Cuba, and would be an ideal point of departure for fillibusters who might tranship arms and ammunition from fruit steamers to Cuba schooners. It is said at the navy department that the admiral has a perfect right to order the ships of his command wherever he pleases without explaining the reons, the sole restriction being that he must inform the department of their whereabouts.

### BURNED TO DEATH.

Horrible Fate of a Child who Fell Down

Stairs with a Lamp. Special to the Scranton Tribune, Forest City, April 8.—The thirteenyear-old daughter of David Thomas, who lives on the Warren tract, between here and Richmondale, met with a frightful accident Friday evening, which resulted in her death Saturday morning at 6 o'clock. The child went up stairs about 6 o'clock Friday evening and started to come down again with a lighted lamp. In some manner she tripped and fell to the bottom of the stairs, the lamp breaking and the burning oil scattering over her clothes. She ran out of the house into the yard

and the wind fanned the flames until she was ablaze from head to foot. S. T. O'Nell heard her screams and running out of his house, which is situated near by, he called for a quilt or blanket. A part of a quilt was brought to him and he enveloped the upper portion of her body in it. Assistance came and the flames were smothered, but not until the clothes were nearly burned off the child. She lingered in great agony until Saturday morning when death relieved her sufferings. At the time of the accident the girl

#### was not at home, but was working for a neighboring family. BURGLARY AT MAYFIELD.

Thieves Gain Entrance to the Store o A. M. Place. Special to the Scranton Tribune.

Mayfield, April 8.—Sometime during Saturday night thieves entered the store of A. M. Place, on Poplar street, gaining an entrance through the upper part of the front door by taking out a

pane of glass. They secured some shoes and a few triffing articles. There have been so many burglaries in this place of late, it would seem as though the borough officials should do something to apprehend the guilty par ties, or put a night officer on duty to patrol the streets.

Caesar Is Indicted. New York, April 8.—The grand jury this afternoon ordered an indictment for mur-der in the first degree against the negro, William Caesar. Caesar is charged with the murder of Mary Martin, who membered body was found in an areaway

#### on Sixth avenue a week ago. FOREIGN NEWS NOTES.

Russia has just sent her first diplomatic representative to Chile. The Duke of Aosta, who is to wed Princess Helena of Orleans, has arrived

in London.

The Trieste chamber of commerce has asked Austria to subsidize a direct steamship line to America. By the intervention of government of ficials the great shoe strike in England will probably be settled this week.

Many bodies of tramps, frozen to death during the March blizzard, have been unvered by the thaw in Eastern Germany espite the repeated expulsion of Mormon missionaries, several women from Brandenburg, Germany, left for Utah last

Court Taaffe, the retired Austrian prem

ier, has published for private circulation a novel dealing with political history of his time WEATHER REPORT.

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