

NORTON'S BULLETIN. Easter Novelties, Easter Booklets, Easter Cards, Easter Books in Fine Leather, Suitable for Wedding and Other Gifts, Easter Stationery, Society Stationery, American and English Makes, Very Large Variety, Popular Prices. Engraving and Printing, Calling Cards, Invitations, &c., To Order on Short Notice. New Books, All the Desirable Ones; Periodicals, Everything Worthy of Attention Received When Issued. M. NORTON, 322 Lackawanna Avenue.

ENTIRE WHEAT FLOUR OF THE Best Quality. WE WHOLESALE IT. The Weston Mill Co Scranton, Olyphant and Carbondale. BEWARE OF COUNTERFEITS. THE GENUINE POPULAR PUNCH CIGARS. Have the initials W. B. & CO. imprinted in each cigar. GARNEY, BROWN & CO., MANUFACTURERS, COURT HOUSE SQ.

PERSONAL. Miss Cora Stevens, of Nicholson, is the guest of friends in this city. Mr. and Mrs. M. J. Kearney, of Archbald, were in the city yesterday. Mr. and Mrs. Robert B. Marvin, of Haverhill, N. J., were here yesterday. City Engineer Joseph P. Phillips, was at his office yesterday after a week's illness. Mr. and Mrs. William De Silva, of Kingston, spent Sunday with friends on the West Side. John McLaughlin was yesterday appointed by the court as deputy constable of the Third ward of Olyphant borough. Copies of the assessments in townships and boroughs for the year 1896 are now ready for delivery at the county commissioners' office. Great Mid-Week Edition. Tomorrow's Tribune will consist of twelve pages. Not filled with a lot of cheap boiler plate stories, receipts, etc., but filled with original matter, all of which will be the production of our own office. The Tribune leads. Buy it and be up-to-date.

BORN. Mr. and Mrs. V. R. Gardner, of Factoryville, March 29, a son. DIED. BEEMER—In Newton township, March 29, 1896, Elias Beemer, father of Superintendent George W. Beemer, of the Hillside Home, age 90 years. Funeral Thursday afternoon. Services at the residence in Newton. DAVIES—In Scranton, March 29, 1896, at 9:20 a. m., Mrs. Martha A. Watkins Davies, at her home, 181 Lafayette street, funeral from the house at 2 o'clock Tuesday, and from the Simpson Methodist Episcopal church at 2:30 o'clock. Interment in Forest Hill cemetery. GARVEY—In Scranton, Pa., March 29, 1896, Mrs. Mary Garvey, at her residence, 523 Third street, funeral notice later. GAUGHAN—March 29 at 6:20 p. m. Bridget Gaughan, at her residence, 374 Prospect avenue, widow of late John Gaughan. Funeral Wednesday morning at 9 o'clock at St. John's Catholic church. High mass of requiem. MCGOWAN—In Scranton, Pa., March 29, 1896, Mrs. Annie McGowan, wife of Michael McGowan, at their home, 229 Charles street, funeral Wednesday at 2 p. m. Interment in Hyde Park Catholic cemetery.

COMMON PLEAS COURT. Cases Settled and Others That Came Up for Trial. The second week of common pleas court opened yesterday. Judge Archbald is on the bench in the main court room. In No. 2 the trespass suit of Elias Pickering against the Scranton Traction company was a trial before Judge Gunter, it having come over from last week. All the evidence of the defense is now in the testimony of one witness who is expected from Washington this morning to state some facts concerning Mr. Pickering's application for a pension. There was no case opened for jury trial in the main court room; it was that of Thomas Beach against the city of Scranton and it was non-suited after the evidence of the plaintiff was heard. Attorneys D. W. McGowan, and Hulslander & Vosburg represented the plaintiff and the defendant was represented by City Solicitor J. H. Torrey. The action was for \$10,000 damages alleged by reason of the overflow of surface water on the plaintiff's property on Garfield avenue. It was alleged that the improper grading of the avenue caused the water to flow on the premises. MRS. BEACH'S TESTIMONY. Mr. Beach is dead. His wife testified that the overflow of water damaged the property to the extent of \$1,000. On cross-examination she varied the amount as low as \$500. Mr. Torrey moved for a non-suit on the ground that no negligence on the part of the city had been shown and no estimate of the actual damage done has been shown to the jury. Mrs. Beach was not positive of the amount and much of her testimony was guess work. Judge Archbald allowed the motion and granted the non-suit, also a rule to show cause why the non-suit should not be stricken off. In the suit of E. Wilhelm against

THE AWARD WILL STAND. Judge H. M. Edwards Refuses to Strike It Off. HISTORY OF THE PROCEEDING. Attorney I. H. Burns Obtains an Award of \$15,000 Against Attorney Cornelius Smith for Alleged Libel. Published Concerning Him. Judge H. M. Edwards handed down an opinion yesterday refusing to strike off the award of \$15,000 given by Arbitrators Fred W. Flett, George M. Watson and T. P. Duffy, in the suit for \$50,000 brought by Attorney I. H. Burns against Attorney Cornelius Smith and John G. Jennings, founded on alleged libelous charges contained in a paper book filed of record in the Supreme court. In July, 1895, Mr. Smith filed his paper book with the prothonotary of the Supreme court at Philadelphia and in it he charged Mr. Burns and others with soliciting and procuring many of the officials of the court of this county to combine and confederate for the purpose of defeating John G. Jennings in his trespass suit against the Lehigh Valley Railroad company. The first effect of this alleged combination, according to the charges in the paper book, was to send some unknown person to the city hospital in Wilkes-Barre to impersonate James Jennings, the Mud Run wreck on Oct. 10, 1888. The rest of the charges include substantially that juries were packed, etc., and that this time brought on the court from the bench down was arrayed against the plaintiff to defeat him. On July 28, 1895, Warren & Knapp and O'Brien & Kellogg representing Mr. Burns brought suit in court against Mr. Smith for \$50,000. The case was tried before arbitrators, but Mr. Smith was not represented at any of the hearings, either personally or by counsel. He was served with sufficient notice but failed to put in an appearance. Attorney A. J. Jones, Jr., was one of the arbitrators chosen originally, but he was unexpectedly called out of the city and T. P. Duffy was substituted in his stead. THE ARBITRATORS CHOSEN. Prothonotary C. E. Pryor selected the arbitrators on account of the failure of Mr. Smith to take any action in the matter. They met eight times altogether and on Sept. 19, 1895, they agreed upon the award of \$15,000 in favor of the plaintiff on Sept. 23, four days later, Mr. Smith came before Prothonotary Pryor and entered an appeal against the award, paying the costs by check. He complained of the size of the arbitrators' fees and instructed Mr. Pryor to hold the check. The costs amounted to \$47.13, and exceptions were filed by Mr. Smith against the amount charged by the arbitrators. Twenty-five days after the award was made, Mr. Smith came and took his check and paid the full amount of costs in currency. The arbitrators then the plaintiff attacked the award on the ground that Mr. Smith did not pay the costs in cash within twenty days. The law provides that in cases of appeal, the one appealing must take up on or before twenty days after judgment has been entered, and the costs must be paid in cash. In his opinion Judge Edwards says that among the numerous reasons alleged for setting aside the award, there is no evidence to sustain the allegation of misbehavior on the part of the arbitrators, nor can anything be shown to the effect that the proceedings were irregular and in accordance with the compulsory arbitration law and confirmed by decisions of the Supreme court. JUSTIFIED BY OUR COURTS. The opinion deals with the reason setting forth that there was no cause of action against the plaintiff as set forth by the English courts that judges, counsel, parties and witnesses are absolutely exempted from liability to an action for defamatory words published in the course of judicial proceedings. This doctrine, Judge Edwards says, is qualified in the American courts as to parties, counsel and witnesses to the extent that their statements made in the course of an action must be pertinent and material to the case, and he declares that the modification of the English doctrine made by the American courts is wise and sufficiently conservative. The opinion on the rule to show cause why the appeal entered by the defendant should not be stricken off recites that it is unnecessary to discuss the facts disclosed by the record. The law is clearly stated by the Supreme court. One of the conditions precedent to a valid appeal from an award of arbitrators is the payment of costs within the twenty days allowed by the act; and it has been repeatedly held that actual payment is required. Payment by check, or by draft, or by charging the costs to the appellant's attorney is not payment within the meaning of the act. In the case now under consideration the record and the depositions show that the costs were paid by check, and that actual payment in money was not made until Oct. 1, 1895. There is no evidence that the award was filed. The rule to strike off the appeal is made absolute and the appeal is stricken off. Judge Edwards at the conclusion of his opinion says that President Judge Archbald was not present during the argument of these rules and has, therefore, taken no part in the disposition of them.

WE ARE SHOWING New Spring Goods. The Best Styles ever offered in Lace and Button and all the best colors for Ladies, Misses and Children. EARSTER SHOES. Are the new things. You should see them before purchasing elsewhere. LOOK IN OUR SHOW WINDOWS. SCHANK & KOEHLER, 410 Spruce Street.

HE ASKS FOR A JURY TRIAL. Attorney Smith's Answer in the Disbarment Proceedings. IT CONSISTS OF TEN REASONS. Court Ordered the Paper Filed and Fixed Monday, April 27, at 9 A. M., as the Time for Hearing the Evidence.

THE METHODIST EPISCOPAL church in Franklin Valley. The Rev. T. P. Doty, of Scranton, officiating. A large concourse of friends in the vicinity and from Scranton followed the remains to the grave. The bereaved husband and children have the sympathy of the entire community and church, to which the deceased had endeavored herself by her works of love and charity.

DEATH OF DR. WOODRUFF. He Was Presiding Elder of Binghamton District of Wyoming Conference. Rev. James W. Woodruff, D. D., presiding elder of the Binghamton district of the Wyoming conference, died at his residence in Congdon place, Binghamton, at 12 o'clock yesterday. He has been ill for the past three months with a chronic prostration and inflammation of the bladder. His illness was brought on early in January by a cold contracted while attending to his ministerial duties in the neighborhood of Battenburg Falls, Wyoming county. The cold affected his entire system and caused congestion of all his vital organs. Shortly after this he drove to Hawbyton, a small place a few miles from Binghamton, when it again exceedingly cold. By so doing he again received a chill, which this time brought on rheumatism. His physical condition soon became such that he could not attend to his duties and his physician advised him to rest for a time, accordingly he went to Elton Springs sanitarium, where he remained for some weeks. He returned about two weeks ago much improved, but not so as to allow him to do any work. He was allowed to visit him on account of his extreme nervous condition, and even his most intimate friends were invited to his home. He was forced to take his bed, but not until Wednesday was his ailment considered dangerous. He rested but little on Tuesday night and Wednesday he was still worse. From that time he continued to fall until yesterday at noon, when he passed peacefully away.

HIS EARLY LIFE. Mr. Woodruff was born Feb. 27, 1838, at Cornettville, Pa., where he spent his boyhood days and received his early education, which was exceedingly limited. At an early age he experienced a conversion and immediately was filled with the desire and ambition to become a minister of his Lord. He studied all of his spare moments and at Westfield academy at Westfield, N. Y., where he attended, he was known as an exceedingly bright student. He was admitted to the Wyoming conference in 1860 and given as his first charge the Methodist church at Blakely. He soon showed that he was possessed of ability and was rapidly advanced. He served at Blakely until '62, when he was transferred to Sterling, where he remained until '65. From '64 to '66 he was at 70 to '67 at Carbondale, from '67 to '70 at Plymouth, and for the last two years, presiding elder of the Binghamton district. In June, 1878, he was given the degree of doctor of divinity by Wesleyan university, which degree had previously been offered him by a southern college, but had not been accepted. Mr. Woodruff was a man of many sterling qualities and one who impressed all with whom he came into contact as a man deeply impressed with his duty to his Savior and to his fellow men. He was a regular in the observance of a loving and gentle disposition, which made him a great power as a minister and pastor. He is survived by the widow, two sons, and three daughters, who are Mrs. W. Woodruff, of Congdon place, Wilkes-Barre; Oscar A. Woodruff, of New York; Mrs. M. D. Conklin, of Newark; Mrs. H. M. Hallist, of Waverly; and Miss Louise H. Woodruff, of Binghamton. The funeral arrangements have not yet been completed. The ministers of the Binghamton district will meet previous to the conference and services will probably be held at the residence of the deceased, Charles H. Hayes, to represent them at the session and in the cabinet. The death is particularly sad because of nearness of conference. Mr. Woodruff had been permanently mentioned as a delegate to the general conference and would undoubtedly have received the election.

FINE ENTERTAINMENT. It Is to Be Given Tonight at Dalton Baptist Church. The following programme will be rendered at a Christian Endeavor entertainment to be given this evening in the Baptist church, Dalton: PART I. Piano solo, Polish Dance, No. 11, Scherwenka. Mrs. W. H. Sewell. Vocal solo, "The Breeze," Watson. Mrs. W. E. Thompson, Keystone academy. Violin solo, "Miss Mary Dickson," Vocal solo, "DREAMS OF HEAVEN," Mr. Ellis Bond, Keystone academy. Violin solo, "DREAMS OF HEAVEN," Mr. Schilling. Duo, "Divertissement," Mr. Harry Dean, violin; Mr. Clarke Dean, piano. Recitation, "Going to Sleep," Miss Grace Parry. Vocal solo, "The Breeze," Watson. Violin and flute accompaniment, Messrs. Dean. Mrs. W. H. Sewell. Violin solo, "Brownie's Dance," Schilling. Recitation, "The Breeze," Watson. Vocal solo, "The Breeze," Watson. Recitation, "The Breeze," Watson. PART II. Candy Sale, "Sweet to the Sweet." "Said Simon to the Pharisee, 'Let me taste your wares.' 'Leave with us your penny, and you may taste our wares.'"

A BOWERY GIRL. Will Be Seen at the Frothingham on Wednesday Night. "A Bowery Girl," which comes to the Frothingham tomorrow night, is one of the successes of the season as introduced by Harry Williams, who is an absolute creation. The public never knew her before except from story, and he endeavored to make her acquaintance, she is capable of more development than any other recent stage ideal, judging from all that can be heard. In New York city, Philadelphia, Boston, St. Louis, Chicago, she broke all records, turning people away night after night. The play has been staged with the care that shows confidence of success. The company is a large one, numbering eighteen people, headed by the versatile southerner, Clara Throp, who will be well remembered as the original "Topsy" with Neil Burgess' "County Fair" and afterwards the Innocent Kid, with Evans and Hoop's "Parlor Match" company. She is young and pretty, sings sweetly, and dances daintily. During the action of the play she will introduce several new and taking songs and dances.

RHEUMATISM CURED IN A DAY. "Mystic Cure" for rheumatism and neuralgia radically cures in one to three days. Its action upon the system is remarkable and mysterious. It removes at once the cause and the cure and immediately disappears. The first dose greatly benefits. 75 cents. Sold by Carl Lorenz, druggist, 415 Lackawanna avenue, Scranton.

MAYOR'S HAND AND SEAL. Attached to a Large Batch of Ordinances and Resolutions Yesterday. Ordinances providing for eight new electric lights, four in the Thirteenth ward and four in the Fifteenth ward, were yesterday signed by Mayor Connell.

GRIEVES SENT UP. Will Wait at the County Jail Until His Trial Comes Off. W. H. Grievess, the tailor who made the numerous suits for Dr. J. B. Newton, Saturday night, was yesterday given a hearing in police court, by Mayor Connell, and committed to the county jail in default of \$1,000 bail.

QUESTIONS TRUTH OF FACTS. Fourth—That the facts alleged in the prefatory part of said rule are not true; that the respondent is not the person named in the rule; that the respondent is not the person named in the rule; that the respondent is not the person named in the rule.

NOT GUILTY OF MISBEHAVIOR. Sixth—That the respondent wrote the said letters to His Honor, F. W. Gunter, to good faith, for the purpose above stated, with a pure and honest motive, and with the remotest intention of doing, or suggesting a wrong, or an impropriety of any kind whatsoever.

THIS CUT REPRESENTS THE NEW STYLE HOPKINS FOR SPRING, IN ALL COLORS. 3 DAYS MORE before we move to our new store. If you want pictures, today is the time. 400 we want to sell. YOUR PRICE ANY PRICE to hurry them out. Here's one bargain; three hundred and ninety-nine more at prices just as wonderful: Elegant water color fac-simile in 3-inch gold mat, 18x22 gold frame, worth \$2, 75c. REXFORD, 213 Lacka. Av.

WEARS & HAGEN. 415, 417 Lackawanna Avenue, Scranton, Pa. WE ARE HAVING THE MOST SUCCESSFUL OPENING SALE THAT HAS EVER OCCURRED IN THE CITY. SPECIAL. Extraordinary bargains in Fast Black Hosiery, Ladies' Balbriggan or Muslin Underwear and in Popular Priced Corsets. A Large Stock of Table Linens at the Lowest Prices Ever Heard of. Gents' Furnishing Goods; a complete line of Neckties, Collars and Cuffs, Underwear and Hosiery, Gloves and Handkerchiefs. You Will Appreciate These Bargains if You Examine Our Goods. MEARS & HAGEN.

NEW OPEN STOCK UNTIL MARCH 15. In order to clean out all Winter Suits, also Spring Overcoats and Spring Suits from last season we make the remarkably low price of \$10.00 On \$20, \$18 and \$15 Lines. See our spring styles Derby and soft Felt Hats. Our Furnishing Goods for men we sell at our best cost. The lowest prices of any house in Scranton.

CHINA HALL. WEICHEL & MILLAR, 134 WYOMING AVE. 10c Walk in and look around.

PIANOS. DECKER BROS., KRANICHE & BACHE and others. ORGAN. Purchasers will always find a complete stock and at prices as low as the quality of the instrument will permit at N. A. HULBERT'S MUSIC STORE, 117 Wyoming Ave. - - Scranton. We Have On Hand THE BEST STOCK IN THE CITY. Also the Newest. Also the Largest. Clocks in all fashionable styles. Porcelain, Onyx, Etc. Silver Novelties in infinite variety. Latest Importations. Jewelry, Watches, Diamonds. A. E. ROGERS, Jeweler and Watchmaker, 216 Lackawanna Av.

THE KEELEY CURE. Why let your home and business be destroyed through strong drink or morphine, when you can be cured in our week at the Keeley Institute, 728 Madison avenue Scranton, Pa. The Cure Will Bear Investigation. TAKE CARE OF YOUR EYES. and your eyes will take care of you. You are troubled with headache or nervousness go to DR. WHELAN. BURGESS and have your eyes examined. We have reduced prices and are the lowest in the city. Nickel spectacles from \$1 to \$5; gold from \$4 to \$6. 305 Spruce Street, Scranton, Pa.

REXFORD, 213 Lacka. Av. Will Move April 1st to 433 Spruce Street.

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