NORTON'S

Spring Specialties.

5-CENT WALL PAPERS.
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New patterns, up-to-date ideas. Artistic combinations of coloring to please all fancies and circumstances. WINDOW SHADES on spring rolls, ready to hang up, 15c. and upwards. CURTAIN POLES with brass trimmings, 19c. and upwards. WALL MOULDINGS to hang pictures 3c. per foot and upwards.

NORTON'S,
322 Lackawanna Avenue, Scranton.
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SEED OATS,
Choice, Heavy, Clean.

Bone Fertilizer,
For Lawns.

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For Horses and Cows.

We Wholesale Only.

The Weston Mill Co.
SCRANTON, OLYPHANT, CARBONDALE.

BEWARE OF COUNTERFEITS.
THE GENUINE
POPULAR PUNCH CIGARS
Have the initials G., B. & CO. imprinted in each cigar.

GARNEY, BROWN & CO.,
MANUFACTURERS, COURT HOUSE SQ.

PERSONAL.

J. C. Manning, of Pittston, was in the city yesterday.

Ex-Justice Alfred Hand returned last night from a visit to New York and Washington.

Dr H. F. Hellner attended a meeting of the Inter-state Homoeopathic Medical society at Binghamton yesterday.

Dr. H. B. Ware returned from Binghamton yesterday, where he was attending a meeting of the Inter-state Homoeopathic Medical society.

Dr. J. W. Coolidge entertained Dr. Wood, of Cleveland, O., at a dinner in the Hotel Jermyn Monday night. Those who attended it were: Dr. Wood, Dr. and Mrs. Coolidge, Rev. Dr. and Mrs. C. M. Giffin, Dr. and Mrs. F. D. Brewster, Dr. and Mrs. H. B. Ware, Colonel and Mrs. H. M. Boies, Mr. and Mrs W. T. Smith, Dr. and Mrs. Lindabury, Dr. Sureth, Providence; Dr. Berlinghoff and Dr. Hellner.

Garbage Men Arrested.

Frank Johnson, of Kelly's Patch, a white boy employed by Ben Johnson the colored garbage man and Henry Murphy, of Mifflin avenue, who runs a job wagon of his own were fined by Alderman Wright yesterday for dumping ashes on the Jersey Central company's land in the vicinity of Sixth street.

MARRIED.

DAVIES—SNYDER—In Scranton, April 27, by Rev. Edwin Lunn Miller, Miss Minnie Snyder and James Davies, both of Marshwood, Pa.

The Nickel Plate Road runs from Buffalo to Chicago, via Cleveland and Fort Wayne.

THE CENTURY SHOE
FOR WOMEN,
IN BLACK AND BROWN KID.

Women's Brown Glace Kid-Century Lace Boots..... $3.00
All Widths and Sizes.

Schank & Koehler,
410 Spruce Street.

ATTORNEY SMITH ON TRIAL

Proceedings Went on Before the Three Judges Yesterday.

CASE IS AN INTERESTING ONE

Mr. Smith Wrote Two Letters to Judge Gunster Reflecting on His Judicial Integrity—May Result in Disbarring Him.

Attorney Cornelius Smith was called upon yesterday to show why he should not be disbarred from the courts of Lackawanna county, for writing two letters to Judge F. W. Gunster reflecting upon his fairness, veracity and integrity. The second letter was dropped in the mail box at the door of Judge Gunster's chambers in the court house on March 13 last. It had reference to the case of Ira H. Burns against Mr. Smith. The rule to strike off the appeal had been pending and Mr. Smith accused Judge Gunster in the letter of having handed down an opinion and then withdrawing it at the instance of Myron Kasson and Mr. Burns, and of subsequently turning the case over to Judge Edwards for consideration.

Judge Gunster sent for Mr. Smith the day after he got the letter and asked if he wrote it. Smith acknowledged doing so, but said he wrote the letter on information furnished to him by a respectable member of the bar. Judge Gunster allowed him until the following Monday to substantiate the charges, and Mr. Smith asked for more time. His request was granted and a week was given him. At the end of that time he came before the court with his answer and with the information that Attorney L. P. Wedeman was the person who told him of the facts alleged in the letter.

The defense appeared so weak to the court that a rule was entered upon Smith to show cause why he should not be disbarred. The time for arguing the rule was set down for the opening day of argument court, and Attorneys S. B. Price, E. C. Newcomb and City Solicitor J. H. Torrey were appointed by the court to prosecute the rule.

NOT HEARD MONDAY.

The case was not heard Monday because Attorney A. H. McCollum, of Montrose, who was engaged by the defense, was ill and could not be present. When it was called yesterday morning Mr. Smith informed the court that Mr. McCollum was still sick. The three judges were on the bench and they had a short consultation, which resulted in their refusing to wait any longer and ordering the case to proceed.

Court Stenographer W. D. Coston took the record of the proceedings. Mr. Smith was assisted by his brother-in-law, Attorney James Mahon; the three attorneys who had been appointed by the court to prosecute the rule took their places. The bar enclosure was filled with attorneys and the auditorium had a large audience. The evidence was all taken and on Saturday morning arguments will be made.

City Solicitor Torrey opened the case by regretting that the steps taken were necessary. It was a disagreeable duty, but one that had to be performed for the reputation of the profession. It involved the integrity of the bar, the honor of the court and the safety of the community because if it was competent for those who are brought into closest contact with the court to reflect upon the integrity of the judges, their capacity and their impartiality to administer justice, there is no safety in the community. If attorneys cannot be respectful to the court it cannot be expected that litigants can be so, and it has frequently occurred that the excesses of the bar in their criticisms and reflections upon the court have led to personal violence and resistance to the decrees of the court, and therefore it is of the highest importance to the court to preserve its own dignity. It is not that the court is careful about personal dignity or personal feeling, but to preserve the dignity of the court so that its decrees may be respected, and it is the duty of the bar at all times to keep down such exhibitions of criticisms and reflection upon the court as has been exhibited on the part of Mr. Smith in this case.

Mr. Torrey was interrupted in his opening by Mr. Mahon, who submitted the following apology to the court:

MR. SMITH'S APOLOGY.

"Cornelius Smith respectfully says that in writing the letters in question to his honor, F. W. Gunster, he did not have the remotest intention of reflecting upon the judge's honesty or integrity or to interfere in any way with the performance of his judicial functions and if there is anything contained in these letters that is capable of being construed otherwise the respondent is sorry for it and does hereby apologize to the Honorable F. W. Gunster and the court for the same."

Mr. Mahon, after reading the apology, filed an application to have the case removed to some other court for a number of reasons which were set forth.

"The application is refused," responded Judge Archbald.

Mr. Smith then moved to have the rule vacated out of court for the reason that the court under the constitution and laws of the commonwealth has no jurisdiction in this form of procedure; that there are no facts sufficient to constitute a cause of action because it is not alleged that the respondent has been convicted or that he is guilty of an infamous crime; it is not alleged that he did any act of fraud or corruption; nor is it alleged that he is a person of general bad character, such as shows him to be unfitted and unsafe to be instrusted with the powers of his profession.

Judge Archbald answered Mr. Smith that his motion will be filed and will be considered when the case is fully heard along with whatever may be developed in the course of the case. For the present the court overruled the motion. Mr Smith then answered:

"I would like to state on the record that I would prefer now to argue the motion to vacate the rule and would request the court to permit me to do so, unless the court refuses me that privilege."

PRIVILEGE DENIED.

Judge Archbald denied him the privilege, and at this stage of the proceedings Mr. Price addressed the court and said Mr. Smith admitted writing and transmitting to Judge Gunster certain letters and he offered them in evidence.

Mr. Price also offered in evidence a statement or declaration filed in the case of John G. Jennings vs. the Lehigh Valley Railroad company, R. W. Archbald, E. N. Willard and others. The declaration was signed by Mr. Smith as attorney and was offered for the purpose of showing an intention to traduce and libel the members of the court under the shield of his privilege as an attorney.

Mr. Smith objected to offering the declaration in evidence, and he was overruled by the court. Mr. Price then read the following extract to show Mr. Smith's animus:

"That the plaintiff, John G. Jennings, was lawfully and justly entitled to recover the damages aforesaid, but the defendant, well knowing the premises and contriving and intending to injure the plaintiff, conspired, combined and confederated together to hinder delay and defeat the actions aforesaid fabricated and procured false and fraudulent testimony against the plaintiff and procured the verdict in one of these actions to be unlawfully set aside, and also repeatedly packed the jury in said actions against the plaintiff and in favor of the defendant railroad company."

Here the taking of testimony began. W. J. Kann was sworn and examined by Mr. Torrey. It was at his printing establishment that at the instance of Mr. Smith a paper book was printed, which was a petition to the Supreme court for a mandamus upon R. W. Archbald to show cause why he should not be removed from the bench. Mr. Kann identified a copy of the book and it was offered in evidence. Mr. Smith objected, but was overruled. The witness said that Mr. Smith ordered about fifty copies of the book printed.

COUNTY OFFICIALS CHARGED.

Mr. Torrey then read several extracts from the book in which the officers of the court of this county are charged with almost every offense known to the law to defeat John G. Jennings in his suit against the Lehigh Valley Railroad company.

An interesting phase was assumed at this point. Mr. Price offered in evidence a paper book filed of record in the Supreme court by Mr. Smith in the case of Hoban vs. Walsh in Wayne county. Mr. Smith paid his respects to Judge McCollum, then on the Wayne county bench, now a member of the state supreme court.

Next was offered in evidence all the papers in the case of I. H. Burns against Mr. Smith. This ended the prosecution's side of the case and the evidence was closed. Mr. Smith made a motion to have the court strike out all the testimony from the record which was not material and had bearing upon the charges made in the record. Judge Archbald overruled the motion on the ground that it was too vague and indefinite in the first place, and in the next place according to the court's idea no evidence was admitted except that which was material.

Attorney L. P. Wedeman was called by Mr. Smith as the first witness for the defense. He swore substantially the statement that Mr. Smith asked him to watch the time when the rules in the case of Ira H. Burns against Mr. Smith would be handed down, and in accordance with this order from Mr. Smith the witness kept his ears open.

He was in court one morning and heard Judge Gunster hand down a file in one of the Burns-Smith rules. It was handed to Myron Kasson. In giving it from him Judge Gunster said he discharged the rule because the costs were paid in cash before the twenty days for taking an appeal had expired. Judge Gunster went off the bench and out of the court room toward his chamber. Mr. Kasson put the opinion in his pocket.

ON CROSS-EXAMINATION.

Mr. Wedeman was turned over for cross-examination. Mr. Newcomb asked him if he wanted to be understood as saying that he saw Judge Gunster hand down an opinion in the case of Burns against Smith, notwithstanding that Judge Gunster has stated that he did not hand such an opinion down. Mr. Wedeman said he had great respect for the court, but he was sorry to say that, notwithstanding Judge Gunster's disclaimer, yet that he believed it was the Burns-Smith case that was disposed of that day. Mr. Wedeman said he believed the court may have inadvertently called some other case the Burns-Smith case, but he was sure there was an announcement made that such an opinion had been handed down.

But not that day in Mr. Wedeman's presence did Judge Gunster at the instance of Mr. Kasson and Mr. Burns take the opinion back. He never told Mr. Smith anything of the kind. He simply told him that Judge Gunster handed down an opinion discharging the rule asking to strike off the appeal in the case of Burns against Smith.

Mr. Wedeman was asked by Judge Edwards whether or not he knew that the same day that he believes the Burns-Smith case was disposed of there was an opinion handed down in the case of the Dime Bank against Mr. Smith. The witness admitted he heard such a case disposed of, but he still insisted that it was a different case to the one he heard. He made no investigation to find out whether he was right or wrong; he inquired if there was any record kept like a day book and was told there was none such. Judge Edwards said:

"You don't know now whether you got mixed up in the two cases, whether it was the case of the Dime bank against Smith or the case you refer to?" He answered:

"Knowing of my fallibility I do not know it; I only have my understanding in the matter."

Mr. Newcomb asked him why he did not take the trouble to verify himself at the time. He said he had good reason for not trying to verify himself, and he might sacrifice himself here now, but he did not care to slaughter anybody else and if he went down he would go down alone.

MR. WEDEMAN PERSISTED.

Mr. Wedeman was asked if he persisted in saying that it was the Burns-Smith case was disposed of by Judge Gunster, and he said he unfortunately had to. The noon hour arrived and Mr. Wedeman left the stand.

After dinner Mr. Smith offered the opinion of Judge Edwards in evidence in the Burns-Smith case. Judge Gunster asked his purpose in doing this, and his reply was that he wanted to show, as he had been informed the case was disposed of before, that he was justified in believing the case was decided, but he assured Judge Gunster he meant nothing disrespectful. The opinion had already been in evidence with the other files.

Mr. Smith then went upon the stand and it was plainly evident that he was undergoing severe humiliation.

He said that Mr. Wedeman informed him Judge Gunster had handed down an order discharging the rule to strike off the appeal in the case in which I. H. Burns was plaintiff and himself defendant. That meant that Judge Gunster had decided that Mr. Smith could appeal to court and have the libel suit tried before a jury and the award of $15,000 for Mr. Burns by the arbitrators set aside.

Mr. Wedeman informed him that Judge Gunster took the opinion back at the instance of Mr. Kasson and Mr. Burns, who were then in court. On the strength of this he went to Judge Gunster and asked him if the case had been disposed of. The judge pointed to the files lying on the window sill of his room and told him the case would be passed upon by Judge Edwards the following week or some time later. Judge Gunster could say nothing about the case then as Judge Edwards was holding court that week in Wilkes-Barre.

HE DECIDED TO WRITE.

He decided to write the letter to Judge Gunster; he meant no disrespect nor insinuated no injustice, all he was after was information, facts. Mr. Mahon concluded his questioning and Mr. Newcomb began the cross-examination. He inquired from the witness, if the purpose of the letter was to get a direct positive denial from Judge Gunster that he had not taken back the case after once deciding it, why had he not put the question squarely to Judge Gunster in his room when he called upon him instead of voicing his sentiments in a letter? Mr. Smith answered that he didn't ask the judge that question simply because he didn't, that was why.

He had been to Judge Gunster's house once while the case was in the hands of the court to request him not to dispose of it until he came back from a visit to the Supreme court at Philadelphia. Judge Gunster promised him not to dispose of it for the reason that Judge Edwards would take charge of it.

Mr. Newcomb asked him what business brought him then to the Supreme court. The answer was that a Sullivan case from Susquehanna county was coming up for argument. Mr. Newcomb asked him if he had not that same time made an application before the Supreme court for a writ of mandamus to be directed to Judge Archbald to show cause why he should not be removed from the bench of this county. Mr. Smith refused to answer. The question was put to him again, and again he refused. The court upheld him in his refusal, ruling that it had no materiality to the charge upon which he was being investigated. Mr. Newcomb argued that it showed Mr. Smith's animus.

CLOSE OF THE DEFENSE.

This was the end of the defense's side of the case. Mr. Kasson was sworn to give rebuttal testimony. He testified that Judge Gunster did not, as alleged by Mr. Wedeman, hand down an opinion in the Burns-Smith case. Judge Gunster did hand down an opinion in the appeal of Hopkins & Roberts versus Arthur Frothingham, a case involving a similar principle, and he discharged the rule to strike off the appeal, saying that the costs were paid in cash within the twenty days, but Mr. Kasson informed Judge Gunster that the record showed the costs were not paid within the twenty days, and on that the opinion was taken back and corrected so that the appeal was not allowed.

Mr. Smith took Mr. Kasson in hand for cross-examination and there was a lively tilt between them. Mr. Smith asked if this Hopkins & Roberts case versus Frothingham wan't merely a fictitious case got up as an excuse to cover Judge Gunster's act in the Burns-Smith case; if it was not invented purposely so that they could have it to say that this was the case Wedeman heard when he thought he heard the Burns-Smith case disposed of? Mr. Kasson faced the auburn haired attorney fiercely and in a stern voice resented the insinuation with an emphatic negation. Judge Archbald put a damper on the further examination on this point by ordering Mr. Smith to keep within bounds.

Attorney I. H. Burns was sworn and Judge Gunster asked him if he knew of anything about his handing down an opinion in the case of the witness against Mr. Smith and afterward taking it back. The answer was in the negative. Then Judge Gunster said: "Did any such thing occur?" Mr. Burns answered, "No, sir."

The arguments will be made before the three judges Saturday morning.

EMILY BANCKER TONIGHT.

She Will Be Seen in Our Flat at the Academy of Music.

At the Academy of Music tonight Emily Bancker will produce "Our Flat" as a benefit for the Scranton Athletic club. The comedy illustrates the comical side of life in a fashionable apartment house.

It is brimful of humor, and embraces ridiculous situations, but underneath there is a strong current of interest which holds the attention much more than the made-to-order fun of the average modern farce-comedy. The pictures of "flat life" are well drawn, and the action, while lively, is not forced beyond the limits of probability. Miss Emily Bancker, the bright particular star of the company, is delightfully winsome in her character of mistress of the flat. She is a woman of grace and ability. Her conversion of the barren flat into a little palace, illustrates in a charming manner lovely woman's fertility in ideas when necessity forces her into the field of practical invention. The company includes Will Mandeville, Philip H. Ryley, Geore W. Parsons and other prominent comedians.

MADE A LONG PLUNGE.

J. K. Harvey Meets With an Odd Accident on Washington Avenue.

J. K. Harvey was painfully injured yesterday afternoon by being thrown from his carriage in front of the Mears building on Washington avenue.

While driving at a good pace his horse slipped and fell to the pavement. The sudden stoppage raised the rear end of the carriage about four feet in the air and hurled Mr. Harvey headlong the full length of the horse landing just in front of the animal's head.

Fortunately he escaped with only a bruised shoulder and slight cut on his forehead. He got the horse to its feet and drove to Chittenden's drug store where his injuries were attended to.

MISS YAW WILL SING HERE.

She Possesses the Widest Range Voice in the World.

Miss Ellen Beach Yaw, the wonderful young soprano who has come into such distinction within the year, will be heard in concert at the Frothingham Friday night, May 8, for the benefit of Company B, Thirteenth regiment.

A soprano who can sing high C and sustain the note well is supposed to have a good vocal range, but Miss Yaw can sing E above high E. Miss Yaw possesses the widest range voice in the world.

PARADES WILL NOT CONFLICT

Hours for Starting the Two Processions on May 26 Fixed Yesterday.

Representatives of Barnum & Bailey's circus and the Knights Templar committee of arrangements conferred with Mayor Bailey yesterday and reached a final agreement as to the hours of starting the two big parades on May 26.

The Knights Templar parade will start at 10 o'clock sharp and the circus parade not earlier than 11 o'clock. This will prevent any conflict.

CLIMBED THE STAIRS.

Great Feat Performed by a Horse at Taylor.

A horse walking up the back stairs of a house was the ludicrous scene offered at Taylor yesterday. An itinerary peddler driving a heavy horse attached to a "better days" wagon was journeying down Main street. The horse became frightened at a passing street car and with a swerve it jumped upon the porch which adorns the front of Michael Hannick's hotel.

The porch is on a level with the ground and was somewhat decayed. The horse landed on it, four feet square and then began the descent. To the wonderment of all the huge animal sank out of sight. Search was made and the horse was found in Hannick's cellar. After a lot of thinking, etc., the horse was detached from the wagon and led up the cellar stairs, through the hotel and out on the street.

PUPILS' RECITAL.

Fine Vocal Entertainment at the Y. W. C. A. Rooms Last Night.

A large audience gathered in the hall of the Young Women's Christian association last night to hear the pupils of Mrs. Katharine Wilcox render a most charming vocal programme. Each selection was carefully chosen by Mrs. Wilcox, and her excellent talent as a musical instructor was shown by the clear, sweet tones of those who participated. Professor J. M. Chance was the accompanist. The following programme was given:

"Faint Not, Fear Not," Miss Black and Mr. Dryer
"Deep Blue Sea" ..... Miss Davis
"Geraldine" ..... Mr. Croft
"Evening Song To the Virgins," Misses May and Bertha Guernsey
"Daylight Waning" ..... Miss Garagan
"Happy Birds" ..... Mr. Croft
"Stall" ..... Misses Black and Garagan
"Asthore" ..... Mr. Holcombe
"Mountain Heights" ..... Miss Black
Male quartette, Messrs. Croft, Runyon, Dryer and Holcombe.

Y. W. C. A. NOTES.

Five dollars have been offered for the first copy of the Woman's paper. Who will give more?

Mrs. L. M. Gates, secretary of the board of managers of the Young Women's Christian association, went to Harrisburg yesterday and gave an address last night at the anniversary of the Young Women's Christian association at that place.

Miss Carson will lead the noon meeting today. Come and spend a half hour with us.

Arrested Twice in One Day.

Alice Bennett had to pay $5 in police court yesterday morning for being arrested twice on the previous day for drunkenness. Alice was arrested at 4.30 o'clock in the afternoon in Raymond court and a few hours later secured her release. At 10 o'clock p. m. she was again intoxicated and was picked up on Lackawanna avenue by Patrolman Palmer.

WONDERFUL are the cures accomplished by Hood's Sarsaparilla and yet it is only because Hood's Sarsaparilla, the one true blood purifier, makes pure, rich, healthy blood.

HOOD'S PILLS for the liver and bowels act easily, yet promptly and efficiently.

Rexford's

The many compliments passed on our new and bright store might make us proud if we were not so busy selling that we have no time to listen to it all. Much obliged, just the same.

Fans
Selling hundreds every day. You better come today and get your fan bargain, Not over 500 left.

5c.
19c.
15c.
25c.

You'll wish for them pretty soon, then you pay more.

Crepe Paper
For lamp shades, flowers and fancy work. You have always paid 25 cents for 10 feet rolls. Through our way of buying we can sell it for

15c.

30 colors and shades.

After Dinner
Cups and saucers; a hundred go on sale today. Beautiful decorations and tints. Thin and delicate shapes, not 25c., but

10c.

REXFORD, 303 Lacka. Av.

ECONOMICAL CROCKERY

Isn't always the lowest priced; more important points are whether it will craze, wear black on the edges, chip easily, and whether it can be matched up at any time. In buying we always consider these points before cost. We give you the benefit of our experience, and buyers will find the goods we recommend economical in every day service.

China Hall
WEICHEL & MILLAR,
134 WYOMING AVENUE.
Walk in and look around.

LADIES' KNOXSTRAWS
AT
M'CANN'S
THE HATTER,
205 WYOMING AVENUE.
Stetson Agency.

CARPETINGS

Our stock is replete with the most desirable patterns in every grade of Floor Coverings.

We are not making "Special Prices" or "Great Reductions." We simply sell everything at the **lowest price,** first, last and all the time.

It will pay you to make comparisons.

P. M'CREA & CO.,
128 WYOMING AVENUE.

SPRING SUITS AND OVERCOATS
For Men, Boys and Children.

An elegant assortment at prices that are very low considering the quality, make-up, etc., is being shown at our store. If you are thinking of buying a Spring Suit call in and look at our stock—it will do you good, and us, too, of course. We are almost sure you will buy—cannot resist.

OUR HAT AND FURNISHING GOODS DEPT
Is replete with everything that is new and stylish; all the latest styles and colors. Call in and be convinced.

COLLINS & HACKETT
220 LACK. AVE.
Clothiers, Hatters & Furnishers

We Have On Hand
THE BEST STOCK IN THE CITY . .
Also the Newest.
Also the Cheapest.
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. 215 Lackawanna Ave.

TOILING MILLIONS.

Supply the busy wants with their stock of goods. A big stock of goods is, however, not always easy to select from; much depends upon its arrangement and display. We believe that our goods, their arrangement, display, quality and price, combined to recommend our store as the best place in this city to purchase Clothing and Gents' Furnishings.

BOYLE & MUCKLOW,
416 LACKAWANNA AVENUE.

TAKE CARE OF YOUR EYES and your eyes will take care of you. If you are troubled with headache or nervousness go to DR. SHIMBURG'S and have your eyes examined free. We have reduced prices and are the lowest in the city. Nickel spectacles from $1 to $2; gold from $4 to $10. 433 Spruce Street, Scranton, Pa.

LADIES' SHIRT WAISTS
ALL THE LATEST NOVELTIES.

Beautiful Designs in	Garner Percales, Linen Effects, Persian Designs	FOR $1.00.

ALSO A LARGE LINE OF
SHIRT WAISTS FOR MISSES
AT POPULAR PRICES.

MEARS & HAGEN
415, 417 Lackawanna Avenue, Scranton, Pa.