

OUR OATS.

Always in the past the Best in Scranton

Will be in the future as good as oats that can be made by the BEST CLEANING MACHINERY Which removes the foul seeds and dust. Try our "Clean Oats."

THE WESTON MILL CO.

SCRANTON, OLYPHANT, CARBONDALE.

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

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

DR. C. D. SHUMWAY,
Diseases of the Lower Bowel a Specialty. 308 Washington Ave., Opp. Tribune Building.

OFFICE HOURS—9 TO 12, 2 TO 5.

PERSONAL.

John J. Gilgallon has returned from a business trip to Philadelphia.
James Collins, the Wilkes-Barre clothier, was in this city yesterday.
Charles Schlager and family have taken possession of their summer home at Elmhurst.
Mrs. C. D. Simpson will deliver an address before the Woman's Christian Temperance union of Dalton this afternoon.
Miss Elizabeth Kelly returned Wednesday from Villa Marie convent, at West Chester, to spend the vacation with her parents, on Madison avenue.
About twenty-five of the city's best-known young married people were entertained at the summer home of Mr. and Mrs. C. S. Weston, at Lake Ariel, last night.
Barney J. Mooney, formerly editor of the Times of this city, has been admitted to the Luzerne county bar. Mr. Mooney has ability, energy and persistence. He will make his mark at the law.

We Have Cut the Price.

A very nice assortment of Ladies' Waists that were \$1.25 and \$1.50 cut to 95 cents; 75 and 69 cent waists cut to 59 cents; and they fit. See our windows. Mears & Hagen.

WILL MAKE IT A ROUSER.

Arrangements for the Ratification Meeting to be Made Tonight.

The Central Republican club will meet tonight at their club rooms in the Price building, Washington avenue, to make arrangements for a monster ratification meeting some night next week.
It is proposed to have a parade and mass meeting, the latter to take place at the meeting at the conclusion of the parade. One of the features of the parade will be a bicycle brigade, in which, it is expected, 500 wheelmen will be mustered.
It is hoped to bring out every Republican in the city. Clubs are in formation in the different wards and much rivalry exists as to which will make the best showing.

THEATRE WAS FILLED.

Largest Audience of the Week Sees the Vitasecopic Pictures.
Before an audience that occupied all the seats in the Frothingham and overflowed itself into the side aisles and rear of the auditorium the vitasecopic pictures were shown and the variety performance given last night. It was the largest audience of the week and bespeaks crowded houses at the matinee and evening performances today and tomorrow.
Last night two new pictures were shown, a day scene on Broadway at Herald square and a barber shop episode.
Today's and tomorrow's matinees will begin at 2:15 o'clock. The admission prices will be 10 and 20 cents.

Ask Your Dealer.

for McGarrath's Insect Powder, 25 and 10-cent boxes. Never sold in bulk. Take no other.

JUST A FLYER

FOR THIS WEEK.



A Fine Russia Calf Bals, Needle Toe, all sizes and widths, Goodyear welt, up-to-date, \$2.50

Cannot get any more to sell at that price.

SCHANK & KOEHLER
410 SPRUCE STREET.

MURDER CASE IS IN THE JURY'S HANDS

An Evening Session of Court Was Held.

MUCH SPECULATION ON VERDICT
Judge Gunster's Charge Was Delivered in the Evening—The Day Was Taken Up with the Argument of Counsel—Attorney Martin Spoke Four Hours—Cases in Quarter Sessions Court.

It now rests with the jury what the fate of murderer Samuel Toni will be; the case was given into their hands at 8:40 o'clock last evening, which was the time that Judge Gunster concluded his charge, and although there is no telling what the verdict will be, there are many who incline to the opinion that it will mean death to the defendant, while a greater number think that it will not rise higher than second degree.
Judge Gunster impressed upon the jury that the case is important to the community as well as to the defendant, and that the evidence should be considered with care, patience, recollection, impartiality, and fearlessness. They must cast aside fear, favor, sympathy or prejudice. Cases of this kind depend upon the law and fact. The fact depends on the evidence, it is the duty of the jury to harmonize the evidence in favor of the defendant if possible. The judge then explained the law clearly and comprehensively to them, and in such easy and simple style that they could not fail to be able to differentiate the degrees of murder and manslaughter.
Upon the part of the defense it is alleged that it is a case of mistaken identity, and the defendant did not know Rafter and had no motive nor reason to take his life. The evidence of the defense was then reviewed. On the part of the commonwealth there is positive testimony from two eye-witnesses proving that Toni did the shooting, and of other witnesses who saw the flash of the revolver, heard the shots, and gave corroborative testimony.

THERE MUST BE PROVOCATION.

Words of scandalous language, indignities offered to the person, or even sufficient cause of provocation to warrant a person in taking the life of another and the one who takes the life of another without provocation is guilty of murder. Toni was tried on two counts, the first charging murder and the second manslaughter. There was very slight evidence, said Judge Gunster, for Toni was a case of manslaughter, for Toni had no other provocation than that Rafter stumbled against him.
The first count in the indictment, charging murder is of two grades, murder of the first degree and murder of the second degree. When a person willfully, deliberately and premeditatedly takes the life of another that is murder of the first degree, and all other murder is of the second degree. In this case, said the court, the indisputed evidence shows that the shooting was done almost immediately after the two men met, and while the laws presume that a fully formed and conscious intention to kill can possess the mind of a person in a flash, yet swiftness is opposed to deliberation.
There are other elements in the case. The deadliness of the weapon indicates an intention to kill and the use of it on a vital part of the body may be taken as an indication of an intention to kill. The one who did the shooting had a deadly weapon in his possession and he fired two shots at Rafter's body at a part which was vital, and these facts might be taken as good evidence that there was a deliberate intention to kill. He instructed the jury that first they must decide whether the defendant did the shooting and next fix the degree of his guilt.

REQUEST OF THE JURORS.

The jurors asked that they be allowed to take to the jury room with them the revolver which the commonwealth claims was the one used and the two bullets which were found in Rafter's body by Coroner S. P. Longstreet at the autopsy.
When court convened in the morning John Gallagher was called and after him John Jenkins testified. Both gave identical testimony. Jenkins swore also that Luigi Pinnello threatened him for swearing that Toni was the man who shot Rafter.
Attorney Martin began his argument for the defense at 9:50 and spoke continuously until noon, with the exception of a few minutes while Juror E. J. Ward was attacked with temporary illness. Mr. Martin resumed in the afternoon and did not finish until 3:20, having occupied in his address about four hours. The main points in his speech were that Ross Keogh, one of the principal witnesses for the commonwealth, from his own testimony, was intoxicated the night of the shooting; that County Detective Leysch was responsible for the testimony of John Jenkins, the other eye witness; that Toni was a law-abiding citizen, who never carried a revolver; and that the shooting was done by an Italian named Angelo Comfetti.
District Attorney John R. Jones made one of the best closing arguments ever heard in a homicide case in this county. In the Boschino case, he said, three eye witnesses testified that the defendant did the killing and several witnesses in direct opposition swore that Boschino was in his own house away from the scene of the murder when the shots were fired; yet the jury found him guilty and the evidence of the commonwealth, which was not much stronger than in this case, stood the test of the Supreme court.

MEROLO CASE CITED.

He cited the Merolo case, the case of Holmes, the multi-murderer recently hanged in Philadelphia, and other cases, and while doing so Attorney Joseph Brown objected to that mode of argument, bringing those cases to the minds of the jury. The court did not take cognizance of Mr. Brown's objection, however, and he continued himself with writing down now and again expressions made in Mr. Jones' argument.
The district attorney first argued that the identity of Toni as the one who did the shooting was clearly established by several direct and positive evidences. And he told the jury that he had a hard task of it to get the witnesses together and get them to come and tell what they knew about it. Neither was he, himself, striving for the blood of the defendant; he was simply doing his duty and doing it honestly.
After arguing on the identity of Toni he dwelt upon the value of human life. He paid a tribute to the worth of the deceased, and argued that Toni was guilty of a deliberate and willful murder; that by firing the second shot he was

CORCORAN'S DEATH WAS ACCIDENTAL

So Decides the Jury Sworn by Coroner Longstreet in the Case.

THE EVIDENCE THAT WAS HEARD
John T. Casey Talked to Corcoran Between 9 and 10 o'clock Tuesday Night and Saw Him Lie Down on the Lounge on Which He Was Afterwards Found Dead—Two Jets Turned On.

That Patrick Corcoran, the South Side saloon-keeper who was suffocated by illuminating gas Tuesday night, came to his death by accident was the substance of the verdict rendered by the jury in Coroner Longstreet's office yesterday afternoon. There was nothing in the verdict to indicate whether the accident was due to carelessness by the deceased or by someone else. The evidence of one witness tended to show that the case was one of suicide.
The jury met in the coroner's office on Wyoming avenue at 4 o'clock, having on Wednesday morning adjourned after hearing evidence at Corcoran's home. John T. Casey testified that on Tuesday night between the hours of 9 and 10 o'clock he stopped at Corcoran's place for a glass of beer. Corcoran was lying in the adjoining room where the following morning he was found dead. In response to Casey's request Corcoran came and waited on him. The latter, so the witness said, appeared to be in good spirits and was sober. He left the bar and resumed his posture on the lounge before the witness had finished drinking his beer.
MR. TOBIN'S EVIDENCE.
The most important evidence in the case was that of M. Tobin. He was passing the saloon Wednesday morning about 6 o'clock and his attention was attracted by the crying of Mrs. Corcoran and her daughter who appeared in the street doorway as Tobin was passing. He went inside with them and into the room where the body lay.
Tobin said he found it almost impossible to enter the room on account of the gas. He discovered that the two stop-cocks on the gas-jets, which were separated by two or more feet, were turned on. He shut them off and assisted in opening the doors and windows.
The fact that two gas-jets, instead of one, were turned on did not have any weight with the jury who, after a few minutes deliberation, returned the following verdict:
"We, the undersigned jurors, find that Patrick Corcoran came to his death on June 24 by being asphyxiated by illuminating gas, and we further believe his death to have been accidental."

VERDICT OF JURY.

"We, the undersigned jurors, find that Patrick Corcoran came to his death on June 24 by being asphyxiated by illuminating gas, and we further believe his death to have been accidental."
The funeral will be held tomorrow morning. The remains will be taken from the residence at 9 o'clock to St. John's church at which a high mass of requiem will be begun at 9:30. Interment will be made in St. Joseph's Catholic cemetery, Minooka.
STIRRING RESOLUTIONS.
Adopted at a Recent Meeting by the Olyphant McKinley Club.
The following resolutions were unanimously adopted at the meeting of the Olyphant McKinley club:
We, the McKinley Republican club of Olyphant, accentuate in the most positive manner our belief that it is to the true interest of the people, and our only way following the welfare and trade, mass of our industrial energies, and every line of competition that may emanate from any source other than that of the United States. Thus may all industry be regarded in equity and justice to our whole people.
We are resolved that honesty is not only the best policy, but absolutely necessary to us to maintain our character and standing among the most highly civilized nations, and we can only do that and serve our own best interests as individuals and as a nation in requiring that the earnings of our labor and trade, mass of wages of labor should be paid in money that is intrinsically worth in all the markets of the world what it purports to be worth, and we demand the maintenance of the existing gold standard of value and we demand that the government shall at all times redeem its obligations in money adopted by all the most civilized nations of the world as the highest standard and we resolutely oppose the free coinage of silver at a ratio of 16 to 1.
We believe in a vigorous American foreign policy; we believe that our nation should dominate in the Western Hemisphere; and we firmly believe the time is ripe for us to assert and maintain the "Monroe Doctrine" and if such is not acknowledged as an international law the time is at hand when this nation should settle the question once and for all times and

QUARTER SESSIONS COURT.

Cases Disposed of Before Judge Edwards in No. 2.

Clarence S. Simpson, of Carbondale, was tried and found guilty of assault and battery upon Assistant Postmaster Marcus Duffy, of the same city. Attorney T. P. Duffy, brother of the prosecutor, represented the commonwealth and succeeded in convicting the accused, although the latter was represented by Attorney T. V. Powderly. It was Attorney Duffy's first appearance as a trial lawyer, and the excellent manner in which he conducted the case won for him a compliment from Judge Edwards, who presided.
Mr. Duffy was graduated from the Dickinson Law school at Carlisle a few weeks ago and admitted to the bar in this county. He will not be regularly admitted to practice in this county until next Monday, but was specially admitted to try yesterday's case. His success on his first appearance before a jury and the able manner in which he conducted the prosecution indicate that he has qualities that will make him successful in his profession.
Simpson, the defendant, is a barber, and on Feb. 4 last he attacked Mr. Duffy and inflicted severe bodily injury without any provocation. Mr. Duffy, before becoming assistant postmaster, was a prominent newspaper man of the Pioneer City and is well known in Scranton. The jury promptly returned the defendant guilty, notwithstanding Mr. Powderly's able defense.
Matthew Calvey was tried for assault and battery on Mrs. Alice Conroy, of Iron, P. O. Malley was attorney for the defendant and Assistant District Attorney John M. Harris represented the commonwealth. Calvey is a young, unmarried man, and Mrs. Gill is over 60 years of age. These facts alone would weigh hard against the defendant, but Attorney O'Malley made the jury view the case in a light favorable to the young man and a verdict of not guilty was returned and half of the costs were paid on the prosecutor.
George Josie, a Dummore Italian, is on trial charged with assault and battery on M. H. Banks, who keeps a meat market in that borough. Senator M. E. McDonald represented the commonwealth and Attorney C. W. Dawson the defendant. The substance of the case is that Josie and another Italian went to Mr. Bank's place to purchase some meat and they ordered a veal, which was ordered and the costs were placed upon the prosecutor.

STUBBORN COUNCILMEN.

The borough of Olyphant has been for four months like a ship without a rudder, notwithstanding that it has been dry-docked in court more than once in that time. On March 2 the council met for the purpose of organizing and electing a new council. The list of borough fathers: William H. Davis, Thomas Gannon, P. W. Fadden, Patrick Dempsey, Thomas Patton, R. J. Gallagher, J. J. Flynn, Michael O'Holleran, Thomas F. Curran, William Tinsley, William Hogan and John Keegan.
Davis wanted to be mayor of the borough, so did Curran; and each had five supporters. That created a deadlock. Meetings were held from time to time until the 11th of March, and at that meeting three of Curran's supporters were not present when the gavel descended. His other three were, and they left the meeting in charge of the Davis men, who were there six strong. The latter took up the election of president and six votes were cast for Davis, the three Curran men voting in the negative. Later on the other three Curran men came in, and when they became what had occurred they immediately withdrew and took the other three out.
The court was petitioned to set aside the action of the Davis men in choosing Davis president. They alleged that although Davis got a majority of the votes at the meeting on the 11th, yet he did not get a majority at the meeting and for that reason was not legally elected. Judge Edwards decided on April 18 that the election of Davis was legal. A majority of the votes if a quorum was present, Judge Edwards held, was sufficient.
Since then both factions have sat and sulked at each other. The Davis men refuse to take an interest in the council and the Davis men not having a majority cannot go on with business. Burgess E. J. Howard, by his attorneys, Warren & Knapp, yesterday filed a petition in court for a writ of mandamus to compel the councilmen to attend to their duties. The writ is made returnable next Wednesday at 9 o'clock and the derelict councilmen will either cease their "I don't like you any more" tactics or the court may declare their offices vacant and appoint persons who will act.
The war between the councilmen has left the borough according to the business, without a tax levy; which is usually made early in March, and the result is that \$22,000 worth of outstanding bonds are due and unpaid, and orders amounting to several thousands of dollars are also due. The petition asks the court to issue a mandamus to compel the council to levy a tax and that means, of course, that they must attend to business.

English Capital for American Investments.

Important to Americans seeking English capital for new enterprises, a list containing the names and addresses of 29 successful promoters who have placed over \$10,000,000 sterling in foreign investments within the last six years, and over \$15,000,000 for the seven months of 1896. Price \$2.50. PAYABLE BY POST. Order to the London and Universal Bureau of Investors, 20, Abchurch Lane, London, E. C. Subscribers will be notified by arrangement with the directors to receive either personally or by letter of introduction to any of these successful promoters.
This list is first class in every respect, and every man of business or firm who appears therein may be depended upon. For placing the following it will be found invaluable—Banks, Insurance Companies, Commercial and Financial Concerns, Mortgage Loans, Sale of Lands, Patents or Mines.
Directors—H. B. EDWARD C. ROSS, HON. WALTER C. PETERS, CAPT. ARTHUR STIFFE. Copyright.

WILL OF WILLIAM MONSEY.

Everything Left to His Wife and She Was Appointed Executrix.

The will of the late William Monsey, who for twenty years had been mining and civil engineer for William Connell & Co., was probated yesterday in the office of Register Hopkins. The document was drawn up and signed on Aug. 1, 1888, and was witnessed by Colonel E. H. Ripple and Thomas M. Jones. All the property, real, personal and mixed owned by the decedent, is left to his wife, Elizabeth Monsey, and she is named as sole executrix.
Pillsbury's Flour mls. have a capacity of 17,500 barrels a day.

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134 Wyoming Ave.
Walk in and look around.

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Delft,
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112 PIECES
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rated, Worth at
Least \$15.00,
\$12.90.

112 PIECES
Decorated in Col-
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& BEATTY . .
MEARS BUILDING,

Will, on account of getting into business so late, close out all their Tan and Summer Weight Shoes at quite a sacrifice.

Wedding Gifts,

One of The Many

The Pleasure of The Chafing Dish

What is more enjoyable than the preparation of a dainty luncheon, with the hostess presiding over the chafing dish? Lobster, a la Newburg, Welsh Rabbit and the other appetizing dishes?
Five o'clock Teas, etc.

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MILLAR & PECK,
134 Wyoming Ave.
Walk in and look around.

FOR PARTICULAR PEOPLE.



This is a store for Particular People. We are particular people ourselves, and keep particular goods. Our prices are not high. They might easily be so considering the quality. We keep a full stock of Men's Furnishings of every description. If you can't find satisfaction here, it's safe to say you won't find it anywhere.

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205 Wyoming Ave.
Ladies' "KNOX" HATS. - Station Agency

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Jewelers and Silversmiths,
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DIAMONDS AND DIAMOND JEWELRY,
CLOCKS AND BRONZES, RICH CUT GLASS
STERLING AND SILVER PLATED WARE.
LEATHER BELTS, SILVER NOVELTIES,
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The latest improved furnishings and apparatus for keeping meat, butter and eggs.
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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.

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THE BEST STOCK IN THE CITY . . .
Also the Newest, Also the Cheapest, Also the Largest.

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Porcelain, Onyx, Etc
Silver Novelties in Infinite Variety, Latest Importations.

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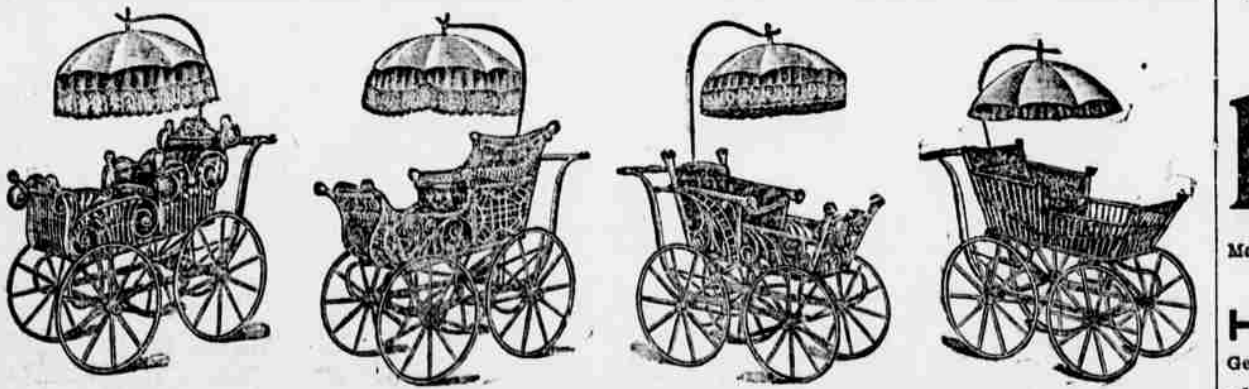
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