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WILLIAMS & M'ANULTY

127 WYOMING AVE.

UNION LABEL

To insure publication in this paper, volunteered communications of a controversial character MUST BE SIGNED FOR PUBLICATION by the writer's true name. To this just rule we cannot hereafter make exception.

CITY NOTES.

The Delaware and Hudson company paid yesterday at the Jersey mine, Jersey, and the White Oak colliery, Archbold.

A meeting of the new chemical hose company will be held at the Central Republican club room tonight at 8 o'clock.

The Delaware, Lackawanna and Western company will pay today at the collieries and at the Cayuga and Brinon collieries.

Rabbi T. Weiss, of New York city, will officiate this evening and tomorrow morning at the Linden Street synagogue at the usual hour.

The finance committee of the board of control is engaged in making an estimate of necessary school appropriations for the next fiscal year.

Judge Gunter yesterday granted a subpoena in divorce on the petition of Martha Hohman, who seeks separation from her alleged cruel husband, Henry C. Hohman.

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Flower Seeds Given Away. On Saturday and Monday with every 50c. worth of goods sold we will give a paper of the best flower seeds. \$1.00 purchase 2 papers seeds, etc.; alyssum, carnation, candy tuft, China aster, chrysanthemum, dahlias, heliotrope, mignonette, morning glory, nasturtium, pansy, sweet peas, phlox, verbena, violet, etc. Messrs. & Hagen.

Steam Heating and Plumbing. P. F. & M. T. Howley, 221 Wyoming ave.

150 XX White Envelopes for 10c. at 3c. Store, 523 Lacka. ave.

A PERFECT FIT GUARANTEED.
THE UNITED BRAND SHIRTS
Madras Finesse and French Flannel. New, Fresh Stock.

J. A. WATERS,
Successor to
Christian, the Hatter,
305 Lack. Ave.

TO PROTECT FREE LABOR.

Resolution Passed by the Order of United American Mechanics.

The following resolution has been adopted by Council No. 229, Order of United American Mechanics, of this city:

Whereas, There are now before our legislative assembly several bills which are intended to protect free labor and the industries in which it is employed, from the injurious effect of convict labor competition, by prohibiting the use of all power-driven machinery in the prisons, workhouses and reformatories of this commonwealth; therefore be it

Resolved, That we earnestly request every member of our state senate and house of representatives to support such measures as will prevent the use of all power driven machinery of the commonwealth in Pennsylvania, thereby abating the outrage of "the state making her penal institution huge factories where housed, clothed and unpaid convict labor engaged in the production of honest, law-abiding, self-sustaining labor."

And the officers of this council are hereby instructed to sign and place the seal of the council hereto and send a copy to each of our representatives at Harrisburg, William S. Bartlett, Rec. Sec., Frank H. Young, Counselor.

ANNUAL MEETING.

Programme That Has Been Arranged for the Twenty-ninth Anniversary of the Y. M. C. A.

An attractive programme has been arranged for the twenty-ninth annual meeting of the Scranton Young Men's Christian association which will be held in the Association hall on Saturday evening, April 10, at 8 o'clock.

In addition to the complete reports of the president, secretary and treasurer and various committees, a special committee will make a report on the status of the movement for remodeling the gymnasium and putting in the new natatorium, and will ask the members present for instructions. It is to be hoped that every member of the association as well as the subscribers to the work may be present and take part in this discussion.

An attractive musical programme will be rendered by a selected chorus of male voices in charge of Musical Director J. M. Chance. Mr. and Mrs. Thiele, the popular violinist and soprano, will also contribute two numbers.

Luther D. Wisard, the foreign secretary of the Young Men's Christian association International committee, who made such a remarkable tour among the colleges of India, China, Japan, Syria and southern Africa, and whose work attracted world-wide attention because of the large numbers of students in these various colleges who were led to an acceptance of Christianity through his work, will be present at this meeting and will give a description of the present remarkable movement among the colleges of the Orient, which is the outgrowth of his work, and is now being carried on by John R. Mott, the present traveling college secretary of the World Federation of College Young Men's Christian associations.

Mr. Wisard is a speaker of great power and a man who has had an extended opportunity for studying the conditions which surround Christianity work both in this country and throughout the world, having traveled over more territory, perhaps, than almost any other living leader in Christian work. At a recent meeting which was addressed by Mr. Wisard, he attempted to conclude his address at a late hour, when the audience, almost without exception, shouted for him to continue, so intense was the interest aroused by the vivid recital of his experiences in the conduct of the work undertaken in foreign lands.

In connection with the service mentioned above, Mr. Wisard will also speak in the Penn Avenue Baptist church on Sunday morning, and in the Elm Park Methodist Episcopal church on Sunday evening.

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DIED.
FINNIGAN—In Scranton, April 8, 1897, Thomas Finnigan, aged 16 years, son of Patrick Finnigan, of 211 Eynon street, West Scranton. The funeral will be held Monday morning at 9 o'clock. A high mass of requiem will be sung in St. Patrick's Catholic church. Burial will be made in Hyde Park Catholic cemetery.

HENNE—In Scranton, April 8, 1897, the 15-month-old son of Albert Henne, of 110 South Main avenue. Funeral on Friday afternoon at 2:30 o'clock.

REDDINGTON—In Scranton, April 7, 1897, Regina, 18-month-old daughter of Mr. and Mrs. Thomas Reddington, of 312 Second street. The funeral will be held Friday afternoon at 2 o'clock. Interment will be made in Hyde Park Catholic cemetery.

ALL THE EVIDENCE HAS BEEN HEARD

Arguments to the Jury in the Dickenson Case Will Be Heard Today.

NUMBER OF LAW POINTS PRESENTED

The First for the Defendants Asked for Binding Instructions to the Jury, Reasons That Were Advanced, Judge Acheson Refused to Comply with the Request and Ruled That the Jury Must Pass Upon the Facts.

The closing testimony in the Anna Dickenson case was heard yesterday and today. The arguments of counsel to the jury will be listened to. After the evidence was all in the law points of evidence and defendant were presented to the court and Attorneys Dawson and Vosburg made arguments to the court asking for binding instruction to the jury in favor of the defendants. Court refused to give such instruction and said he would allow the jurors to pass upon the case. Mr. Vosburg will make the closing address to the jury this morning for the plaintiff and Mr. Hodges for the defendant.

There was a large crowd in the court room yesterday morning when the examination in rebuttal of Miss Anna Dickenson, the plaintiff, was resumed. She made a strong denial of the story told by Mrs. George Thompson, who stood on the stand, to the effect that the plaintiff was in the habit of using intoxicants to excess and she also explained some of the stories she told to Mrs. Thompson, which that lady said she considers gross exaggerations. Her relations with Howe & Hummel with reference to her suit against the Republican national committee were gone into extensively and the witness told what occurred immediately before she was removed to Danville.

In February, 1891, she concluded to go to New York probably to remain permanently and on Feb. 19 she commenced to sort up her newspaper clippings, letters and manuscripts, in doing so she discovered that her papers had been tampered with and demanded an explanation from Susan Dickenson, which she did not get. She then detailed all the circumstances which led to the locking of her door on the evening of Feb. 19. She found on that evening Martha, the servant, going through her papers in her room, and for the security of her personal effects she then locked the door.

ROOM WAS A BEDLAM.
On the following day, by reason of her packing up, the room in which her room was a bedlam. Piles of papers and letters were scattered all over the floor, and she worked on until evening. Then she went down stairs and asked the servant to get her a lamp. The servant went out of the house. The plaintiff followed her and said "Come back, you fool!"

She explained her alleged assault on Susan by saying that she merely used the sufficient force to keep her out of her room. Between 11 and 2 o'clock one night she was going to the bath room in her house, and met Dr. Hellman coming from the bath room. Immediately she returned to her room, and Dr. Hellman attempted to get into the room before her, but failed. He thrust his foot between the door and the door frame and attempted to force his way in. She said she slammed the door against his foot and said: "Get out, you rat!"

When she went to Danville the plaintiff said she carried with her jewelry valued at \$2,000. Several telegrams written by Miss Dickenson while she was in the asylum were read by Attorney Hodges and after a brief cross-examination of the Dickenson witnesses and Mr. Hodges announced that the evidence for the plaintiff was all in.

Mrs. March and Miss Susan Dickenson were re-called by the defense. The latter said she never tampered with or interfered in any way with Anna's letters and never wrote to anyone concerning Anna with the latter's consent. After she left the stand court adjourned for the noon recess.

CLOSING TESTIMONY.

Allen Eggleston was called to show that the plaintiff was intoxicated on one occasion when she called at his store, but Judge Acheson would not permit the testimony.

Miss Susan Dickenson was recalled and said that she had her sister placed in Danville because she was afraid of her and from the way she acted she thought it was the very best thing to do for her.

"As a matter of fact, did you not think that if your sister was in the asylum you could then raise money for her without being prevented by her?" asked Attorney Hodges.

"No, sir," replied the witness. "Did you not try to raise money on her name, without her knowledge, before your sister was sent to the asylum?"

"I did not do anything of the kind, notwithstanding your beautiful insinuating voice. It is not correct that matter fully this morning, and you are now trying to make me lie about it."

"It will be better, Miss Dickenson, if you merely answer his question," suggested Judge Acheson.

"I will try to, your honor, but I ought to be protected from this attorney's insinuations."

That concluded Miss Susan's examination, and Attorney Vosburg presented a letter from Dr. Sevard, the proprietor of the sanitarium at Goshen, N. Y., where Miss Dickenson was immediately after she left Danville, asking setting forth that owing to business engagements he was unable to come to Scranton to testify. As the doctor is outside of the state he could not be compelled to attend.

PLAINTIFF RECALLED.

Miss Anna Dickenson was recalled and testified as to a letter received by her sister from Mrs. Elizabeth Miller, daughter of Garrett Smith. She said she did not know Mrs. Miller, though she did know her father. This closed the testimony and the law points of the plaintiff and defendant were presented to the court. Those of the plaintiff were:

First—If the jury believe under all the evidence that the plaintiff was sane on the 25th day of February, 1891, and that the defendant with a view of depriving her of the custody of her person, locked her in a room in the Danville asylum, she shall be liable to pay to the plaintiff damages, the results of the unlawful act.

Second—No person is authorized to seize and place in an insane asylum any other person without the proper medical certificate, unless such person is at the time in a danger of inflicting bodily harm upon themselves or others by reason of existing insanity.

Third—The measure of damages would

be the plaintiff's loss of time from her calling as a lecturer from her locality, if caused by the acts of the defendant, from securing employment in her calling, any mental and physical pain she has suffered, and any loss or injury that has been put upon her, the results of the defendant's acts.

The law points of the defendants were more lengthy, and read as follows:

First—Under the law and the evidence in this case, the verdict of the jury must be for the defendants.

Second—If the jury believe that a medical certificate valid in every way under the act of assembly, with the exception that one of the physicians making it was not a physician, in medicine for the space of five years, was executed on the 25th day of February, 1891, and that the same accompanied the plaintiff to the asylum; that upon that day the authorities of the asylum acting in conformity with a physician of over five years' practice in medicine, who executed a legal certificate on that day, then this constitutes a valid certificate under the act, and the plaintiff cannot recover unless the jury find that the defendants acted maliciously and without reasonable or proper cause, and that, although the jury may find that the plaintiff was sane at the time.

A VALID CERTIFICATE.
Third—That the written certificate of Drs. Underwood and Osley offered in evidence by the defendants, is a valid certificate under the law; and, unless the defendants corruptly, and without probable cause or by motive other than the good of the plaintiff at the time she was taken to the asylum, the jury must find in favor of the defendants even though the plaintiff was sane at the time.

Fourth—It is no violation of the law of Pennsylvania to restrain an insane person of her liberty without oath or affirmation.

Fifth—If the jury believe that on the 25th day of February, 1891, the door of the plaintiff was forced open and that she was removed by the defendants to the Danville asylum, they using no more force than was required for her recovery, and the safety of herself or of her family, or of her friends, or of her neighbors required that she should be restrained for a time in such institution or some other like nature; and that such restraint was necessary for her restoration or was conducive thereto, then the verdict of the jury must be in favor of the defendants.

Sixth—If the jury believe that the defendant acted in good faith, conscientiously believing that the plaintiff, Anna E. Dickenson, was deranged on February 25, 1891, and that she required for her recovery medical treatment under restraint, and that acted by such belief, they entered the room of the plaintiff and took her to the Danville asylum, then the plaintiff cannot recover, and the verdict must be in favor of the defendant.

Seventh—If the jury believe that the defendant acted under circumstances which would have induced a person of ordinary reason and prudence to believe the plaintiff insane and requiring medical treatment under restraint, then the plaintiff cannot recover, and the verdict must be in favor of the defendant.

Eighth—There is no evidence in this case that the defendants corruptly, or by motives other than the good of the party, restrained her of her liberty.

Ninth—That there is not sufficient evidence in this case to show a conspiracy among the defendants to unjustly deprive the plaintiff of her liberty.

Tenth—If the jury believe that on the 25th day of February, 1891, the defendants were friends of the plaintiff, then they cannot be held liable for restraining her taking the plaintiff to the Danville asylum against her will, if they acted in good faith with proper motives, without unnecessary force, and with a view to believe the plaintiff to have been insane at the time and this, too, even though the plaintiff was at the time sane.

Eleventh—The physical damages in this case can be no more than the pecuniary loss and the direct mental suffering of the plaintiff, which reasonably flows from the act of the defendants.

On the first of the defendants' law points asking for binding instructions to the jury, Mr. Dawson made an exhaustive argument to the court. He reviewed the manner in which the plaintiff was committed to the asylum and said that it conformed exactly to the requirements of the acts of assembly as to the subject, and therefore that it was the duty of the court to instruct the jury to find for the defendants. He also referred at length to the other law points and quoted the decisions of Pennsylvania and other courts to show that the defendants are exempt from liability for the acts of Pennsylvania from any responsibility as a result of the commitment of the plaintiff to the Danville asylum.

MR. VOSBURG'S ARGUMENT.

Mr. Vosburg also made an argument. Judge Acheson was in doubt as to whether the act of assembly was broad enough to permit the amendment of the certificate of commitment after the plaintiff was committed to the asylum. He could see that such amendment could be legally made, but that it could relieve the defendants from responsibility for the acts done under the defective certificate, namely, the seizing of the plaintiff and the conveying of her to the asylum was a point he was not entirely clear on.

Mr. Vosburg's argument was made with a view to convincing the court that a correction of a certificate of commitment, such as was made in the Dickenson case at Danville, covers the acts that were made prior to the correction.

"I confess that I am impressed by the argument of counsel," said Judge Acheson after Mr. Vosburg had concluded. "I am not convinced that the correction of the certificate, even so early as the evening of Feb. 23, absolutely protects the defendants from what they did prior to that. So much time has been taken in investigating the case that in view of all the circumstances, I believe I will send the case to the jury to ascertain just what the truth is in this case. Had the point been raised earlier in the trial and I had time to thoroughly investigate the point raised, I might have been more impressed by it, but as it is, I think I will let the jury pass upon the facts."

MAY COME UP LATER.

Mr. Vosburg said that the point could come up later, but he argued at great length on a motion for arrest of judgment in case the verdict is against the defendants.

At 4:20 the court adjourned until 10 o'clock this morning, when the arguments of counsel will be heard. Judge Acheson told them to divide the time that he can charge the jury and give the case to it during the afternoon. The attorneys intimated that it would take at least two hours to hear the arguments on each side.

Patent Leather Dress Shoes \$3.50.

For men. Here's where nobleness in its fine touch. New York can boast of nothing in footwear with more tip top swellishing in it, and we have easy fitting sizes for all comers. Some are \$4, but there's nothing to complain of in our patent leather shoes at \$3.50 a pair. 5 Brothers' spot cash shoe store.

Tailor made full suits and overcoats, latest styles, John Ross, 307 Spruce street.

IS JOHN MONAGHAN QUICK OR DEAD

Left a Letter Saying He Was About to Commit Suicide.

WILLED HIS BODY TO DR. CARROLL.

But Up to Midnight No One Had Succeeded in Finding the Gruesome Request or Anything That Would Indicate Whether or Not Monaghan Had Gotten Rid of Himself and His Tired Feeling--He Promised to Quit Once Before.

Pittston's police force, the newspapers of two counties, an anxious lot of relatives and any number of mysterious loving citizens of the next city below us were put into a lively state of excitement last night by the following letter left on the doorstep of the Pittston item office:

Port Griffith, April 8, 1897.
Whoever will find my body will notify my friends in Scranton, Martin Monaghan, of 1609 Price street, is my uncle, John Monaghan. No one in Pittston is another uncle. If they won't bury my body can be used by Dr. Carroll, of Hyde Park, or his brother, Dr. Michael Carroll, of Plymouth, I am tired of living. Good-bye to everybody.
John Monaghan.

Despite the fact that he was letting the opposition in on a copper-riveted scoop, City Editor Morris, of the Item, notified the police and sent word to the grim messenger of Dr. Carroll, of Jackson street, and having him in turn notify the life-wearied letter-writer's uncle, Martin Monaghan, of 1609 Price street, and Thomas Barrett, of the South Side.

INQUIRIES FRUITLESS.

Inquiries were then set afoot for Dr. Carroll's agency. Port Griffith people know nothing of any such individual as John Monaghan. No one in Pittston could be found who had any knowledge of him. His relatives in this city knew that there was such a member of their family, but none of them had heard anything from him in over a year, and it was news to them that he was in Pittston. No gory corpse had been found lying around anywhere, and at midnight the mystery was still unsolved.

Monaghan lived in this city about six years ago and was employed as a driver by Dr. Carroll. He worked for him about a year and then left to go to Archbold where he worked in the mines. He also lived at Ashley for a time and it is supposed at many other places of extensive woods.

ADVICE FROM THE DOCTOR.

About a year ago, Dr. Carroll received a visit from Monaghan and was then his ex-hostler that he intended to commit suicide and make the doctor a present of his body.

The doctor told him he didn't want his body and advised him to keep it himself. Whether or not Monaghan has taken the advice will probably be determined in a day or so.

FUNERAL OF MRS. THOMPSON.

Services at the House and Interment at Bald Mount.
The funeral of Mrs. Lydia Thompson took place yesterday morning from her late home, 222 Adams avenue. The services were largely attended by the friends of the deceased and were conducted by Rev. Mr. Barker.

The interment was made at Bald Mount, the former home of the deceased. The pall-bearers were Mrs. Thompson's grandchildren.

AT ELM PARK CHURCH.

The King's Daughters Give One of Their Periodical Suppers.
The King's Daughters of the Elm Park church gave a supper last evening between the hours of 6 and 8 o'clock. The tables were arranged with good effect in the church dining room. The patronage was good.

In attendance on the tables was the following committee: Miss Frances Raub, Miss Jennie Andrews, Miss

SAWYER'S Trimmed Millinery

Thrones of critical folks have enjoyed the Millinery show of last week. They noticed two things in the Bonnet department, more artistic and less than ever. There are hats from \$1.00 to \$5.00, dozens of them, and revelations to hat wearers; stylish, fine materials, well made.

The interesting is always out, and there's no body to lose you to buy. We want the ladies to come and go as they please. The store is for your comfort and convenience; but styles and value such as we're giving won't prevent your spending money here.

A. R. SAWYER,
132 WYOMING AVENUE.

SIEBECKER & WATKINS

Cozy Corners
and dainty window drapings will repay you well if you listen to what we have to tell you about values. Our Curtains and Draperies have been marked to make them move. You get your money's worth—we get the room. We need more space. Let us convince you that this is solid fact.

Lace Curtains, Stretchers, Pillow Shams, Holders, Easels and Screens. Everything in Window Shades.

406 LACKAWANNA AVENUE.

Sharpsteen, Miss Mame DeGraw, Miss Phillips, Miss Lizzie Raub, Miss Leonard Edwards, Miss Hazellet, Miss Owens, Miss Hawley, Mrs. F. B. McIntyre, Mrs. F. C. Smith, Mrs. A. E. Jones, Mrs. C. L. Griffin.
The King's Sons of the church also assisted.

Auction Sale.
Monday, April 12, 10 a. m., contents of The Wyoming House, consisting of the contents of nearly 300 rooms. All small articles sold in dining room. Chairs provided for ladies. E. M. Strong, auctioneer.

SPECIAL DINNER SET SALE

In Two Colors, Brown and Neutral.
100 Pieces Complete at \$4.49.

The composition of the set is as follows: