THE SCRANTON TRIBUNE-THURSDAY MORNING. PR L 15, 1897.

OSIO AGREED

to the Court

THE TRIAL

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MR. JONES' REMARKS.

this broad application of the law to the

material facts in this case, that is, the struggle on the kitchen floor between the

defendant and Salvatore, their continued

fight into and in the bed room, where the defendant disarmed Salvatore of his stil-

etto, and then stabbed him after Salva-tore had drawn a revolver from his hip pocket, you must necessarily acquit the defendant. Suicide on the part of Dam-brosia would be the inevitable result had

he not at that moment of imminent deadly peril plunged the knife into the breast of Rocco Salvatore. Even if, as the common-

wealth contends, it was a pipe that was in the hand of Salvatore at this time and

that it was apparent to the defendant that it was a revolver or other deadly in-strument and that he had sufficient reason

to fear or apprehend injury to his person, still he was acting within the law.

In your experience, gentlemen of the jury, probably you have seen a pipe used in a similar manner and have observed

that it had the desired effect, that is, to cause the flight of the party or parties at

whom it was pointed. Has it occurred to you that a different play upon the checker board of life at that

moment might have placed Rocco Salva-tore here at the defendant's table today and Dambrosto in a sleep that knows no waking. Give the defendant the benefit of any reasonable doubt that exists in

your minds as to his guilt. Remember the Scriptural saying, Better that ninety

and nine guilty ones should escape than

that one innocent man should suffer. At all events, when your verdict is returned,

be sure that you go home with an easy

Dambrosio In his closing address to the jury sworn. He District Attorney Jones said that it was a case of murder in the second degree and not of self-defense. He argued that after the scuffle in the kitch-

en of the Cipriano house Rocco Salvatore went into the bed room and that Dambroslo followed him, and while they were in that chamber Dambroslo struck the fatal blow, not to preserve his own life, but because a vengeful spirit had been aroused in him. "I would not stand here today," he said, "and ask you to bring in a verdict of murder in the second degree unless

conscience.

I believed that the evidence warranted it. Do not reduce this to manslaughter. It is murder in the second degree if you believe that sufficient time elapsed to allow his blood to cool. Depending upon you and knowing that you will do justice in this case, I leave It in your hands." In his charge to the jury Judge Arch-

bald began by defining the two grades of murder and what constitutes man-slaughter. Every killing due to malto the sponse ice is murder. If the killing was done John J. in self-defense, then the defendant has orn in w has there. ly 4., nt to

committed no offense, said the judge. He reviewed the testimony adduced during the trial, and sai., that if Damrosio forced his way into the bed room after Salvatore, it did not look at all like self-defense, but on the contrary would indicate that Dambroslo was seeking vengeance by pursuing his adversary, who was trying to reach a place of safety.

THE JUDGE'S OPINION.

"You are the ones to judge of this matter and decide whether or not this defendant is guilty," said the judge. "If you decide that the quarrel was continued without intermission or time to cool from the moment they were strug-gling on the floor until the fatal blows

were struck, I would say that it would be manslaughter, but on the other hand, if there was an interval and Salvatore went to the bed room to get away from Dambrosio and was there pursued by the accused and killed, I should think that would be murder in the second degree.

"If there is a reasonable doubt in your minds, it belongs to the defendant. If you have a reasonable doubt

LARGE SCHOOL TAX LEVY IS ORDERED Board of Control Will Require Over \$350,000 This Year.

TAXATION RATE TO BE 14 MILLS

uch a Large Sum Is Required Because of the Recent Awarding of Several Building Contracts--Controllers Say They Must Have Better Facilities for Pupils -- Five Votes Closed Tomorrow.

After nearly an hour's debate last night the board of control by a vote of 13 to 5 decided on a 14-mill tax levy for 1897 expenses. This is the highest levy made in a number of years. The levy or the expenses which will make the lovy necessary, or both, were bitterly opposed by several of the members. Following is the report of the finance committee, which contains the estimated expenditures and which designates a 14-mill tax as the levy necesary to create the desired sum, but which is not recommended, however:

Scranton, Pa., April 14, 1897. To the President and Members of the Scranton Board of Control. Gentlemen:-In accordance with resolu-

tion of the board adopted on recommendation of the finance committee March 23, 1897, the several committee of the board have submitted to the finance committee a detailed statement of their estimated expenditures for the ensuing year. The finance committee have held numerous and lengthy sessions, have carefully examined these reports and have carefully gone over them item by item. In view of the large and unavoidable increase in our expenditures, without a corresponding increase in the revenues of the district, the committee have deemed it necessary to re-fuce all estimates to the lowest possible figure consistent with the proper conduct and maintenance of our schools, and therefore the appropriations recommended by the finance committee are in several cases considerably lower than the estimates submitted to them by the various committees,

VALUATION FOR ASSESSMENT.

The board of revision and appeal is still engaged in hearing appeals of property owners from the valuation as fixed by the assessors, and will be for some time to Although the valuation of property and occupations as returned by the asses sors exceeds twenty-three millions of dol-lars, the highest upon which it is safe to base our calculations for the ensuing year is \$21,000,000. In making the levy for the payment of interest and redemption of bonds, the basis is the assessed valuation of real and personal property in the district subject to taxation. Our bonded in-debtedness makes it necessary to raise \$32,000 for interest and sinking fund purposes. A levy of 1% mills is recommended for said purposes, which will produce a sum sufficient to meet these expenditures,

viz, \$33,950. The total cost of the erection and completion of Nos. 6, 15, 25 and 28 is as follows: No. 6, \$19,655; No. 15, \$20,411; No. 25, estimated, \$10,000; No. 28, \$23,434 heating and ventilating contracts of these various buildings, \$12,012.50; commissions still due architects on said buildings, \$2,323.56; to-tal, \$87,856.05,

A 412 mill levy upon the estimated valu-ation of property and occupations of \$21.-000,000 will produce, after allowing 3 per cent. for commissions and exonerations, the sum of \$91,655 for building purposes Before making the levy for general school purposes, we desire to submit the esti-mates of the several committees, which are herewith presented for your examina-tion. It is probable that the increase in ance during the ensuing year will atte

be divided. Mr. Carson moved that there be 7% and 1% mill levies respectively, for general school and sinking fund purposes, the same as is included in the 14-mill levy, and 21g mills for

building purposes instead of 41/2 millis. It then developed that the large amount necessary for new buildings, annexes and repairs was what caused the opposition. The contracts for new buildings Nos. 15, 26 and 28 were award-ed. Monday night, Messrs, Carson, Wormser, Weish, Walsh and Jennings voting in the negative. These members excepting Mr. Weish, who was absent, voted against the levy last night as did Mr. Schriefer.

Mr. Gibbons debated in favor of the higher levy and finally moved to table Carson's motion, Mr. Gibbons Mr. Against the Levy--Schools Will Be maily withdrew his motion, as it would not have been debatable and he was

asked to do so by President Jennings, Mr. Wormser and others. Mr. Globons contended that while the levy would be burdensome it could not be avoided; the condition of overcrowded schools and lack of facilities confronted the board and it would have to be met.

President Jennings relegated the chair to Mr. Langan and cited that the members who at the tast meeting had voted to award the building contracts must assume the responsibility of cries against a heavy tax. The finance committee would be in no way involved as it had only pointed out the means to provide a sum which the members and committees demanded.

ASKED FOR INFORMATION.

Mr. Notz took exceptions to Mr. Jennings' remarks and asked the secretary to read the total cost of No. 16 school which was built in Mr. Jennings' ward, the Fourteenth , last year The amount, the secretary stated, was \$56,000, but the meeting failed to grasp the relevancy of Mr. Notz's request.

Mr. Gibbons moved again that Mr Carson's amendment providing for a 12-mill levy be tabled. The motion pre-vailed by a vote of 13 to 5, and then the original motion of Mr. Notz providing for a 14-mill levy was carried by the same vote as follows:

Ayes-Shires, Francols, O'Malley, Davis, Casey, Devanney, Schnefer, Contad, Ja-cobs, Langan, Notz, Gibbons, Langstaff -13

Nays-Carson, Wormser, Walsh, Jennings, Schriefer-5.

Tomorrow being a legal holiday, Good Friday, the schools were ordered closed on that day on motion of Mr. Wormser. The building committee was authorlzed to sell to the highest bidder, the buildings on No. 6 lot and to advertise for sale No. 26 lot and building and the lot on East Market street

Permission was given the high school alumni to meet Monday afternoons or evening in the high school building reception room. The alumni's request for the use of the auditorium for the annual meeting in June and for intervening meetings was referred to the high school committee.

For a Nerve Tonic

Use Horsford's Acid Phosphate.

Dr. H. M. Harlow, Augusta, Me., "I regard it as one of the best says: remedies in all cases in which the system requires an acid and a nerve tonic."

Notice.

We are still doing business at the same old stand where we have been for twenty-two years past and most re-spectfully solicit the patronage of the public as heretofore in awnings, tents, dags and all kinds of society goods and decorations.

S J Fuhrman &

FIRE AT JERMYN.

Building Formetty Occupied by a Collin Factory Destroyed.

About 1240 yesterday morning the rong at the Delaware and Hudson breaker at Jermyn sounded the alarm of fire. The people were rather reluctant in responding, as early Tuosday vening they were deceived by a false alarm. It was some minutes after the alarm was given before the blaze could be seen, and then it was found the old coffin factory was on fire. The Crystal Fire company soon reach-

ed the scone but on account of a strong wind, it was found impossible to save the burning building, and the fire laddies began laboring to protect adjoining buildings. Some little time ago the brick building burned, and now that the wood building is gone, it removes all marks of what was a few years ago the site of a prosperous factory. Of late years the buildings have been unoccupted.

JUBGE KEPT SCHOOL AWHILE.

Candidate for Citizenship Couldu't Pass the Examination.

Guiseppi Puguotore, who claims to have been in this country fourteen years, went up before Judge Archbaid yesterday for naturalization. He knew absolutely nothing about this country or its institutions, except possibly that its a pretty good place to make money, and was turned down unequivocally.

"You will have to learn about these things. Guiseppi," said the judge, as

he handed back the application. "You know we keep school here now and you have got to pass an examination."

Your Shirts

Returned to you with any kind of finish you desire, domestic, medium or high gloss, when laundried at the Crystal, 343 and 345 Adams ave.

T. B. McClintock has secured quarters at the Y. M. C. A. building on Wyoming avenlue for one week, and will exhibit a full line of plants and cut flowers for Easter.

Twining, optician 125 Penn avenue, in Harris' drug store. Hours 9 a. m., p. m.

Davidow Bros., jewelers, have moved to 227 Lackawanna avenue.

BEECHAM'S PILLS-No equal for



phenomenal low price of

93/4C POUND.

SANDERSON'S PHARMAC CUT RATE STORE.

Cor. Washington Ave. and Spruce St.

To Show you what we are willng to do in the way of low prices, we quote the following:

Hood's Sarsays ellis
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Lyon's Tooth Powder
Quining Pills, 2 gr. 10 Daten
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Compare our prices, call and be convinced that we can and do sell lower than others. The loss on these reductions does not alter

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209 Lackawanna Ave.

To meet the demand for Patent Medicines at popular prices, we offer the following as a sample of prices:

hous, Sirsap rills, -	65e bot
a ne's Celery Combound,	75c bot
Lydia Pinkham's Compound,	70e bot
Pierce's Medica. Discovery,	70c bot
Scoti's Emul ion, -	3sc bot
Alloock's rorous Plasters,	10c each
Lyon's Tooth Powder, -	15c bot
Hand's R m dies	1se bot
Cullcura Soap,	15c c ke
Carter's Pilis, 2 bois 25c,	15c bot
Sy:up of Figs,	25c bot
Mellia's Food,	35e bot
Ay r's Hair Vigor,	60c bot
Fountain Syringes, complete,	49e cach



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FOR EASTER.

METROPOLITAN CHINA HALL

C. J. WEICHEL,

140 and 142 Wash. Ave., Mears Bldg.

Solmer Plano Stands at the Head

If you Want n Dray, If You Want Freight Hauled,

CALL TELEPHONE 525 CR 2892.

that the defendant was guilty of any offense in killing Salvatore, it is your duty to acquit him."

The judge then called attention to the flight of Dambrosio and said it was the duty of the jury to decide what neasure of importance should be at-ached to that action. In closing his harge, Judge Archbald passed upon number of law points which Attorey Murphy presented to the court on he part of the defense.

TRYINC TO PUSH HIM OUT.

Two Membere of a Carbondale Firm Are Seriously Charged.

S. Seldinan, Joseph Kulanchuk and J. Wolchansky, constitute the Carbondale Furniture company with place of husiness in the Pioneer City. At the instance of Mr. Seidman the other two were arrested late Tuesday night on the charges of embezzlement and conspiracy to defraud. Constable Coles made the arrest and

the two defendants went before Alderman Jones and entered ball in the sum of \$800 for Wolchansky and \$500 for Kulanchuk. Seidman, the prosecutor, alleges that the two men are trying to freeze him out of the firm.

He avers that Wolchansky collected \$75 which he appropriated to his own use and made no account of it. He also disposed of \$100 worth of furniture and gave a judgment note on his own responsibility for \$200. The sheriff levied on the note and Seldman was left in a troublesome position.

Kulanchuk is charged with conspiracy in all these transactions. The warrants for their arrests were issued from Alderman Howe's office.

MAD DOG BITES A BOY.

Bull Dog Afflicted with Rabies Turns on His Master's Son.

Another lad was bitten by a mad dog yesterday. This time the victim is Jo-seph Kellet, of Mead street, son of Joseph Kellet, sr., who is also the owner of the dog. The animal is of the bull variety.

Yesterday, the boy, who is accustomed to play with the dog, approached him all unawares of the animal's affliction and was set upon and bitten on the hand and leg and might have fored even worse had not Mr. Kellet, attracted by the boy's screams, rushed to the rescue.

The dog was, after much difficulty and danger, driven into his kennel and locked up. Later Patrolman Reese Jones shot him.

Dr. Donne was summoned to take care of the boy. He cauterized the wounds and took other precautions against hydrophobia developing.

The dog. it is said, was unmistakably suffering from rabies.

Spring opening of ladies' suits, skirts capes, jackets and bicycle suits, April 14th, 15th and 16th, at F. L. Crane's, 824 Lack'a, ave,

"Ham and Eggs" Cheap.

fersey eggs, 9c. dozen. ersey eggs, %c. dozen. Coursen's pecial" Ham, 11c. E. G. Coursen. **

avidow Bros., jewelers, have moved 27 Lackawanna avenue.

iss Carolyne V. Dorsey, feacher of atlon, oratory and delsarts, 516 Adavenue.

To Cure a Cold in One Day. laxative Bromo Quinine Tablets. ruggists refund the money if it o cure. 25c

xceed that of last year. It has therefore been necessary to increase the appropria-tion for teachers' salaries very considera-bly over that of last year.

In the matter of supplies, text books and general repairs, the appropriations have been largely reduced, as it is expected that by a careful supervision of these several matters a more economic management can be effected. We have also made a large reduction in the appropriation night schools, and we recommend that when night schools are established next year, in place of having them opened in every ward, a smaller number be opened under the direction and supervision of the teachers committee and the superintendent, which will result in a large saving to the district.

THE APPROPRIATIONS.

We recommend the following appropriations for the ensuing year for general school purposes, which appropriations can-not be exceeded under resolution of the board adopted March 22, 1897, instructing the city controller not to countersign war-rants unless there are sufficient funds in

the hands of the treasurer in the various counts to warrant the expenditure: High school expenses \$30,357 Teachers' salaries 130,050 Officers' salaries Repairs, labor and material 11,200 Rents New furniture

Gas, water and telephones Printing and advertising Text books

Incidentals

Total Deducting from this sum a state appro-priation of \$75,856.51, there remains to be raised by taxation for general school pur-poses the sum of \$161,185.49,

The assessed valuation of property in the district being \$21,000,000, it will require a 7% mill levy for general school purposes, which, after deducting 3 per cent, for com-missions and exonerations, will produce \$157,767.50.

Making a total levy for the school year year commencing July 1, 1897, of 14 mills for all purposes, which will produce, to-gether with the state appropriation, a to-tal estimated revenue of \$259,329.01 to meet the total estimated requirements of \$35%.

In submitting this levy the committee have borne in mind the fact that the board has directed the crection of the new buildings, Nos. 6, 15, 26 and 28, which makes it necessary for the finance committee to provide the necessary funds to pay for them, in addition to the moneys required for the actual running expenses of the dis-trict, in order that the deficit which made itself manifest during the past year may not occur during the next year. All of which is respectfully submitted.

F. L. Wormser, Herman Notz, John Gibbons, T. J. Jennings, A. L. Francois, REPORT ADOPTED.

The appropriations mentioned in the report and the necessary levy were adopted, but not until after President Jennings, ex-officio member of the finance committee, and Mr. Wormser, one of the committeemen, had put themselves on record as opposed to the provisions of the report. Mr. Notz made a motion, seconded by

Mr. Francois, that the appropriations outlined in the report be adopted and that the necessary 14-mill levy be ordered.

Mr. Carson offered an amendment, seconded by Mr. Schriefer, that a 12-mill levy be made. Acting on the suggestion by President Jennings that it be specified how the 12-mill lovy should

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Davidow Bros., jewelers, have moved to 227 Lackawanna avenue.

CONTRACTOR OF THE PARTY OF THE PARTY. DIED.

CANNON-If Olyphant, Pa., April 13, 1897, Miss Kate Cannon, daughter of Mr. and Mrs. Martin Cannon, of Dunmore street, Olyphant, Funeral Friday afternoon at 2 o'clock, Interment in St. Patrick's church, Olyphant,

SAWYER'S

Of all times in the year this is the most

puzzling to the ladies in deciding just which style for her Easter Hat-the crowning glory of her Easter Toilet. We have been so fortunate to establish the fact that at all times our Hats are stylish and becoming. Let our experience and taste help you to solve the question, ren-dered doubly so this season because of the remarkable variety of colors and

An early inspection will convince you that our claims are as always, straight, unadorned facts.

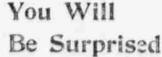
dially invites all her friends and patrons to call and see her; opposite Hotel Jermyn.

including the painless extracting of teeth by an entirely new process.

S. C. SNYDER, D. D. S.,

321 Spruce St , Opp. Hotel Jermyn.





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VARNISH STAINS Stain and Varnish with one appli-

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At the carpet values we can show you with the Dingley Tariff Bill knocking at our doors. The new Customs revenues will greatly increase 205 Washington Avenue, the price of carpets. When this stock has been sold prices will go up. Better buy today.

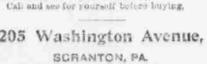
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SCRANTON, PA. J. W. GUERNSEY, Prop.

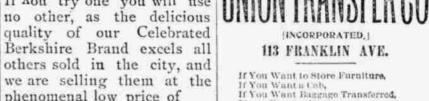














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Mrs. Emma Diem has accepted a posi-tion with Sawyer, the Milliner, and cor-