

### Men's Patented Leather Shoes

The regular \$5.00 and \$4.00 kind for \$2.75. Finest hand-sewed welt, French-patented leather, the best shapes to be had. Friday, May 28th, they will only be sold for one day for

**\$2.75**

**FRIDAY ONLY.**

**SCRANK & SPENCER,**  
108 SPRUCE STREET.

To insure publication in this paper, volunteered communications of a controversial character MUST BE SIGNED BY THE PUBLIC AGENT. The writer's true name. To this just rule we cannot hereafter make exception.

#### CITY NOTES.

There will be a meeting of managers of Florence Mission Tuesday at 10 a. m.

There will be a regular meeting of the board of health at their rooms in the Municipal building Wednesday at 8 o'clock p. m.

The Central Woman's Christian Temperance Society will meet this afternoon at 3 o'clock in their room, 31 Washington avenue. All welcome.

Dr. Thompson's condition yesterday was much improved over that of Sunday. His physicians are encouraged that a complete recovery is possible.

The missionary meeting this afternoon in the Penn Avenue Baptist church will be most interesting, as a good program has been arranged. All ladies are invited.

Contractor M. J. Rock will today begin the work of erecting a retaining wall for the city on West Market street, between North Main avenue and the Lackawanna river.

A ball for the benefit of the new Slavonic church in the Dodgetown district was held last night at the hall in the brick building in Dodgetown. There was a large attendance.

Attorney S. B. Price has been elected president of the Scranton Savings bank to succeed the late James Blair. Mr. Price has been vice-president of the bank for a number of years.

It will probably be several weeks before the Columbia Construction company begins the work of laying the pavement on Mulberry street. It has not yet begun the work of erecting its plant.

Charles Tropp, George Lutz and James Riggle, permanent men respectively of the Crystal General Pharmacy and Nay & Kay companies, who were recently appointed by Mayor Bailey, yesterday took the oath of office before him.

During last week there were ninety-three cases of the Scranton disease reported to the board of health. Three were scarlet fever, twelve diphtheria and seventy-eight measles. The total number of deaths from all causes was twenty-eight.

William Maynard on Sunday resigned his position as secretary of the Sunday school board of the Asbury Methodist Episcopal church and Wesley Kellow, his assistant secretary, was named as his successor. Clayton Stafford was chosen assistant secretary.

Charles Ferber went before Alderman Miller last night and swore out a warrant for the arrest of Sally Richardson, of Hazenmond court. He alleges that she stole \$5 of his money and he mailed the door from the inside and refused him entrance. She was not arrested last night.

Marriage licenses were yesterday granted to Austin F. Duffy, of Binghamton, and Mary L. Gallagher, of Scranton; Unsofer Luchanetz and Mary Herman, of Mayfield; John W. Laskawanna and Margaret Loeis, of Freeburg; Louis Wenkel and Lena Kocner, of Dunmore; James Matlak and Anna W. Convey, of Taylor; Wilson Meekman and Amanda Snow, of Montrose county.

Michael Buzza was received at the Lackawanna hospital yesterday. He is in a very serious condition, but the hospital authorities are at a loss to know just what to term his ailment. Buzza was at work in the Delaware Lackawanna and Western shops Friday, when he became suddenly ill and was taken to his home on Hickory street. Yesterday he was taken to the hospital. His recovery is doubtful.

Patrick Convey, of Fourth street, was arrested last night on information sworn out before Alderman Miller by Michael Manley, of South Wyoming avenue. Manley was assaulted on circus day by some man on Lackawanna avenue, a companion of the fellow was arrested, but Manley's assailant escaped and his name could not be learned by the police. Manley was informed that Convey was the guilty person. A hearing will be given the case this evening when witnesses will appear and try to identify Convey. Manley shows the marks of the pummeling he received.

#### BATTLE ON THE RAMPAGE.

Wanted Change When They Really Wasn't Any Coming.

John Battle, enduring a fire of liquor, went into Rockfeller's oyster parlor on Penn avenue yesterday afternoon. He called for a plate of oysters. The waiter asked for pay but Battle refused. He was finally scared into paying 20 cents.

Then he waited around for his change. When he saw the waiter change, Battle wouldn't be convinced. He became pugnacious and Patrolman Tom Jones wrote down the story in the police docket and Battle will be asked to explain this morning in police headquarters.

#### ALL HUMORS OF THE BLOOD.

From the small pimples to the dreadful scrofula sore, are cured by Hood's Sarsaparilla, which thoroughly purifies, vitalizes and enriches the blood.

**HOOD'S PILLS** cure nausea, sick headache, indigestion, biliousness. All druggists, 25c.

The Crittenton Meetings.

Charles N. Crittenton, the evangelist, is a man of sterling Christian ability. He holds his audience, as it were, spell bound by his simple manner in presenting the gospel of Christ, that a child can readily understand. Come everybody—it is free—and you will be heartily welcomed. He will hold meetings in the following places in Scranton, beginning June 7th to the 16th inclusive: **St. Paul's** Methodist Episcopal church, June 7; **Providence** Methodist Episcopal church, June 8; **Green Ridge** Presbyterian church, June 9. Remaining meetings until further notice at the Scranton armory.

### THREE IMPORTANT LEGAL OPINIONS

Official Relation of the Sheriff's Office to the Court.

BENCH HAS NO GENERAL CONTROL

So Judge Archbald Opines in Reversing a Former Order in the Bortree-Butterman Case—Judge Edwards on the Distinction Between Fixtures and Chattels—Insurance Companies Cannot Have Contradictory Clauses in Their Policies.

In an opinion in the case of Bortree against Butterman Judge Archbald yesterday gave an official interpretation of the relations between the sheriff and the court, something that had never been ruled upon before locally and possibly never before in this state.

The case came before court in the shape of a rule on the sheriff to compel him to execute a writ of possession issued by Alderman Wright to F. Bortree for a property in the Fourth ward, which has belonged to Albert Butterman and which Bortree bought at sheriff's sale. The rule was granted, but yesterday Judge Archbald recalled the order and discharged the rule, making the following comment:

"The proceedings by the sheriff's vendue are not before us, but before the alderman, where they were of necessity instituted. The writ of possession there is not our writ, nor the sheriff our officer, so far as charge us with the control and oversight of his execution of it. The law gives us no general control over the sheriff, but only incidentally where the process of the court is put in his hands. As to other matters he acts upon his own judgment, being responsible for his acts and omissions, according to his legal duty in the premises. It was a mistake to ask for the present rule and had the exact nature of the application been disclosed to us, we should have refused it. Being inadvertently granted, it is now discharged, without attempting to decide the duty of the sheriff with regard to the matters set forth in the petition on which the rule was obtained. Rule discharged without prejudice."

LINDSAY-ROBINSON CASE.

Judge Edwards in a lengthy and interesting opinion in the Lindsay-Robinson case ruled that the mere element of the annexation of appurtenances to realty has but little weight in fixing the character of the appurtenances, that is it is no criterion in deciding whether it is really or a chattel. The old "mail and hook" distinction in other words, cut a very small figure.

William Kinback owned a planing mill in Carbondale, on which W. B. Lindsay had a \$3,000 mortgage. T. C. Robinson, who had a judgment against the place, sold it out and proceeded to remove the machinery which he himself built in. Lindsay felt that the mill without the machinery would not commence to operate and he brought an injunction to court for an injunction to restrain Robinson from removing any more of the machinery and to compel him to replace what he had already taken away. The defendants made answer that the machinery was not part of the realty and consequently not affected by Kinback's mortgage.

Judge Edwards decides that every piece of the machinery necessary to operate the mill is just as much realty as the building and the ground it stands on.

By refusing a new trial in the case of Powell Domingo against the Iron City Mutual Fire Insurance company, of Pittsburg, Judge Archbald was quietus, locally, at least, on one of the hardest fought legal battles over a small claim that appears on the record.

AN INSURANCE CASE.

Dominico owned a small dwelling house at the "Continental," which he had insured with the defendant company for \$700. It was completely destroyed by fire shortly after the insurance money was subject to collection and Dominico made demand for the amount of the policy. The company demurred at this demand and the dispute went into arbitration.

The arbitrators found in favor of the plaintiff for the full amount with interest. The company appealed and at the trial of the case made the contention that Dominico forfeited his policy rights because an unprotected stovepipe projected through the floor of one of the upper rooms, which was contrary to the provisions of the agreement.

The jury said "bosh" to this and gave a verdict for the plaintiff in the sum of \$705.83, a small increase over the amount of the arbitration. A new trial was secured, on some technical ground, and again on March 27 last, the jury found for Dominico in the sum of \$711.83. Again the company petitioned for a new trial, this time presenting as its grounds therefor a by-law printed on the back of the policy which stipulates that the company is the one to suffer from the conflict.

In the case of the city of Scranton against E. B. Sturges and others, court struck off the municipal liens on the ground that they were defective. The liens were filed at the time of the paving of North Washington avenue. Mr. Sturges and other property holders petitioned for a change of policy, alleging that the liens were defective because in each case they covered properties separated by a public thoroughfare. Court affirmed this contention.

A BAD PROVISION.

Judge Archbald, in a polite but unmistakable kind of a way, tells the company that he is not at all favorably impressed with a policy which on the face of it tells the assured he will receive full value and on the back in an obscure by-law stipulates that only two-thirds of the actual value can be recovered. The repugnancy between the two provisions is not the fault of the plaintiff, he holds, and decides that the company is the one to suffer from the conflict.

IN ORPHANS' COURT.

Patrick Mulhern was appointed guardian of Nora Scanlon, minor child of Martin Scanlon, deceased, vice R. A. Zimmerman. Under the law an orphan can assert his or her own guardian after reaching the age of 14 years. Mr. Zimmerman was appointed guardian by court when Miss Scanlon was under 14. Having reached 14 recently, she petitioned for a change of guardian, suggesting her sister Mary. Court feared a clash of interests and declined to make the appointment. Mr. Mulhern was then suggested and his nomination was approved.

Abram Fluellen was appointed guardian of James and Elizabeth Ma-

lone, minor children of Martin Malone, late of Carbondale.

William E. Simms was appointed guardian of Reese and Evan Evans, minor children of Mary Ann Evans, late of Scranton.

COURT HOUSE NEWS NOTES.

June 19, at 9 o'clock a. m., was yesterday, fixed as the time for the hearing on the petition for the transfer of the hotel business of August Kunk, of Dunmore, to St. A. Norris.

In the case of the commonwealth against John McNichols and Patrick Gallagher, a rule was yesterday granted to strike off forfeited recognizance, returnable at argument court.

The bond of Andrew Terwilliger, tax collector of Dalton, was yesterday approved by court. It was in the sum of \$7,000 and has as sureties, William R. Rice, O. P. Stall and B. E. Smith.

J. C. Daron and Walter Daron, charged by T. B. Dagers with malicious mischief, were yesterday admitted to bail before Judge Gunster, John Doran becoming their bondman in the sum of \$100.

Powell Petroski, of the North End, against whom the county instituted suit to recover a forfeited recognizance of \$200, made answer yesterday through Watson & Zimmerman, to the effect that he never went bail for John Savinski, as alleged, and that he stands ready to prove this despite the records of Alderman Edward Wright.

Court yesterday issued an order directing that Carbondale township stand the costs of the recent injunction proceedings brought by Supervisors Patrick Moran and J. P. Quinn to compel Treasurer John Battle to honor their salary warrants, which he refused to pay because they were drawn by the supervisors themselves, but which action court at the time decided was unnecessary.

On motion of the defendant in the assumpsit suit of John A. Pray, Sons & Co. against W. J. Hand, court yesterday granted a rule on the plaintiff compelling them to give security for costs.

In the estate of Wimmer O'Brien, late of Scranton, letters of administration were yesterday granted to Rose Carey.

In the case of Gregory against Seaman, court yesterday granted an order to amend the record by omitting Laura A. Gregory, as plaintiff and Stephen Tripp, Benjamin Tripp, May A. Pabst and Avery Brown as defendants, and making Wm. H. Hurlander as trustee, one of the plaintiffs.

On motion of Vosburg & Dawson, attorneys for the petitioners, an exception was noted by court yesterday to the order granting the proceedings to free the Freeland and Adams Turpike and Plank road from toll-gates. This was for the purpose of taking an appeal to the superior court.

Jurors Frank M. Beavers, Harry Edwards, Scranton; W. A. Lyman, Mead; William Miller, Scranton; W. H. Swartz, Madison, were excused, and George B. Johnson, Scranton; C. Moser, jr., Scranton; and M. W. Williams, Newton, were marked not found.

LETTER THAT IS CAUSING TALK

Was Addressed by the Street Commissioner to Councilmen.

HE QUOTES A CITY ORDINANCE.

It Provides That He Shall Employ Such Laborers, Foremen and Assistants as May Be Necessary—He Calls the Attention of the Councilmen to the Fact That They Have No Right to Hire Men to Work on the Streets.

Street Commissioner Dunning on Saturday mailed a letter to every councilman in the city. Most of them did not reach those to whom they were addressed until yesterday and when they were read many uncomplimentary things were said about the new street commissioner by the city fathers. The letter is apparently a very harmless document and was penned in a most courteous manner. Here it is:

Scranton, Pa., May 29, 1897.

Dear Sir:—I desire to call your attention to Section 100 of the City Ordinance of Ordinances, 1894, which reads as follows:

"He shall employ such laborers, foremen and assistants, as may be necessary to carry on the business aforesaid, and shall make contracts for the purchase of material necessary for use in his department, where otherwise provided by law or ordinance; but in no case shall he employ any person who is not duly certified for the street department; provided, that no foreman, laborer, or assistant shall be employed, and no contracts made, material purchased or work done, in any ward of the city, except by and with the advice and consent of the select and common council of the ward in which the material is to be used or the work performed."

I have been unable to find any other authority for labor on the streets.

POWERS OF COUNCILMEN.

You will observe from the reading of this section that no authority is vested in the councilmen to employ foremen or laborers on the streets. It is only by the street commissioner. It thus becomes the duty of the street commissioner to take charge of all street work.

I intend to assume the duties of the important trust imposed upon me in accordance with the letter of the section quoted above. To do this I solicit your hearty co-operation.

Hereafter when any street work is to be done in your ward I shall be pleased to have you appoint a representative upon the foremen and the number of men to be employed in that work, thus avoiding any difficulty in the approval of the pay roll.

Respectfully yours,  
A. B. Dunning, jr.,  
Street Commissioner.

If Mr. Dunning succeeds in getting the councilmen to allow him to practically name the foremen and laborers to do repairs in the various wards he will have inaugurated one big reform that will save much money for the city. He must be opposed for some fighting, however, before his plan becomes a reality. He is infringing on one of the sacred prerogatives of the councilmen, more especially those from the suburbs, and they will not give it up without a big struggle.

WANTS A DIVORCE

Doctor William Haggerty's Wife Seeks Separation and Alimony—Other Grist from the Divorce Mill.

Mrs. Anna Haggerty, wife of Dr. William Haggerty, yesterday instituted proceedings for divorce and alimony. She mentions particularly as a ground for her petition the incident of May 12, when she alleges she found her husband in his office with a young girl and received a beating as a result of her intrusion. Judge Archbald granted a divorce for Mrs. Haggerty on May 14, 1893, in this city and lived together as man and wife from that time until the occurrence above mentioned. Warren & Knapp are her attorneys.

Some kind of right supervision of street work is an absolute necessity, and Mr. Dunning should receive support in this stand he has taken. Where foremen are indiscriminately chosen the street commissioner can have no knowledge of the correctness of the pay rolls and in the past the padded pay roll, not to use a harsher term, has been one of the crying evils of the street commissioner's department. It is his duty to assign the orders for street work which is now rendered more difficult than it was formerly.

MONEY THROWN AWAY.

"Many cases have come under my personal observation, where the city's money has been thrown away in street work. I recall where \$12 was spent in cleaning out 150 yards of gutter that could have been done for fifty cents. With proper foremen, who were responsible to some one, such reckless wasting of public moneys would not be possible."

Dunning will receive the active support of some of the councilmen in the matter referred to in the letter, but there are others who have nothing but the cold steel for him if he endeavors to compel them to respect the ordinance quoted above.

ENJOYABLE DUCK PARTY.

Was Given Last Night in Excelsior Hall on Wyoming Avenue.

A unique dance was given in Excelsior hall last evening, being by Mrs. Elizabeth Lewis for the members of her Monday evening dancing class. A charming effect was produced, the young ladies wearing duck skirts and shirt waists, the men duck trousers and the regulation accessories. The couples were furnished by Bauer's orchestra. The affair was the first of a series of informal hops to be given by Mrs. Lewis during the month of fifty cents. The next will occur about July 15.

Mrs. Lewis spent the past month in Pittsburg, and while there obtained several new dances and some novelties in the terpsichorean line.

- | CASH  |     |
|---|-----|
| And What It Will Buy.                                     |     |
| Corn Starch, pkg.   | 35c |
| Glass Starch, pkg.  | 35c |
| Electric Blue, 1 lb.                                      | 50c |
| Diamond Starch, pkg.                                      | 50c |
| Banner Soap, box  | 25c |
| Live Oak Soap, box  | 25c |
| Bliss, lb.  | 35c |
| Milk Crackers, fresh, lb.                                 | 35c |
| Lemon Cakes, fresh, lb.                                   | 35c |
| Molasses Cakes, fresh, lb.                                | 35c |
| Stic-Nack, fresh, lb.                                     | 35c |
| Molasses, best N. O., gall.                               | 25c |
| Table Syrup, best, gall.                                  | 25c |
| Vinegar, pure, clear, gall.                               | 12c |
| Farmer Matches, doz. boxes                                | 25c |
| G-10 Dust Corn Meal, lb.                                  | 5c  |
| Roller Oats, lb.  | 25c |
| Oat Meal, lb.   | 25c |
| Don't pay big prices for your goods. You don't have to at |     |
| THE SCRANTON CASH STORE.                                  |     |
| F. P. Price, Ast.   |     |

To Cure a Cold in One Day.

Take laxative Bromo Quinine Tablets. All druggists refund the money if it fails to cure. 25c.

DETECTIVE JOHN MOIR.

Today He Becomes a Detective of the City of Scranton.

Dressed in a mysterious-looking and ordinary tailor-made clothes, with a star under his coat collar and a roguish art gallery in his inside pocket John W. Moir goes stealthily forth into the world today as a full-fledged detective. Yesterday he discussed the patrolman's suit of blue and by the favor of Mayor Bailey steps into the assorted shoes of Sherlock Holmes.

Detective Moir is one of the best officers on the force and will make a good detective. Today also marks the promotion of Patrolman Charles Ridge-way to a desk sergeant's position at police headquarters. The three newly appointed patrolmen have not yet been confirmed by council. At the meeting Thursday night action will probably be taken.

BURNED IN DODGE MINE.

Thomas R. James and Henry Hogan Encounter Gas in the Big Vein with Serious Results.

An explosion of gas occurred yesterday morning about 11 o'clock in the Dodge mines and two company men were severely burned. The men are Thomas R. James, of 1136 Eynon street, and his helper, Henry Hogan, of 315 Fifth street.

The men, in company with two others, were engaged in laying new tracks on a main vein in the big vein. James and his helper went forward some distance along the gangway when suddenly the lamp carried by James ignited a body of gas and the two were burned. The only way the presence of the gas can be explained is that a "blower" must have broken out shortly before the men arrived at this point.

James, who is a married man, was removed to his home, while Hogan, who is single, was taken to the Moses Taylor hospital. Upon examination it was found that James was burned about the face, neck, chest and hands more or less severely. His hands and neck and chest near the arm pits seem to have the deepest burns. Hogan is burned pretty badly about his hands, his face and lower limbs are also scorched a little.

THREE INJURED PERSONS.

One in Land, Another in Reputation and a Third in the Leg.

Three new damage suits were filed with Prothonotary C. E. Pryor yesterday.

Eugene Vail complained to court that his land adjacent to Chapman's lake in Scott township has been inundated by reason of the outlet of the lake having been dammed by the Ruzhrook Water company. W. F. Clements, George Leighton, Edward Roderick, F. A. Bates and William Frantz were appointed viewers to assess the damages, with instructions to meet on the grounds June 14, at 11 o'clock a. m.

On May 16, last, Michael Dublin, of Jessup, so it is alleged in papers filed by Attorney George D. Taylor, said some things concerning his neighbor, Albert Nowahawak which were not very complimentary to Mrs. Victoria Morek. Nowahawak denies the allegation and asks \$1,000 damages as a balm for his standard reputation. Mrs. Morek is yet to be heard from.

INVITED TO COME HERE.

Secretary Atherton, of the Board of Trade, Wrote to Indianapolis.

The Tribune yesterday contained an item to the effect that the Central Cycle Manufacturing company was looking for another site for its plant.

Secretary D. B. Atherton as soon as he got his eye on the item wrote a letter to the company explaining the advantages of Scranton as a manufacturing center and inviting the Indianapolis people to pay us a visit.

CREAM PITCHERS, Oat Meals, Plates and Saucers, Bon Bons and other pieces, 10c

Colored Boys Arrested.

They Are Charged with the Theft of Shoes.

Three little colored boys, whose ages range from 12 to 14 years, were arrested and locked in the police station last night on a charge of stealing shoes from the front of N. Wells' store on Penn avenue. The theft was made Saturday night.

Mr. Wells had strings of shoes hanging in front of his place of business and the little fellows grabbed a string with five pairs of shoes on it and ran off with them. They afterward divided the booty and had a bit of trouble about the odd shoes. These they

The Rexford Co., 303 Lackawanna Ave.

GREAT MONDAY BARGAINS

These Prices for Monday Only.

10-qt. Enameled Dish Pan, was 49c, Monday..... 25c

10 qt. Enameled Water Pail, was 54c, Monday..... 25c

2 qt Enameled Covered Pail, was 19c, Monday..... 10c

Good Quality, Low Prices

We give the best value in money and the most satisfaction in wear. A rare collection of CHOICE BRIC-A-BRAC.

China Hall

Miller & Peck, 134 WYOMING AVENUE.

Walk in and look around

Going Away?

Nothing like a telescope for a short trip. Just got in a lot. Took all the maker had of some styles at under price figures, made for knocking around, all sole leather corners, riveted together. Best leather straps and handles.

Enameled Cullenders, was 44c., Monday... 19c

THE GREAT 4c. STORE

310 Lackawanna Ave.

D. I. PHILLIPS FURNITURE STORE

AT BOARD OF TRADE BUILDING. is now open to the public.

He has in stock some beautiful pieces finished in Vainis martin, metal, mahogany, delft, bird's eye maple, etc. He invites the public in general to call and examine his new and beautiful stock of furniture.

OLD HICKORY PORCH ROCKERS

of the newest designs, which are without question the very best for out-door use.

Call and get a costumer for 79c. They are very handy.

BOARD OF TRADE BUILDING COURT HOUSE SQUARE.

THE KEELEY CURE

Why let your home and business be destroyed through strong drink or morphine when you can be cured in four weeks at the Keeley Institute, 128 Madison avenue, Scranton, Pa. The Cure Will Bear Investigation.

Do You Feel Irritable?

Take Horsford's Acid Phosphate. It makes a refreshing, cooling beverage and is an invigorating tonic, soothing to the nerves.

IT IS A PLEASURE

to examine our stock. Our store is overflowing with the best selection of Home and Foreign Manufacturers. Two things we never lose sight of here—

Good Quality, Low Prices

We give the best value in money and the most satisfaction in wear. A rare collection of CHOICE BRIC-A-BRAC.

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# SPECIALS FOR THIS WEEK.

PRINTED QUINA AND FOULARD SILKS

We Have Reduced the Price on Ladies' Suits, Skirts, Capes and Jackets. . .

Now is your opportunity to secure a stylish garment cheap.

Large assortment of styles, in desirable shades, worth 50c, now 29c

The best bargain of the season, all wool, silk and wool and Mohair Dress Goods, in Jackets, Chevroues, Overshot Checks and Bourettes, 45c to 65c goods, for a few days only 29c

A great variety of the finest \$1.00 Dress Goods, all new styles and colors..... 68c

Geisha Waists.

Are the most stylish, best fitting waists manufactured. We have them in all the leading styles.

Ladies' light Percalé Wrappers, made as good as the best, of extra good print, worth \$1.00, now for..... 59c

Linen Skirts, full width, and very nice goods, only..... 95c

BED SPREADS.

Honeycomb, soft finish, regular price \$1.00, now for..... 79c

Silkalines for summer comforts, 12 1/2c goods, now for..... 7c

Summer Comforts, silkalines filled with very fine cotton, only..... \$1.65

FOR BOYS AND GIRLS.

Leather Stockings, the most durable cotton hose made, will outwear three pairs of ordinary 25c hose. Ask to see them. Price..... 25c

MEADS & HAGEN 415 and 417 Lackawanna Avenue, Scranton, Pa.