

GOOD-BYE TO PROFITS

Each year there is a "cleaning up" of stock, and very many shoes are offered at very much reduced rates.

Women's Kangaroo and White Bros. Box Calf Lace Shoes, made in the latest shapes and as well-fitting a shoe as money will buy.



Now \$2.50

Men's Box Calf and Cordovan Lace Shoes, double soles, were \$5.00.

Now \$2.49

Open Saturdays until 10:30 p. m.

SCHANK & SPENCER, 410 SPRUCE STREET.

CITY NOTES.

Blitzender & Co. have the new 100 model Sterling bicycle at their store on Franklin avenue.

THE KEATOR JURY GIVES BIG VERDICT

Makes an Award of \$4,670.83 and a Special Finding.

CONDITIONAL VERDICT, HOWEVER

Question Was Raised as to Whether or Not the Plaintiff Was a Passenger When the Injury Occurred, and Judge McPherson Reserved His Decision.

Mrs. Susan B. Keator was yesterday awarded a verdict of \$4,670.83 against the Scranton Traction company.

The jury retired at 11:20 o'clock and at 3:30 o'clock returned with the above finding and an affirmative answer to a special question submitted by Judge McPherson as to whether or not the plaintiff's injuries were sustained through the negligent manner in which the defendant company's employe handled the trolley pole which broke and fell upon Mrs. Keator.

The reserved point is a new question of law raised by Jessup & Jessup, attorneys for the company.

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ely to Animals, was the prosecutor. His evidence and that of others was to the effect that Mr. Montgomery had left his horse hitched to a post in Spruce street for nearly three hours Monday afternoon, the animal being clipped and covered with only a small blanket which was constantly being blown from its back and several times replaced by pedestrians.

The testimony of Mr. Montgomery and others was that the weather was mild—no frost—on the afternoon in question, that the horse was not cold, that the covering was sufficient and that the allegation of the prosecution that the animal was left standing for nearly three hours was untrue.

Alderman Thomas H. Duggan, who wished a better understanding of the law on the matter before reaching a decision.

SACRED CONCERT SUNDAY NIGHT. Will Be Given by Cathedral Choir in College Hall.

The cathedral choir will give a sacred concert in College hall Sunday evening under the direction of W. P. Schilling, director of the choir, which will be assisted by Miss Edith Du Bois, Miss Victoria Gruener, Gustav Reppert, John Brunner, Otto Stoekel, Albert Korn and Bauer's orchestra.

PART I. Quartette and Chorus, "Gloria"....Haydn (From Third Mass.)

Quartette, "O Maria"....Italian Melody (From Third Mass.)

Quartette, "Ave Maria"....Rossini (From "The Barber of Seville")

Quartette, "Ave Verum"....Rossini (From "The Barber of Seville")

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CAN BOROUGH LEVY POLE TAX

Interesting Question Brought Up Yesterday in Argument Court.

POSTAL COMPANY AGAINST TAYLOR

The Borough Levied a Tax of \$1 on Each Telegraph, Telephone and Electric Light Pole in the Borough and Now the Postal Telegraph and Cable Company is Trying to Have That Action Declared Illegal.

A case of importance to the boroughs of the state of Pennsylvania was argued yesterday morning in court, being the case of the borough of Taylor against the Postal Telegraph and Cable company, a foreign corporation doing business in the state of Pennsylvania.

The case was argued for the borough by J. M. Harris, borough solicitor, and the defendant company was represented by Watson & Zimmerman, Mr. Zimmerman making the argument for the company.

The question raised in this case was whether the plaintiff, in the absence of any express legislative grant and in the absence of any agreement between the parties, could impose a fee or charge upon the defendant for the care and inspection of its telegraph poles and wires.

The case was argued on exceptions to the report of I. H. Burns, who was appointed referee under the Act of 1888. The referee decided that the borough had the power under the general Act of 1851 to impose such a charge as a compensation for the inspection and supervision of the wires and poles of the defendant; that this power was in the nature of police power, which was provided for by the general borough law by necessary implication.

The referee cited the case of the borough of Bethlehem against the Pennsylvania Telephone company (4 Northampton Reports, 389) and the case of Millesboro against Bell (123 Pa. St., 151). In these cases it was decided that an ordinance requiring a telegraph company to pay a fixed price for its poles fairly comes within the police power over the streets given by the Act of 1851.

ORDINANCE INVALID. Mr. Zimmerman contended that the ordinance was invalid, that the conclusions of the referee were wrong because there was no express legislative grant empowering boroughs to impose a tax on telephone poles and telephone wires, and that the sum of \$1 per pole was excessive and out of any proportion to the expense of maintaining such poles and wires by the authority of the borough; that the tax was not in point of fact imposed as a compensation for the inspection and supervision of said poles and wires, but that it was imposed solely as a means of raising revenue.

In answer to this, Mr. Harris for the borough maintained that the amount imposed upon the defendant as a compensation for the inspection of its poles and wires was not to be measured in terms of the actual expense of making such inspection; that the inspection was actually made by the corporate officers of the borough by its high constable and police, and that the liability of the borough for injury to persons and damage to property was a factor in its pole power to charge the defendant with such a fee; that the commonwealth of Pennsylvania possesses the police power over her roads and public highways, and that when this power is handed over to a municipal corporation the municipal corporation becomes the conservator of the people's rights and must assume the responsibility for injury done to persons and property, whether that be done by the municipal corporation herself or by corporations doing business within her limits. The right to do business within the municipal corporation is not an absolute right but a qualified right and is subject to the regulations of the particular municipal corporation.

MERE COMPENSATION. It was further contended by Mr. Harris that the sum charged by the ordinance for the inspection and the ordinary maintenance of the poles and wires was not in the nature of a tax for revenue purposes, but that it was a mere compensation for the possession and obstruction of its streets and the occupation of its land; that the ordinance was not in restraint of trade that it was not unreasonable that it did not impose a burden without a benefit; that it did not violate any of the provisions of the constitution of Pennsylvania but rather defines its authority clearly and by necessary implication from the constitution. Supreme court cases and some

JUST SOME DIVORCE PETITIONS.

An Alleged Cruel Husband and Runaway Wife. Mary Benjamin, by her next friend, D. Pesanti, petitioned for divorce yesterday from her husband, William Benjamin, of Taylor avenue, Crutley is the ground for action. They were married March 15, 1882, and separated Feb. 15, 1898. Vosburg & Dawson are attorneys for the libellant.

Walter H. Wilson, of Main street, Carbonado, through Attorney Louis Gramer, filed an application for divorce from his wife, Josie Wilson, who deserted him, he alleges, July 18, 1895, after they had been married five years.

When dizzy or drowsy take BEECHAM'S PILLS.

SPECIAL REDUCTION

of prices this week on several lines of goods. Large shipments of new goods are beginning to come in and we must have more room for them, hence many unusual reductions.

Save Your Eyes. Heading on trains is usually a very disastrous proceeding, so far as the eyes are concerned, but not when you travel via the Lake Shore and Michigan Southern Railway.

All limited trains are lighted with electricity, supplied by a 30-horse power Westinghouse engine and dynamo. Not only in the matter of light, is the Lake Shore unexcelled; but its road bed is so smooth that passengers are not subjected to the jolting experienced on other roads.

Be sure and travel via the Lake Shore when going west.

China Mail.

MILLAR & PECK 134 Wyoming Ave.

February 17, 1898. The Gem Cafe 128 Washington Avenue.

W. A. Beemer & Son.

Regular meals, 25 cents; 5 meal tickets, \$1.00; 21 meal tickets, \$4.00. Breakfast, 8 to 8:30 a. m.; Dinner, 12:30 to 2 p. m.; Supper, 5 p. m. to 7:30 p. m.

Quick Lunch at All Times. Open All Night. Never Closed.

A Baby Is Born to Its Clothes. And fortunate is that little one who comes to a mother whose intelligence has provided such articles of clothing as will contribute to its comfort and health.

Send to BABY BAZAAR for Catalogue.

512 SPRUCE ST.

Dyspepsia, Heartburn, Gas, Stomach and Bowel Disorders.

Send to BABY BAZAAR for Catalogue.

512 SPRUCE ST.

China and Glassware

Prices will give the balance of the story:

COVERED BUTTERDISH—French china, with gold and color decorations; value 24c; while they last.....10c

OLIVE DISHES—French china, decorated, size about 4 inch square; value 10c; are now.....5c

CHINA SPOON HOLDER—Good size and neatly decorated; value 19c; now.....10c

BERRY DISHES—9 inch size, newest designs, with ground bottoms, worth more, but they're.....10c

SYRUP DRIPS—4 styles, all have spring top, nickel plated; was 19c, now.....10c

CUSTARD BOWL—Strawberry design, pressed glass, with heavy gold decoration, value \$2.00; now.....\$1.24

TOILET SET—6 pieces print decoration, in 3 colors, worth \$1.75, now.....\$1.39

DECORATED PITCHERS—Broken toilet sets that are worth \$1.00; they're an odd lot; must go.....49c

COVERED VEGETABLE DISHES—With double gold band decorations, worth 50c, now.....24c

THE GREAT 4c. STORE

310 Lackawanna Ave. J. H. LADWIG, Prop.

KIMBALL PIANO

Great musicians use Kimball's. The testimony of musicians who command a salary of from \$1,000 to \$2,000 for each performance must be accepted as having weight.

And fortunate is that little one who comes to a mother whose intelligence has provided such articles of clothing as will contribute to its comfort and health.

Send to BABY BAZAAR for Catalogue.

512 SPRUCE ST.

Dyspepsia, Heartburn, Gas, Stomach and Bowel Disorders.

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512 SPRUCE ST.

Correct Coats.

The style, length and shape of Spring Coats are the same as garments now in our department.

27 Boucle, Beaver and Cheviot Coats, were \$6.50, now \$1.95

19 Fine Kersey Coats, were \$10 to \$12.50, now 5.95

13 Very Choice Extra Tailor Made Coats, were \$15 to \$20, 7.95

MEARS & HAGEN,

415 and 417 Lackawanna Avenue.

CASTORIA

For Infants and Children.

Dr. Agnew's Ointment Cures Piles. Itching, Bleeding, and Blind Piles. Comfort in one application. It cures in three to six days. It cures all skin diseases in young and old.

MR. MONTGOMERY'S HORSE. Causes a Charge by the Society for Prevention of Cruelty, etc.

FRESH EGGS 15c. THE SCRANTON CASH STORE.

SHULTZ ON THE WARPATH. Bent His Mother by Way of Variety and is Now in Jail.

BOBBY DOBBS MATCHED. Will Box the Pacific Coast Champion Here Next Wednesday.

MR. MONTGOMERY'S HORSE. Causes a Charge by the Society for Prevention of Cruelty, etc.