

A Free Concert . . .

At your home—can be enjoyed on our Phonograph. This machine also talks, sings and plays. So simple—a child can operate it. So reasonable—every body can buy it. Actually the most instructive Christmas present you can buy.

FINN & PHILLIPS, 138 Wyoming Ave.

It is made by "Victrol" Edison at his laboratory in Orange, N. J.—All other makes are copies.

DR. H. B. WARE, SPECIALIST. Eye, Ear, Nose and Throat. Office Hours—9 a. m. to 12:30 p. m.; 2 to 4. Williams Building, Opp. Postoffice.



CITY NOTES

CONTINUING NEXT WEEK—The Howard Place Methodist Episcopal church will continue every night next week except Saturday.

ALFREDIANC MARRIAGE.—Mrs. Ananda Kitchner, 35 years old, of Scranton, and James Gardner, 42 years old, of Wilkes-Barre, were married yesterday by Alderman Howe.

MARRIAGE LICENSES.—James R. Gardner, of Wilkes-Barre, and Ananda Kitchner, of Scranton; Patrick Kenny and Kathie Michaels, of Archbald, were granted marriage licenses yesterday.

PAID-DAYS.—The Delaware and Hudson company paid the employees of the Wilson Creek and Coal Creek collieries yesterday. The Lackawanna Iron and Steel company paid the employees of the South mill yesterday.

DEPUTY AT LARGE APPOINTED.—Charles A. Judge, of Pittston, engaged as a bookkeeper for Casey Bros., this city, has been honored by the appointment of deputy at large in this state of the Young Men's Institute.

REQUESTED TO MEET.—All members of Company B, Eleventh regiment, are requested to meet at the armory tomorrow evening (Sunday) at 7 o'clock to attend services at the Penn Avenue Baptist church. Uniforms and white gloves will be worn; but no side arms.

TO ATTEND DIVINE SERVICE.—Companies D, G, and K, Eleventh regiment, will assemble at the armory tomorrow evening at 7 o'clock in full uniform to attend services at the Penn Avenue Baptist church. Rev. R. P. V. Pierce will preach a patriotic sermon. Colonel L. A. Waters and staff will also attend.

FROM UP A TREE.—Frank Brennan, a human employed by the Central Pennsylvania Telephone company, while engaged at his routine work on Jackson street, West Scranton, yesterday fell from a tree. His right arm below the elbow was fractured, and he was unconscious for some time. Dr. Carroll was called to administer to the injured man.

KNIGHTS OF MALTA CELEBRATION.—Electric City commandery, No. 57, of the Ancient and Independent Order, Knights of Malta, will meet at St. David's hall, North Main avenue, tonight, when a large class of novices will be received by special dispensation. Sir George H. Pierce, grand recorder, will be present to confer the higher degrees and exemplify the unwritten work of the order.

UNION SUNDAY SCHOOL CLASSES.—All persons interested in teaching and studying the Sunday school lesson are invited to the rooms of the Young Women's Christian association on Washington avenue today at 4 o'clock, to hear the well known attorney and Sunday school worker, Charles W. Dawson, teach the lesson before the Union Sunday school class. C. C. Johnston, the blind musician, will conduct the music. R. Ernest Comings will preside.

Palms and Other Plants for Christmas presents. Nothing better. At Clark's.

Bargains in gold and silver-mounted pipes at Garney, Brown & Co's.

We Have All Grades and brands of whiskeys, Scranton Wine and Liqueur company, 129 Penn avenue. Telephone 6612.

To Sweetheart If you want to give your lover a sensible present, one to keep him in tender, grateful thoughts of you when absent from your side, then make him the owner of a pair of our slippers. We have them in every style and design.

Men's Creole Slippers. Men's Light Brown Kid Creole Slipper, with Elastic Side, Medium Broad Toe \$2.50

Men's Brown Kid Creole Slipper, with Elastic Side, Medium Broad Toe 2.00

Men's Black Kid Creole Slipper, with Elastic Side, Medium Broad Toe 1.75

Boys' and Youths' Leather Opera Slippers 75c

SCHANK & SPENCER, 401 Spruce Street.

ATTACK MADE ON REPAIR CONTRACT ITS OPERATION IS ENJOINED PRELIMINARILY.

On Petition of E. Morris, Judge Gunster Grants an Injunction Restraining Further Action Under the Asphalt Repair Contract—Allegation That the Ordinance is Void Because of Its Inconsistencies, and That Fraud Was Practiced in Its Preparation, Passage and Approval.

The asphalt fight is now on in earnest. Yesterday afternoon attorneys C. Conroy and H. B. Reynolds, in the name of E. Morris, the well-known real estate man, secured from Judge Gunster an extraordinary injunction restraining further action in the repair contract, and a rule to show cause why the injunction should not be made permanent.

The petition reviews the legislation leading up to the awarding of the contract and then goes on to say: The Barber Asphalt Paving company's proposal did not follow the ordinance or the public notice inviting the bids. In the public notice nothing was said other than that proposals would be received for keeping the asphalt streets in repair for a period of ten years. Much confusion resulted therefrom and the Alentraz company, which, in fact, is the petitioner in this case, waited upon the city engineer and was informed that the proposals should be made on the yardstick basis. Council refused to consider their bid because, it was held, it did not come up to the requirements of the ordinance and specifications.

These discrepancies in the ordinance, specifications and public notice made the ordinance null and void, it is contended, because of the uncertainties resulting therefrom.

The ordinance, and specifications, which were made a part of the ordinance, it is further alleged, were never printed for distribution among the members and remained in the office of the clerk or engineer, unseen and unred by a vast majority of those who were to expend the public's money.

SOME OF THE ALLEGATIONS. The petitioner avers that he has been informed and verily believes that the ordinance originated with the Barber company and was prepared, passed and approved in that company's interest.

This was done fraudulently and by the action of commission interested in its passage, either through the advantages to be derived from their business relations with the said company or by the actual receipt of money for their support and assistance.

The ordinance, it is also contended, is unreasonable, not only because it provides for an annual expenditure of the vast sum of \$17,520 for the repair of a small portion of the city's streets, but because it leaves it to the integrity and judgment of the Barber Asphalt Paving company and the city engineer to determine when, where and to what extent new concrete is necessary to support the surface, for which an additional \$2.50 per square yard is allowed.

The delegation of authority is not only dangerous, it is argued, but beyond the power of a city government. The clause dealing similarly with curb repaving is attacked on the same grounds, that it is "unreasonable, liable to abuse and not warranted by law."

The ordinance is void, it is further averred because of its inconsistencies. The ordinance itself provided that "the bids shall be for an equal annual sum for each of the ten years." The specifications call for proposals "per square yard, per annum for ten years." Not a single one of the proposals offered, however, were in proper form and none of them could have been accepted by a resolution of council.

APPROPRIATION CLAUSE. The appropriation clause of the ordinance is attacked on the ground that it reads: "There shall be appropriated . . . the annual amount called for by this ordinance," while in fact the ordinance does not call for any specific amount. The clause might just as reasonably have read "The annual amount called for by this ordinance and by the joint and several action of the Barber asphalt company and the gentleman who happens to be city engineer," the addition being suggested by the "concrete" feature of the specifications.

In conclusion it is averred that the city has no legislative power to let the streets to individuals or corporations for repairs for a period of ten years. The prayer is that the ordinance be declared unlawful; that it be adjudged that it is beyond the power of a municipality to enter into such a contract; that the city controller be restrained from certifying the contract, and that further action under the contract be enjoined.

The matter will come up for argument Monday morning. H. B. Reynolds, one of the attorneys for the petitioner, stated yesterday to a Tribune reporter, that the petitioner contemplates bringing in every councilman in the city to prove the truth of the allegation that there was fraud practiced in the preparation, passage and approval of the ordinance.

VERDICT FOR THE COMPANY. D. L. & W. Company, Defendant, Wins Its Bloomsburg Case. Yesterday's Philadelphia Press announces the result of the trial of a case at Bloomsburg in which Major Everett Warren, of this city, represented the defendant company. Major Warren returned to Scranton on Thursday.

The case was that of Mr. and Mrs. William Case against the Delaware, Lackawanna and Western railroad company. They sought to recover damages for injuries sustained by Mrs. Case in alighting from a passenger train at Berwick in August, 1894. A verdict in favor of the defendant company was rendered.

This is the second trial of the suit. At the former trial in February the jury awarded Mrs. Case \$5,000 and her husband \$5,000 damages.

The prosecution will take the case to the supreme court.

MULE BARN FIRE. Flames Damage a Building at Pine Brook Shaft.

A small mule barn owned by the Lackawanna Iron and Coal company on Capone avenue near the Pine Brook breaker, was damaged by fire early yesterday afternoon. The flames started from a spark from a mine locomotive. The spark fell through the roof into the hay.

Before a city alarm was sounded em-

Did you ever See a Snow Storm in Summer?

We never did; but we have seen the clothing at this time of the year so covered with dandruff that it looked as if it had been out in a regular snow-storm.

No need of this snowstorm. As the summer sun would melt the falling snow so will

Ayer's Hair Vigor

melt these flakes of dandruff in the scalp. It goes further than this; it prevents their formation. It has still other properties; it will restore color to gray hair in just ten times out of every ten cases.

It does even more; it feeds and nourishes the roots of the hair. Thin hair becomes thick hair; and short hair becomes long hair.

We have a book on the Hair and Scalp. It is yours, for the asking. If you do not obtain all the benefits you expect from the use of the Vigor, there is some difficulty with your general system, which may be easily remedied.

DR. J. C. AYER, Lowell, Mass.

play had begun playing water on the flames and had them under control when the district companies arrived. The roof was burned and about forty tons of lard had been damaged by water. The loss was about \$200. At no time was the breaker or other buildings in danger.

The barn was used for stabling the eight mules used about the breaker and for the storage of hay, grain and straw.

HIS LEFT FOOT AMPUTATED.

Misfortune That Has Befallen Patrick Lenahan, of Wilkes-Barre. Patrick Lenahan, of Wilkes-Barre, father of the Attorney Lenahan and Dr. P. P. Lenahan, underwent an operation Thursday, and despite his advanced age, 73 years, his recovery is now very probable.

Mr. Lenahan has been ill for some six months past, and about two weeks ago became lame in the left foot so that he could not walk. About two weeks ago Dr. P. P. Lenahan held a consultation with Dr. W. G. Weaver, and it was thought too early to have the patient undergo an operation, which was found absolutely necessary.

Well-known Dr. Lenahan consulted with Dr. Harvey, and it was decided that the foot should be amputated. The operation was performed at noon yesterday by Drs. Fell, Dougherty, Harvey, W. J. Butler, Batterson and Smith. Dr. Lenahan was also present.

Don't Forget That Guernsey Brothers, in the Burr building, sell a guaranteed full size Upright Piano for \$125 cash, or on easy monthly payments at a slight advance, better than the average long time buying dealer can sell for \$200.

Beautiful Gift Books — Paris — The Rhine — Miss America — Capt. Bonnevillie — Marble Faun — Little Minister — Glenside Cartoons — The Gaffer's Alphabet, and a host of others. Beldeman's Holiday Store, below Tribune office.

We Are Selling A first class watch and guarantee it for one year, for \$1.00. Davidoff Bros., 227 Lackawanna avenue.

Sterling Desk Blotters, Reynolds Bros.

TRIBUTE TO MR. TERPPE'S WORTH

PAID BY JUDGE ARCHBALD AND POOR DIRECTORS.

The Judge Sent a Formal Notification to the Board of the Fact That Mr. Terppe Has Resigned and Accepted—Resolution Adopted by the Directors—Cases That Came Before the Board for Consideration and Action on Them.

At yesterday afternoon's regular meeting of the poor board, Judge Archbald's notification of Director Terppe's resignation was contained in the following letter read by the secretary:

Scranton, Dec. 14, 1898. Dear Sir: Mr. F. L. Terppe has this day presented me his resignation as a member of the Scranton poor board and has asked me to forward it to you.

He has been a most painstaking and conscientious member and I hold him in the highest esteem. It is sincerely regretted that his resignation was contained in the pressure of personal affairs to lay down the office. I am yours very truly, F. W. Archbald.

To W. S. Langstaff, Jr., Secretary Scranton Poor Board.

Mr. Fuller by request of the other members drafted a resolution of regret over Mr. Terppe's resignation and it was adopted as follows:

Resolved, That . . . we, the remaining members of the board now in session deeply regret that our brother (Frederick L. Terppe) has found it necessary for him on account of his private business to resign his position as a member of the board; that his association with us has been pleasant and we have always found him to be conscientious and careful in the discharge of his duties, and charitably disposed according to the best of his judgment, having at all times the best interests of this district at heart as well as the welfare of the poor and unfortunate as to become a charge on the public. We extend to him our high regards and best wishes for his future success and happiness.

THEY CONCURRED. Superintendent Beemer on behalf of the officials at the Hillside Home expressed their concurrence in the sentiment of the resolution.

It was decided to meet at the Hillside Home on the morning of Wednesday, Dec. 28, for the purpose of making the annual inventory.

Dr. Palino spoke in praise of the entertainment given a few evenings ago by the employees at the home for the amusement of both the pauper and insane inmates. The entertainment was a drama, "In the Trenches," and was produced under the direction of the matron, Mrs. Beemer. Dr. Palino said it was a well fitted place for children to be reared. It was also stated that a sister of the applicant was willing to care for several of the children. The board decided to see that the children were provided for, but not to aid the mother.

Mrs. William Hume, of the Truth work who has four children, said her husband was in jail and would soon be discharged. She did not want to live with him. The directors being personally acquainted with her case, deemed it worthy and gave Mr. Brooks power to act.

MRS. DONAHUE'S STORY. The mother of five children, Mrs. Daniel Donahue, of Hemlock street, excited the directors' pity. Although her oldest child is nine years old, the youngest did not appear to be over twenty-five years of age. Her husband is living, but has been sick and unemployed. They were \$100 in debt and could not get credit. It was voted to give her \$6 for one month.

Five dollars was voted to Mrs. McGrath, of Decker's court, whose husband is out of work. She wanted the money to pay rent and avoid being ejected.

Michael Brennan, of Meridian street, was given permission to go to the Hillside Home.

The board did not think it wise to send Mrs. Mary Dawson to her husband who deserted her here and went to Johnstown. He has not sent her

Christmas Shopping Time

is short, don't wait till the last few days, when it will be hurry, push and worry. Our Holiday business so far this year, has been the LARGEST IN THE HISTORY OF CHINA HALL. There must be a cause—it's the goods and the prices.

WE ARE SOLE AGENTS for all American makers of Choice China, Glass and Art Pottery, and importers of all foreign goods, which gives you the opportunity of buying exclusive wares at lowest prices. We are opening up new goods every day. If you don't see today just what you want, come tomorrow—it may be here.

ENTREE SETS: Soup Oyster Salad Bread and Butter Olive, Etc.



When Christmas shopping, put us on your list.

China Hall.

Millar & Peck, 134 Wyoming Av.

"Walk in and Look Around." OPEN EVENINGS.

any money nor replied to her request for a ticket, so the board did not think it would be doing her a kindness to send her to him.

Mrs. McKendricks, of Phelps street, another deserted wife, told her story with some difficulty. She was neatly and well dressed and sobbed while answering the directors questions. Six months ago her husband left her with two small children to care for.

Dr. Palino was given power to act in the case of a soldier's wife, Mrs. William Keator, of Swetland street. The husband is a member of the Thirtieth regiment and is ill in the hospital at Augusta.

Owen McGowan, 51 years old, an unmarried man, who said he reached here last Saturday from Utica, applied for work. The board was not able to accommodate him and the case was dismissed.

THE STATE CONVENTION. Superintendent Beemer, of the Hillside Home, as treasurer of the State Association of Directors of the Poor and Charities, has issued a circular letter concerning the twenty-fifth annual meeting to be held next year at Erie. He calls attention to the meeting of the county commissioners at Erie on the same date and to the probable discussion of matters of common interest to the two organizations. The letter was issued along with notices of the dues of the various local boards.

FAIR OPENS TONIGHT. Great Array of Useful and Valuable Articles.

The fair of the congregation of St. John's Catholic church of South Scranton will open tonight in the church hall on Fig street. Extensive arrangements have been made for the event and when the doors of the fair are opened tonight it will be found to contain a greater array of useful and valuable articles than have been seen at any such event in years.

Following are some of those who are in charge of the fair: Executive Committee—F. W. Gallagher, John Gibbons, C. G. Boland, Henry Butler, Michael Coyne, P. J. Kelly, John E. Coyne, C. T. Boland, M. J. Langart, T. J. Coyne, Dr. J. J. Walsh, John J. Collins, John J. Ruddy, D. P. Murray, Michael Curry, Thomas O'Leary, Patrick Walsh, A. J. Mulierie, M. J. Biglin, M. J. Ruddy, Philip Fox, James P. Lavelle.

St. Irene's Booth—Mrs. Dr. J. J. Walsh, Misses Julietta Wheeler, Ella Griffin, J. C. B. A. Booth—Mrs. C. G. Boland, Misses Fannie McGee, Ella S. Jordan, Daughters of Erin—Mrs. C. T. Boland, Miss Mary J. Kennedy, Mrs. William Barrett.

Sodalities Booth—Miss Anna C. Malla, Miss Josephine Murray, Miss Annie Barrett, Parish Ladies—Mrs. Michael McGarry, Miss Ella Donohue, Mrs. Thomas O'Boyle.

BOOTBLACKS IN TROUBLE. Were Arrested for Cutting Evergreens in Nay Aug Park.

A Lackawanna avenue saloonkeeper's anxiety to decorate his place of business with evergreens caused the arrest of two bootblacks yesterday afternoon. He told the boys he would give them twenty-five cents apiece for a quantity of the green stuff and they made the mistake of going to Nay Aug park for it.

Park Policeman McManamon detected them in the cutting and placed them under arrest. They spent last night in the central police station. Each was about 16 years old.

Dr. Bull's Cough Syrup. The best remedy for children and adults. Cures at once coughs, colds, croup, whooping cough, asthma, grippe, bronchitis and lung consumption. Price 25c.

A Berry Sets

Makes a most serviceable and lasting gift. Not so many purchased now as earlier in the season. That's the reason the prices are so low. One with red and ecru tints, neat flower decorations and gold. On French China, used to be \$2.75. While they last. . . . . 1.98

Tea Set. Of Fine China, decorated with gold and colors, worth \$2.00. . . . . 1.69

Tete-a-Tete Sets. Two cups and saucers, creamer, sugar, tea pot and tray; tints or flower decorations; worth \$1.00. . . . . 69c

Plate Set. Cup, saucer and plate of French China, 3 sizes, 5 decorations in the selection. . . . . 2.41

Toilet Sets. Twelve pieces of best imported bisque finish body, with stiple and tint decorations. 4.98

Bohemian Vases. Any size and style, any color or decoration, from 10c to \$2.00, go for. . . . . 8c to 1.50

Water Sets. Green or blue tint glassware, new shapes, tray with set; was \$1.00, now. . . . . 74c

THE GREAT 4c STORE. 310 Lacka. Ave. JOHN H. LADWIG, Prop. ESTABLISHED 1866.

F. L. Crane, For reliable Fur Goods call and examine our stock.

Handsome Seal Garments from \$110.00 to \$225.00. Electric Seal Jackets for \$35.00 and Baltic Seal for \$25.00. Persian Lamb Jackets from \$125.00 to \$185.00. Also a full line of Ladies' and Misses Cloth Garments.

FUR REPAIRING A SPECIALTY. 324 Lackawanna Ave.

SCRANTON CASH STORE. 3 Quarts Cranberries. . . . . 25c 3 lbs Fancy Seeded Raisins. . . . . 25c 3 lbs Fancy Cleaned Currants. . . . . 25c 2 lbs Evaporated Peaches. . . . . 25c 2 lbs Evaporated Appricots. . . . . 25c 3 Cans Fancy Tomatoes. . . . . 25c 3 Cans Fancy Corn. . . . . 25c 3 Cans Fancy Peas. . . . . 25c 3 Cans Fancy Pumpkins. . . . . 25c

WEICHEL'S, 205 LACKAWANNA AVE. Opp. D. L. & W. Depot.

"Waldo" Stands for all that possibly can be summed up in the phrase Superlative Excellence in Banjos, Mandolins or Guitars. We hold the agencies in four counties and have an expert demonstrator on hand to verify our assertions as to merit.

Of Course. We have other makers' instruments in stock, but our advice to intending buyers is, do not purchase a Banjo, Guitar or Mandolin 'till you have seen and heard the

"Waldo" Instruments. After that, the rest lies with you. They are sold only at

Guernsey Hall, 314-316 Washington Ave.

A. F. KIZER, 126 Washington Avenue.

ICEALINE. THAT'S THE NAME. It frosts cake in one minute, without sugar or flavoring. It's the new idea of the day. Ask your grocer for it. 10c pkg., or by mail, 15c. ICEALINE MFG. CO., Sole Makers, Halyoke, Mass.

Christmas Attractions. We guarantee the finest display of diamonds in the city. Beautiful goods at low prices.

Jewelry, silverware, watches, scarf pins, rings of every description, silver novelties, opera glasses, etc. Our stock embraces everything in the way of desirable and appropriate Christmas gifts for young and old. We can supply you with an elegant article at little cost. Call and examine our stock and you will see that we have just what you want.

E. SCHIMPF, Diamond Merchant, 317 Lackawanna Avenue.

Suggestions for Christmas.

We are showing fine assortments of

Handkerchiefs. Initial, Silk and Fine Embroidered.

Gloves. Kid, Dressed Mocha and Suede.

Mittens. Wool and Silk.

Umbrellas, Purses, Pocketbooks, Chatelaine Bags, Fancy Supporters and Garters, Cushions, Pillow Shams, and Scarfs, Aprons, Mufflers, Ties, Suspenders, Toques and Jersey Leg-gins, Fur Collarcttes, Table Linens, Silks, Dress Goods, Etc.

Ladies wishing to purchase Dry Goods during the holiday season will find our store a desirable place to shop, as we are giving all our attention to our regular lines of goods, assuring all of the polite attention of experienced clerks.

M. EARS & HAGEN, 415-417 Lackawanna Avenue