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From the smallest article of trimming to the \$150 VOCALIST CHURCH ORGAN. This is better than ANYTHING, less than the best and highest priced piano organ.

KNABE
Pianos, both grand and upright are the finest you can buy.

VOSE & SONS
are a high grade instrument sold at the best possible price. Also the BRIGGS.

LUDWIG
is a good, well built piano at a reasonable cost.

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is an instrument that will play on any piano, not only the popular music of the day, but music from the great Masters, thereby enabling us to appreciate the value of the classics.

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205 WYOMING AVENUE.

Ice Cream.
BEST IN TOWN.
25c Per Quart.

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Always Reliable.
All kinds of transfer work promptly and satisfactorily done.
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CREAM, ICES AND FROZEN FRUITS
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SPECIALIST.
Eye, Ear, Nose and Throat
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CITY NOTES

PRELIMINARY INSPECTION.—The local companies of the Thirtieth regiment had a preliminary inspection last night in the armory.

MEET TODAY.—The Central Women's Christian Temperance union will hold this afternoon at 3 o'clock in Guernsey's hall. Every one interested is invited.

FALSE ALARM.—A false alarm of fire was turned in last evening from box 29, at the corner of Monroe avenue and Pine street. There was no sign of a blaze when the companies responded.

BOARD OF CHARITIES.—The board of associated charities of Scranton will meet this evening at 8 o'clock in the postmaster's room, Postoffice building. The annual meeting will also be held.

WINTER SMOKER.—The second of a series of winter smokers at the Scranton Bicycle club will take place this evening at the club house. Entertainment will be by C. R. Douglas, magician, assisted by other talent.

EIGHTH WARD CONTEST.—The following witnesses were examined before Commissioner Thayer yesterday in the Eighth ward contest: John J. Loftus, Harry Conley, Jacob Cullgan, Benjamin Klein, James Conery and John J. Neary.

CONTEST AND ENTERTAINMENT.—The long-delayed contest and entertainment of the Junior Order United American Mechanics will come off Dec. 19 at Guernsey's hall, Washington avenue. All tickets that have been sold will be good for that date.

BAR EXAMINATIONS.—All applicants for the coming bar examinations in the Law Library, court house, will send to Hon. John P. Kelly, secretary of the board, a written notice, stating subjects in which they propose to be examined. Strict compliance with this rule of court is to be insisted on.

SALE THIS WEEK.—The ladies' sale at the Universalist church Thursday evening and Friday afternoon and evening, cannot fail of interest to those who desire a present for the "Wee Tot," up to the "Head of the House." Marriageable boys and girls will be pleased to find they are not forgotten. Ice cream and cake, coffee and sandwiches will be

GRANDEST DISPLAY AT "THE MODEL," DELICATESSEN EMPORIUM.
Fresh invoice of finest table delicacies. Imported Hares, Landisger Sausage, Nova Scotia Salmon, Pates of all kinds, Imported and California Fruits and Jellies, Nidmetister Delicacies, Herring in Wine Sauce, Italian Chestnuts, Lob Ruchen, Marzipan and Honey Cakes of all descriptions, and full line of delicacies, specialties for the holidays. Catering orders taken for the holidays. Dinner table d'Hotel, Breakfast, Luncheon and Supper a la carte. Oysters served in any style.
221-223 Washington Avenue.

served. All the ladies interested in the church are requested to furnish something and also to be present and assist all through.

FINES IMPOSED.—Edward Hazen, of Peckville, who was arrested Sunday night by Patrolmen Rodham and Hangerly in a passage-way on Franklin avenue, was fined \$1 yesterday, by Mayor Moir for holding down the companion, William O'Horn, of Philadelphia, whom he accused of trying to steal his watch, was held for a further hearing.

ELECTION OF OFFICERS.—The Holy Name society held a meeting in College chapel Sunday evening, and elected the following officers: President, M. J. Kelly; vice president, John Langani; treasurer, John Colligan, sr.; secretary, Thomas J. McGuire; assistant secretary, Kenneth Burnett. The society's annual reception will be held Sunday evening, Jan. 14.

CASE DISCHARGED.—At Alderman Howe's office last night a large crowd of down-town belles and curious on-lookers awaited the hearing of the case of Della Gilbert on Third street, against May Courtright, of Raymond court. Della charged May with assault and battery, threats to kill and using bad language. The prosecutor, however, did not appear and the case was discharged.

FINED \$5.—While Alderman Millar was hearing the case, last night, of Steve Yurpuk, of Twenty-second street, charged with receiving goods under false pretenses, one of the onlookers, Mike Burdick, of Twenty-second street, acted in a disorderly manner, and was ordered out. He refused to go, and continuing in his obnoxious conduct was fined \$5. The Yurpuk case was discharged.

COUNTRY DANCE.—The young men of the Scranton Liedererkreis society will run their monthly dance on Thursday evening, Dec. 28, at their hall on Lackawanna avenue. It will be a country dance. The society's orchestra will furnish the music for the occasion. The committee in charge will try to undo their last country dance which was held a year ago.

CULLIGAN BETTER.—Thomas Culligan, of Bull's Head, fell from a Providence street car Saturday night, and was terribly injured, is making gradual improvements towards health. He was in an unconscious condition after the accident, but yesterday came to himself in a rational state. The physicians at the hospital are greatly elated over the improvement he is making, and says that if he continues at such a rate he will undoubtedly remain his health.

Given Away.
A pair of kid gloves makes a nice present, but a pair of gloves in a pretty enameled box makes a much nicer present. Buy the gloves of us and we will give you the box gratis.
—Mears & Hagen.

MORE YOUNG BRASS THIEVES.

A Quartette of Bellevue Lads Are Held for Court.

On warrants issued at the instance of Chief Robling at Alderman Millar's office four small Bellevue boys charged with stealing brass from the Delaware, Lackawanna and Western yards Friday night. One of them, Joseph Shulkin, aged 19 years, was caught in the act by the night watchman, and was taken to the Center street police station by Patrolman McMullen. The others were arrested yesterday. They were Mike Oniska, aged 16 years; John McGrogan, 14 years; and Stanley Salsky, 12 years.

After hearing the case the alderman held each in \$500 bail. The Sulina, Oniska and McGrogan boys got bail and were discharged, but the other two were not so fortunate and were held.

DEATH OF MRS. C. G. HORN.

She Was a Sister-in-Law of George S. Horn.

Attorney George S. Horn received a telegram last evening announcing the death of his sister-in-law, Mrs. Charles G. Horn, of Pittsburgh, Pa. The remains will be brought to this city today for interment, but the funeral arrangements have not yet been completed. The news of his sister-in-law's death came at an especially inopportune time for Mr. Horn, as Judge Ward, his partner and oldest friend, is to be buried today.

Cost of Power.

Power at Niagara Falls is being contracted for at \$8 to \$25 per horsepower per year of 365 days, counting 24 hours per day for hydraulic and electric power, while the average cost of steam power (U. S. Census) is \$24 per horsepower per year of 313 days, counting 10 hours per day. Therefore the cost of steam power on the basis of 365 days per year, counting 24 hours per day, would be \$106.74 per horsepower. As an example of the saving by Niagara Power, we give the Niagara Falls Paper company, now running here, having contracted for 6,000 horsepower, including 12 acres of ground, at \$9 per horsepower, or \$54,000 per year. It would cost by steam power \$640,440 per year, a saving of \$586,440 in favor of our cheap power here. Another example is the Pittsburgh Reduction company, which controls the aluminum industry of the country, having contracted for 6,500 horsepower, including two acres of ground; this company left Pittsburgh, where coal was to be had at 68 cents per ton, and came here to get the benefit of our cheaper power. Many manufacturers can here save enough on power in one year to pay for building and cost of moving. Both of the plants above mentioned are now doubling their capacity. What better evidence could be had of the successful operation of factories located here?

A Card.

We, the undersigned, do hereby agree to refund the money on a 50-cent bottle of Greene's Warranted Syrup of Tar if it fails to cure your cough or cold. We guarantee a 50-cent bottle to prove satisfactory or money refunded.
J. G. Brown, Des Moines, Iowa.
G. W. Davis, Providence, R. I.
D. Davis, Providence, R. I.
Herrington & Co., Ayer, Mass.
W. R. Manners, Moose, W. Va.
Y. A. Kuznetsov, St. Petersburg, Russia.
Joseph Davis, Taylor.

Announcement of Candidacy.

I hereby announce myself as a Republican candidate for select council in Ninth ward. W. S. Huslander.
836 Jefferson avenue.

Smoke the "Hotel Jermyr" cigar, 10c.

Mrs. Winslow's Soothing Syrup.
Has been used for over FIFTY YEARS by MILLIONS of MOTHERS for their CHILDREN'S COLIC, WHOOPING COUGH, CHILD SOFTENERS THE GUMS, ALLAYS ALL PAIN, CURES WIND COLIC, and is the best remedy for DIARRHOEA. Sold by all Druggists in every part of the world. Be sure and ask for "Mrs. Winslow's Soothing Syrup," and take no other kind. Twenty-five cents a bottle.

WAS CONTINUED UNTIL WEDNESDAY

ACTION IN GALLAGHER-QUINN HOMICIDE CASE.

Absence of Counsel for the Defense from the City Made This Action Necessary.—Mrs. Lena G. Gable is on trial on a charge of Practicing Medicine Illegally—Woman She Attended Proved an Unwilling Witness for the Commonwealth. Action in Other Cases.

The second week of criminal court opened yesterday, with Judge R. W. Archbald on the bench in the main court room and Judge Cyrus Gordon, of Clearfield, in No. 2. The Gallagher-Quinn homicide case from Carbondale was continued until Wednesday morning on account of the attorneys for the defendant, Brien and Kelly, being in Philadelphia attending the session of the superior court.

The only other case of any general importance on the list yesterday was the commonwealth against Lena G. Gable, who is charged by Coroner J. J. Roberts with illegally practicing medicine in this city. The case was put on trial before Judge Gordon late in the afternoon.

The commonwealth's interests were looked after by Assistant District Attorney W. Gaylord Thomas and Mrs. J. J. Roberts, counsel for the defense. S. O. Over and Frank Lynch. The first witness called was Mrs. Mary Hanon, of Sixteenth street, this city. In July last Mrs. Hanon resided on South Filmore avenue, where she was delivered of a child by Mrs. Lena Gable. The child died the next day.

Mrs. Hanon was an unwilling witness for the commonwealth. She said that she is the mother of seven children, of which only one was delivered by a physician. She said that Mrs. Gable attended here when several of her children were born and did it as skillfully as a physician.

ADMITTED THE FACT.

Deputy Prothonotary John Williams was called to prove that Mrs. Gable is not registered in the prothonotary's office as a physician, but the defense admitted that Mrs. Gable is not registered in any way with the prothonotary. Coroner J. J. Roberts, the next witness for the commonwealth, was not present and court adjourned until this morning, when Dr. Roberts is expected to be ready to go on the stand.

Mrs. Mary Yatsko, an unwilling witness for the commonwealth, was called by Judge Archbald for illegally selling liquor. She lives at Old Forge and the constable of that place, Fred Addison, was the prosecutor. Mrs. Yatsko was called for trial at the June term on a similar charge and admitted her guilt. Sentence was suspended. It was alleged by the commonwealth that after she pleaded guilty she continued to sell intoxicants. This was denied most positively by the defendant yesterday. The case was given to the jury at 3 p. m. A verdict will be returned this morning.

After hearing before Judge Gordon for the theft of two pieces of brass from the Lackawanna Iron and Steel company. Burke lives on South Washington avenue and at the time of the alleged theft, July 15, was employed on the scrap dump of the company that owned the brass. The company had not offered any evidence to show that Burke had stolen the brass, but there was some evidence to the effect that he tried to sell the metal.

BURKE DENIED CHARGE.

This was denied by Burke, who said he found the brass on the dump with other scrap and laid it aside, but not with any intention of appropriating it to his own use. The case went to the jury at 3:30 p. m. A verdict had not been agreed upon up to the hour for adjourning.

When court adjourned for the day Joseph Speota was on trial in the main court room on a charge of feloniously wounding his father, Pasquella Speota, and attempting to feloniously wound Antonio Sennack. On Sept. 3 Joseph Speota and his father, who reside in Dunmore, went out on Sixteenth street, in that borough, while intoxicated and after starting a small riot drew their revolvers and fired right and left. Pasquella Speota was shot in the hip and still carries the "bat" around in his body. Restine was not put on trial yesterday for the reason that he is now undergoing treatment in the Lackawanna hospital.

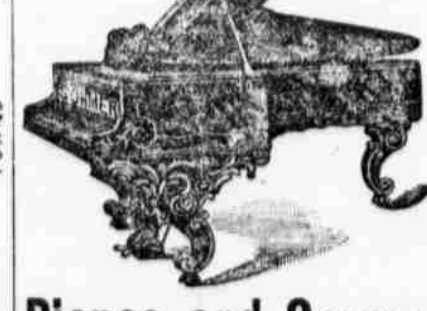
The case of Constable Joseph Woelker, charged with assault and battery by John J. Gordon, was reported settled. A verdict of not guilty was returned and the costs placed on the prosecutor.

Mrs. Michael Yatsko was put on trial in No. 2 charged with the theft of a sheep owned by John Novick. There was no convincing evidence to prove that Mrs. Yatsko had committed the theft and the court directed a verdict of not guilty, but sent the jury out to dispose of the costs. They were placed on the prosecutor.

CAPIAS ISSUED.

Kate Garvey, alias Kate George, did not appear yesterday for a charge of luring liquor preferred by Ruth Llewellyn and her bail was forfeited and a capias issued for her.

A verdict of not guilty was taken in the case of James Murtaugh, of



Pianos and Organs

During the holidays at Bottom Prices. Beautiful bright Pianos for \$150; unequaled in the city for the money. ORGANS, five or six octave, nearly new, as low as \$45. Don't fail to come and look over the bargains before you conclude a purchase.

Guernsey Hall Bldg
J. W. GUERNSEY, Prop.
314, 316 and 318 Washington Ave. SCRANTON, PA.

Bellevue, charged with selling liquor without a license by County Detective Leysnon. The case was tried at the last term of court and the jury disagreed. Since then some of the witnesses for the commonwealth have disappeared. The county will pay the costs.

Bail was forfeited in these cases: Patrick Casey, robbery; Michael Caine, prosecutor, Patrick Jordan, robbery; John P. O'Connor, prosecutor.

Plead Surprise Too Late.

Judge Archbald yesterday morning handed down an opinion in which he refused a new trial in the case of Joseph Galt, charged with the murder of H. Jossup and others.

He affirms that it was lawful and right to exclude the testimony of Mr. Merrifield. He says that at the time when the objection to Mr. Merrifield's competency was sustained, he was particularly to the plaintiff's counsel that they did not desire a juror to be withdrawn and the case continued, but as they said they did not, a plea of surprise at the present date is not to be listened to.

As to Mr. Merrifield's competency as a witness, considerable testimony was taken which satisfactorily established the existence of an interest adverse to the three deceased defendants, Dr. Throop, Albert Boardley and George A. Jessup.

Mr. Merrifield agreed October 27, 1889, alone with Throop, Koch, Armbrust and Goldsmith, four of the directors of the bank, with a committee of the depositors, in consideration of a release by Dr. Throop of \$25,000 deposits, the payment over by Throop and Lewis, trustees, of the amount retained for sale of Jessup's coal assets, and further payment of \$25,000 to the assignee to be applied to his indebtedness, by Jessup himself, to make good the bank's assets so that they should pay the full deposits, and agreed to supply any deficiencies from their own resources, and if necessary from their own money. This agreement has not been fulfilled. It is further shown that to carry out this agreement, Throop, Goldsmith, Koch and Merrifield in November, 1889, borrowed at the First National bank of Scranton \$10,000, which went to E. Merrifield, trustee's credit and was placed out by him in other sums, which his widow paid his share of the loan. Each, then, of these four living parties having the right under the agreement with the depositors' committee to the extent and as fast as they are paid and having already absorbed in this way a large amount of deposits, amounting to \$183,000, both in relief of their outstanding guarantee and in order to recoup themselves for what they have already paid out or made themselves liable for, by this loan, have every one a direct interest to avoid the bank's assets, and to clear themselves as far as possible from their obligations.

This is just what a recovery in the case seeks and the court, therefore, says it is constrained to hold Mr. Merrifield as incompetent, and that he was rightly excluded from testifying.

Affirms the Judgment.

Judge Archbald gave the following opinion in the certiorari case of Henry Shafer against Frank Oliver:

The summons in this case was returnable July 6, 1899, at 5 a. m., and was duly served. The defendant appeared with his counsel at the hour named and waited seven minutes and then withdrew. At 8:30 the plaintiff appeared and after waiting until 9 o'clock was heard by the justice and judgment given in his favor for \$5.25. The defendant now seeks to reverse the judgment because the plaintiff did not appear at the exact hour fixed for the return of the writ.

On a summons returnable at a specified hour an alderman or justice has the right upon the arrival of the hour to take up the case and proceed with it, and either party who is not there may be held to be in default and judgment given against him accordingly. The judgment is affirmed.

Dec. 11, 1899.

Mandamus Issued.

In court yesterday morning court heard argument on the rule to show cause why a mandamus should not issue in the case of the commonwealth of Pennsylvania ex-rel. Patrick H. Bergen against Alexander Schmitt and others, comprising the council of Mayfield borough. Arguments on behalf of Bergen were made by Major Everett Warren and C. P. O'Malley. Attorneys I. H. Burns and John R. Edwards appeared for the councilmen.

Judge R. W. Archbald held that the mandamus prayed for and it was served by Deputy Sheriff Forber later in the day. It commands the members of the council to seat Bergen and recognize him as a member of that body.

When dizzy or drowsy, take Beecham's Pills.

Smoke the "Hotel Jermyr" cigar, 10c.

[Continued on Page 8.]

POPLAR STREET WAR AIRED BEFORE COURT

CITY MAKES ANSWER AND TESTIMONY IS HEARD.

Respondent Claims the Street Was Plotted in 1866 and Has Ever Since Been Regarded a Public Thoroughfare as Much as Any Street in the City—Every Map, including the One Accompanying the Complainant's Quit-Claim Deed Shows Poplar Street Extended to the River.

Answer was made yesterday by the city of Scranton to the suit brought by the Delaware and Hudson Railroad company to prevent the city from maintaining a crossing at Poplar street and testimony was heard by Judge H. M. Edwards on the rule to make permanent the temporary injunction, allowing the company to tear up the crossing laid by the city and rebuild the fence which the city tore down.

Ex-Judge W. H. Jessup represented the company, and the defendant's counsel were City Solicitor A. A. Vosburg, ex-Judge H. A. Knapp and Chas. H. Welles. The latter two are in the case in the interest of the Scranton Bolt and Nut company, at whose instance and expense the crossing was laid.

The answer is made in the name of Hon. James Moir, mayor.

It avers that Poplar street, throughout its entire length to the Lackawanna river, has always been considered one of the public streets of the city and by the officers having charge of such matters for the Lackawanna Iron and Coal company, who originally dedicated said land to the public. The plaintiffs acquired their right of way for a railroad through the streets of the said public street which they were crossing, and these defendants, as officers of the city, have deemed it a part of their official duty to the public, to maintain this street in its entirety to the same extent as any other public street in the city.

Its necessity for the use of vehicles has not been so much felt in the past, until in the summer of the present year, when the Scranton Bolt and Nut company commenced the erection of their works; but it has never lost its character as a public street, and has been used extensively by the passengers, and for all other purposes of a public street, as such necessity has arisen. It would be a very great hardship at the present time to close up said street as it would cut off the property owners, having large interests invested and at stake, from any outlet, and these defendants would be very lax in the performance of their official duties if they should permit the plaintiffs to maintain the fence which they have wrongfully built across said street.

WHEN IT WAS PLOTTED.

The plotting of Poplar street took place in 1866 and was dedicated to public use at that time. Several times subsequently the Lackawanna Iron and Coal company re-plotted that tract and each time Poplar street was shown extended to the river and across the Delaware and Hudson tracks. It is even held that the quit claim deed by which the railroad company claims its right in fee to the land covered by its tracks and had attached to it a map showing Poplar street opened across the railroad.

The Diamond Land company's new tract on the opposite side of the river shows an extension of Poplar street. It is alleged, and eventually a bridge will of necessity be erected across the stream at that point.

The construction of the Fifteenth district main sewer along Poplar street and out to the river, which took place in 1883-94 is pointed out as an evidence of the city's right to use the thoroughfare and the railroad company's recognition of that right. It is also contended that Poplar street is shown to be one of the public streets of the city of Scranton every map of the city, either prepared officially by the city authorities or unofficially by private individuals, who procured their information from the city or from maps on file in the office of the Lackawanna Iron and Coal company.

The bulk of the testimony presented to Judge Edwards bore on the sewer incident. After Superintendent C. R. Manville had testified that there was no crossing at that point and no provisions for a crossing, Edward Boyle, who was foreman of the gang which constructed the sewer under the tracks, testified that the Delaware and Hudson company had an inspector on the ground all the time the sewer was being constructed under the tracks and that he exercised supervisory powers. John Jones, who was the inspector in question, corroborated this.

R. W. Kellow, the company's roadmaster, testified that, until recently, a fence was maintained along the tracks in that neighborhood and that it extended across Poplar street. Peter

Cut Glass Salts and Peppers

white metal tops, quadruple plate, heavy and best cutting, 25 cents. Solid Silver Tops, not the thin light ones that you are afraid to take the tops off for fear they will blow away, but heavy Sterling Silver on the best Cut Glass, 50 cents. We were only able to get a limited number of them so don't be disappointed if you come in just before Christmas and find them all gone.

China Hall.
Millar & Peck, 134 Wyoming Ave.
"Walk in and look around."

Recognized Headquarters for

Reliable Furs, Stylish Tailored Gowns, Handsome Capes.

Everything in Ladies' Outer Garments, Misses' and Children's Coats and Capes, Ladies' Silk Waists in new shades and effects.

F. L. Crane, 324 Lack. Ave.
Raw Furs Bought. Furs Repaired.

It's Going to Be A Great Christmas

We have the goods and make prices that will fit all the stockings. And do it reasonably, too. Don't cry, "Can't Afford It," but come to this store and see for yourself how easily and economically you can get nice presents for your relatives and friends.

We Have a Full Stock Of Things Everybody Wants

We can show you appropriate gifts for young and old costing from a mere trifle up to as costly a present as you care to make. We have most charming selections in everything that should be found in a first-class, up-to-date jewelry store, including

Diamonds, Brooches, Watches, Silver Novelties, Lamps, Leather Goods, Etc.

A. E. ROGERS' JEWELRY STORE.
213 Lackawanna Ave., Scranton, Pa.

THIS WEEK'S PRICES IN

DIAMONDS, WATCHES, JEWELRY

The following prices, which we are selling goods for this week, are the lowest that we have ever offered. The goods are the finest grade and cannot help but please everyone. Call and see them.

Fine Diamond Rings at \$5.00, worth \$10.50.
Solid Gold Band Rings at \$1.25, worth \$3.50.
Solid Gold Band Rings at \$1.00, worth \$2.50.
Gold Filled Cuff Buttons, 50c., worth \$1.25.
Cuff Buttons, previous prices \$1.00, now \$1.25.
Gent's Solid Silver Watch, Elgin movement, \$3.50.
Ladies' Sterling Silver Watches, worth \$5.50, now \$3.75.
Gent's Nickel Watches, S. W., price \$2.50, now \$1.75.
Rogers Bros' Spoons, warranted, 50c.
Rogers Bros' Butter Knives, Sugar Spoons, Pickle Forks, 37c., previous price 75c.

Ladies' Solid Gold Watch, Elgin movement, \$15.00.
Ladies' Gold Filled Watches at \$5.50, worth \$15.00.
We also have about three hundred Ladies' Solid Silver Rings, worth 50c. and 75c., will close them at 10c. each.
Special sale now going on at Davidson Bros. Attend as we are offering goods at one-fourth their original value.
Extra Heavy Solid Silver Thimbles at 75c.

"AND THE HORSE WON'T SLIP"
Ask your blacksmith to shoe your horse with the W. & B. Shoe.

AGENTS FOR
Neverslip

Davidow Bros
227 Lackawanna Ave.

Everett's
Horses and carriages are superior to those of any other livery in the city.

If you should desire to go for a drive during this delightful period of weather, call telephone 794, and Everett will send you a first-class outfit.

EVERETT'S LIVERY,
326 DIX COURT. (REAR CITY HALL).

The Dickson Manufacturing Co.
Scranton and Wilkes-Barre, Pa.
Manufacturers of
LOCOMOTIVES, STATIONARY ENGINES
Boilers, Hoisting and Pumping Machinery.
General Office, Scranton, Pa.

FOR Christmas Presents

Fine Umbrellas
Endless variety of Handles, Tied Oaks, Natural Crooks, Sterling Silver, Etc., in Taffeta, Puritan, Gloria and Fine Twill Silk. Great variety of

Pocket Books, Card Cases, Shopping Bags, Boston Bags in Seal Alligator, Morocco, Russia Leather, Etc., Etc.

MEARS & HAGEN, 415-417 Lackawanna Ave.