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### PERSONAL

Miss Annie Nallin, of Hawley, is the guest of the Misses Ruddy, of Penn ave-

A marriage license was yesterday granted to Elmer E. Helm, of West Pittston, and Lizzie Naugle, of Pittston.

Mrs. Daniel Reilly, of this city, is entertaining at her home her sister, Mrs. William Dwyer, of Houtzdale, Pa. Superintendent of Transportation J. H. Daly, of the Delaware, Lackawanna and Western railroad, is in New York city.

Rev. and Mrs. Robert F. Y. Pierce, of Mifflin avenue, returned home yesterday from a pleasant visit with friends in Philadelphia.

Miss Lillian Gaffney, formerly of the International School of Correspondence has gone to Pawtucket, R. I., where she has secured a position.

Manager of the Creston Clarke company Harry W. Storms, of this city, who has been visiting Scranton friends for the past few days, yesterday left for Philadelphia, where twelve weeks' engagement at the Park Avenue theater.

Dr. Charles W. Wunder, of Philadel-phia, of the class of '99, University of Pennsylvania, arrived in the city yester-day and will now undertake his duties as assistant house surgeon at the Lackawanna hospital. His arrival increases the hospital staff to three resident sur-

Low Rate Excursion to New York. Tuesday, March 27, agents of the Lackawanna railroad will sell special excursion tickets to New York at rate of one fare, plus \$1, for the round trip. Same will be good going only on the above date, and good for return to April 1, inclusive.

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avail yourself of our very low prices.

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#### Hardware Co., Lacka wanna

221 Lackswarns Avenue.

STATE MERCANTILE TAX. Merchants Advised to Pay It Only Under Protest.

Secretary Atherton, of the board of trade, received notification yesterday that the Philadelphia board has just passed a resolution recommending the merchants throughout the state to pay the state mercantile tax, lately authorized by the legislature, only under

A number of prominent Philadelphia lawyers associated with the board have declared the law unconstitutional and an effort will be made to have an opinion from the supreme court on the

If the law is unconstitutional all who have paid a tax under it may recover the same, providing they entered a protest when paying it.

ARRANGING FOR THE FAIR. Will Be Held at Homes of Colonel

Boies and T. H. Watkins. A special meeting of committees was held at the home of Mrs. Henry Belin. jr., yesterday to discuss the proposed fair for the benefit of the Hahnemann hospital. It was decided to hold it four days: May 8, 9, 10 and 11, the first two at the residence of Colonel H. M. Boles and the succeeding days at the resi-

dence of T. H. Watkins. No further arrangements were made at this time, but a meeting will be held on Friday of next week at the home of Mrs. T. H. Watkins, when further plans will be made, and when all interested in the project are in-vited to be present. In the meantime, it was decided to solicit aid from friends and thus contribute to the success of the fair.

### ALLEN KILLED HIMSELF.

His Brain Was Affected by the Heat During His Residence in Central America.

John J. Allen, a brother of Thomas Allen, of 336 New street, committed suicide at 12.30 o'clock yesterday noon at his brother's home by shooting himself in the forehead. Allen came to the city last Friday from Central America, where he had been for the

last four years. He returned to Scranton to rest and to recuperate his health, which had been partially shattered by the extreme heat of the Central American climate. His brain was affected and there were times when he acted in a very odd manner, being subject to fits of despondency. He was an Englishman by birth and 38 years of age, and before living in Scranton was a resident, together with his brothers. Thomas and Michael, the latter of whom now lives in Carbondale, of Parsons. He was a machinist by trade.

Yesterday he had dinner, then lit his pipe and walked upstairs. One instant later the report of a revolver shot was heard and, on the family rushing upstairs, they found him lying on the floor dead, with the blood flowing from a large hole in his forehead.

Clasped in his right hand was the 44calibre six-shooter with which he did the shooting, while in his left hand he still held fast his pipe.

The police were notified, as was also Coroner Roberts. Chief of Police Robing and City Detective John Moir visted the house and examined the body. No one was aware that he had a revolver in his possession and just where he procured it is not known. Coroner Roberts examined the body

#### Saltry, and will hold an inquest later ARTIFICIAL JAW BROKE. Emil H. Herbster, of South Scran-

ton, Was Again Operated Upon. Emil H. Herbster, of South Scranton, who had his lower jaw replaced by an artificial one recently at the University of Pennsylvania, and afterwards sustained a fracture of the new plate returned home from Philadelphia last evening, where a second operation was performed on his jaw

few days ago. Mr. Herbster was eating his supper one evening last week, when the wires in the silver plate became disconnectrendering him speechless. quickly returned to the hespital in Philadelphia, where the injury was epaired, and his eating apparatus is

all right again. The plates which the young man has in his mouth are only temporary, in order to allow the gums to harden and when he becomes thoroughly amiliar with the new ones, will return to Philadelphia and be subjected to another course of treatment.

### NEW TELEPHONE COMPANY. Will Be Known as the Newton, Ran-

som and Lake Winola. It is announced that application to the governor will be made on April 9, by Attorney A. J. Colborn, for a charter for an intended corporation to be known as the Newton, Ransom and Lake Winola Telephone company. The company will operate a telephone line within the counties of Lackawanna and Wyoming. Those who will apply for the charter are John Shook. D, C. Vosburg, William Cress, Oscar

#### Van Buskirk and W. H. Newman. German Made Easy.

At Prof. Colby's free lectures in Guernsey hall, Friday and Saturday at 4.30 and 8 p. m., he will clearly explain his system for teaching a person to speak German in five weeks. He is now closing his second term in Wilkes-Barre, and the Wilkes-Barre Record yesterday morning said: "This is the closing week of Professor Colby's German class, the final session being to-morrow evening. He has had a large class and all have gone into the study with much enthusiasm. The progress has been astonishing in many cases, and all speak in the highest terms of the course. Experienced teachers who have been present as visitors express themselves as specially pleased with Professor Colby's methods, he devoting the effort to practical conversation instead of confusing the learner with the details of grammar. His next class will be in Scranton, beginning on Monday next. When he returns to Wilkes Barre again he will be sure of a cordia

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# WITNESS GAVE JURY

TOLD OF THE EXISTENCE OF COUNCILMANIC CABAL.

Worked Through an Executive Committee and Among Its Achievements Was the Securing of a Regular Monthly Stipend for Each Member in Consideration of Their Taking Care of a Certain Corporation's Legislation--Councilmen One After the Other Deny Wrongdoing and Explain Suspicious Actions.

It may be that the Lexowing of city hall will not result in an indictment but it can be relied upon that the grand jury will submit a report that will be read with more than passing

interest. Enough has already been disclosed to convince the jury that the reports so common about corruption in city legislation and the administration of city affairs are founded on facts, but as yet there is wanting the testimony that would warrant sending the guilty par ties before a jury, and until that is secured it would be not only vain, but unfair and injudicious, to cause a great scandal at a great expense, without effecting anything more than giving in Judge Archbald's chambers. the transgressors a firmer belief that they can offend without fear of being

Some things have developed which would warrant the jury in sending certain persons into court if the offense of which they are prima facie prover guilty was within the scope of the inquiry, but as the charge of Judge Edwards directed the jury to inquire into three certain matters, the telephone ordinance, the electric light contract and the slot machines, they are not at liberty to inquire indiscriminately into transgressions of the law of all kinds and characters, but must confine themselves to these three particular subjects. A councilman could confess to have

ing burned a church and the jury would not be called upon to take cognizance of it.

ALLEGED COMBINATION to run down is the allegation that a cabal was formed in councils for the sole purpose of extorting money from parties seeking privileges. One of the early witnesses made the disclosure of the existence of this leg-pulling combine and indicated to the jury where it might look for corroboration.

He said the members of the cabal had a regular organization with a full set of officers and held formal meetings whenever "there was anything doing." Its outside work was done by an executive committee, and among its achievements was to successfully secure a regular monthly stipend from a certain large corporation, which had ccasion to frequently be in need of friends in council.

The jury has sifted the thing down so that it now rests with three or four witnesses yet to be examined to prove or disprove the story. Some of these witnesses are out of town, and it may be they will not be back in time to permit the jury to avail itself of their If they can be secured they will have some explaining to do.

The jury will likely be in session all of today and part of tomorrow. Their report can be looked for tomorrow affast night, in company with Dr. J. F. witnesses were examined yesterday, and abut half as many more are sumnoned for today. Among these latter tre Mayor Moir, who was subpoensed last night, as a result of certain developments of yesterday. The mayor went down to the court house yesterday and loltered about the corridor outside the grand jury room, chatting with the waiting councilmen, and expressing himself as not only willing out anxious to get before the jury.

The witnesses examined yesterday were: Select Councilmen Finlay Ross, H. T. Fellows, Simon Thomas, Richard H Williams, Adam Schroeder, John J. McAndrew, T. J. Coyne, Wade M. Finn, Thomas O'Boyle, Edward Frable, John E. Roche, Common Councilmen M. J. Cusick, John Nageli, M. J. Norton, Thomas M. Watkins, Luther Keller, James Grier, T. F. Morris, M. V. Morris, P. F. Calpin, Charles Wenzel, Edward Coleman, Mounted Officer Joseph Bloch, Mayor's Secretary H. C. Hatton, Alderman J. P. Kelly, Constable J. W. Clarke, Bartender A. J. Phalen, Constable Joseph F. Woelkers and Hotelkeeper E. F. Melvin.

SOME HARD QUESTIONS.

Some of the questions put to the councilmen fairly took their breath away. One of them was asked if it was not true that he had been paid \$300 to withdraw his opposition to an extension of a street railway line four years ago. He referred the jury to the minutes of council, which, he said, would show that he voted against the measure to the end.

Nearly every councilman was asked to give his reasons for voting for passing the telephone ordinance after having so often encompassed its defeat and why they had almost to a man voted to award the electric light contract to the higher bidder. They were also asked if they were not in the habit of chumming with lobbyists at certain hotels, and if it wasn't true that they had accepted money opposing the telephone ordinance at the outset and then again for favoring it There were no admissions of any

Owing to the absence of District At-

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torney Jones, the most of the ques-tioning is being done by Foreman P. A. Barrett. Marriage Licenses.

Edward S. Teel....313 Mulberry street Abbie E. Lanning..315 Mulberry street Walter A. Frisbie........Plymouth Fannie Cease ......Plymouth 

Court House News Notes.

In the divorce case of Emil A. Moody against Ida S. Moody, it was ordered that an alias subpoena issue. T. F. Nelson, charged with forgery was yesterday released from custody on \$300 ball, furnished by E. J. Neary. In the case of August Vockroth against John P. Thomas, court yesterday granted a rule to strike off

the defendant's appeal.

The time for taking testimony in the Rinsland divorce case was, yesterday, fixed for April 2, at 11.30 o'clock a. m Attorney D. J. Daviz, master, in the

case of A. F. Duffy against A. G. Gilmore, yesterday filed his report, to-gether with a bill of \$160 for himself and \$150 for John Taylor, stenographer. Taylor & Lewis yesterday filed a libel in divorce for Mrs. Sarah Hughes, who wants to be freed from her elleged cruel husband, Joseph Hughes, to whom she was married Aug. 7, 1890. F. A. Peet was yesterday appointed

guardian of the three minor children of the late Charles Mcllineaux. Hattie C. Smith was made guardian of Marien A. Smith, minor child of the late Edgerton J. Smith. George W. Jenkins was made guardian of John Benore, miner child fo the late George

## WHO WILL NEW MAN BE?

What the jury is particularly striving Superintendent FitzGibbon Says That Henry Monkhouse Will Not Be His Successor.

> The published statements concerning Superintendent J. W. FitzGibon's resignation were confirmed by the gentleman yesterday when interviewed by a Tribune man, but he would give no reasons for severing his connection with the Delaware, Lackawanna and Western company. Mr. FitzGibbon positively asserted, however, that there was no local significance to his resignation, and that the case of Engineer Troch has noth-

ing whatever to do with it.
"My resignation was handed in two months ago, and the gentleman who will succeed me was in this city as my guest a month ago, when everything was arranged for my retirement," were the words used by the superintendent yesterday.

"Will Henry Monkhouse be your successor?" asked The Tribune man "No. sir." answered Mr. FitzGibbon. but it will be an out-of-town man who will assume charge on March 26." "Can you inform an enxieus public

"Not now. I will inform you next Tuesday. When questioned further about matter, Mr. FitzGibbon said that when he accepted the position of guperintendent of motive power, he ac cepted it for one year, and that his retirement was merely a personal matter. That he has several other posttions in view, but has nothing nite at present. He will leave the city

next week for a month's rest. Mr. FitzGibbon will not go to the Pacific Coast Line Railroad company. Mr. Monkhouse, who has been extensively spoken of as Mr. FitzGibbon's successor, is an experienced railroad man, about to years of age. About two years ago he became assistant superintendent of motive power and equipment of the Chicago, Rock Island and Pacific Railroad company, with headquarters at Hor-

ton Karsas. He left there to go to the Chicago and Alton road as superintendent of motive power and was succeeded on the Rock Island by Mr. FitzGibbon, who was then master mechanic of the Illinois division of the Rock Island read.

### A PARSONAGE WEDDING.

Edward S. Teel and Miss Abbie E. Lanning Married.

A quiet wedding occurred at the Penn Avenue Baptist church parsonage at o'clock last evening, when Rev. Robert F. Y. Pierce united Edward S. Teel and Miss Abbie E. Lanning, both of Mulberry street. The pretty ceremony was witnessed by a number of friends who had gathered at the parsonage. The groomsman was Samuel Teel,

brother of the groom, and Miss Mabel E. Moyar was the bridesmaid. The couple will reside at 315 Mulberry Stieff planos contain every improve

nent necessary to their wear. clap-trap catches. The Only Double Track Line.

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ern Railway is the only double track line between the East and the West, and on this account is able to surround its patrons with more safeguards and furnish faster service than any other cute between Buffalo and western

cities. That is one reason why serious accidents on the Lake Shore Railway are unknown, while even trivial mishaps are so rare as to be almost unthought of. Its roadbed is perfectly laid. Its system of signals is so accurate and surrounded with so many safeguards that collisions are impossible, while its employes are skilled and careful as can be found. When you buy your ticket over the Lake Shore you may be sure of absolute speed and safety, to say nothing of the comfort and excellence of its ser-

### MARTIN JURY WILL BE CHARGED TODAY

CLOSING TESTIMONY OFFERED YESTERDAY MORNING.

The Afternoon Was Devoted to Arguing Law Points and with the Closing Addresses of ex-Attorney General H. W. Palmer for the Defense and Major Everett Warren for the Plaintiff-Dr. Charles L. Dana, the Eminent Specialist, Was on the Stand in the Morning.

When United States court opens this morning Judge Joseph Buffington will charge the jury in the case of Attorney John T. Martin against the Dela-ware and Hudson company and it will e given to the jury for consideration The closing evidence was offered at the morning session of court yesterday and in the afternoon law points were presented and argued and the closing arguments to the jury made by ex-Attorney General H. W. Palmer for the defendant company and Major Everett Warren for the plaintiff.

The court room was crowded to hear the closing addresses of these two leaders of the legal profession of this part of the state. Mr. Palmer's address was a vast disappointment. He said little about his case, but devoted himself principally to coarse abuse of Attorney Nathan' Vidaver, an infamous statement about one of the physicians and insinuations about the honesty of the others. He concluded with sneering allusions to the character of the practice that the plaintiff had before his injury.

Major Warren's address was of the clear cut, systematically arranged character for which he is famed. In dignified but unmistakeable language he rebuked what he termed "the importation from Wilkes-Barre" for his 'gratuitious and unwarranted abuse of everybody and everything connected with the plaintiff's side of the case."

DR. BURNS EXAMINED. When court opened yesterday morn-Reed Burns, of this city, was resumed In his opinion the affliction from which Mr. Martin suffers is curable. He

would not undertake to say how long it would take to effect a cure in such a case, because he had not sufficient experience in that particular line of cases to unable him to state accurately. Prof. C. I. Dana, the celebrated New York specialist on nervous diseases, was the next witness examined. On direct examination he testified that he had examined Martin in Hotel Jermyn on March 14. He believed that he is suffering from traumatic hysterico neurosis, a purely functional disorder. He stated that this disorder could be cured in from six months to two years. He stated positively that there is no organic trouble with the brain or spinal cord in Mr. Martin's

Major Warren, in cross-examining. read from a medical book, written partly by Professor Dana some years ago. In this it stated that as a general rule in cases of traumatic hysterico neurosis, the patient is rarely the same man afterwards, especially if the complaint is the result of a severe nervous shock. Professor Dana admitted this to be true, but said that the quotation didn't strictly apply to who your successor will be?" he was Martin's case. Major Warren wanted him to say whether or not medicine was an exact science, but the question was not allowed.

DR. LOGAN'S' OPINION. Dr. H. V. Logan was one of the doc-

tors who examined the plaintiff at Easton. There was no evidence of a wasting of the muscles, but there was an apparent loss of sensation all over the body. He believes Martin's case is curable. In his opinion, if Martin is in the condition the doctors who testified the plaintiff say he is, he could not have engaged in the struggle in the Hotel Jermyn which Martin's brother testified to last Saturday.

That ended the testimony for the defense and Dr. John O'Malley and Dr. P. F. Gunster were called in rebuttal. They swore that Martin while buoyed up by excitement could have struggled as described by Martin's brother. Court adjourned for the noon recess and when it reconvened the law points on behalf of the plaintiff and defend-

ant were presented and argued by At-torney Joseph O'Brien and ex-Judge Jessup. At 2.45 Mr. Palmer began the closing address for the defense to the jury and spoke for forty minutes. Eliminat

to above, he said that while the acci

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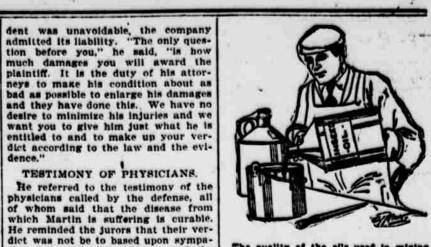
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TESTIMONY OF PHYSICIANS.

thy, but upon the evidence and the

law bearing upon it.

Major Warren in his address spoke

for about an hour and a half. He

said they were not asking for a sym-

pathy verdict, nor for an exaggerated verdict. They wanted justice, nothing

more and nothing less. Mr. Warren

thing that had been offered upon the

part of the plaintiff and base their verdict solely on the defendant's side

of the case they would have to say

that this man is now a physical wreck as a result of this accident; that he

must be isolated from his family; that

he must go to a sanitarium for from

one month to two years and that after doing this he may recover, but that

complete recovery is very rare.
"If you believe our statement of the case," he continued, "this man has only

two things before him in life, the mad house or the grave." As to the amount

of the verdict, Mr. Warren said that,

considering the estimated earning ca-

pacity of Martin at the time of the ac-

cident it could not be less than \$50,000

and even then that they would have

to take it for granted that Martin

would not advance in his profession,

which would be a wholly unwarranted

view of the case to take. It was ! o'clock when Mr. Warren concluded and

ourt adjourned until 1 o'clock this aft-

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