WILL OF LATE MRS. HUGHES

HUSBAND'S CHILDREN ARE NOT MENTIONED IN IT.

Bulk of the Estate Goes to Her Nieces and Nephews in This City and Shamokin - Welsh Baptist Church Is Bequeathed \$1,000. Testimony in the Trespass Case of Mary Duffin Against the City of Scranton Was Very Conflicting. Other Matters in the Courts.

The will of the late Mrs. Ann Hughes, who was the widow of Benjamin Hughes, former general outside superintendent of the Delaware, Lackawanna and Western company's mines, was given out for publication yester-

day from the register's office.

The residuary heirs are her three nieces, Mary Eddy, Sarah A. Jeremiah and Rachel Purcell, and nearly all the special bequests go to her nieces and nephews in this city and Shamokin. Her husband's children are totally ig-

In the will of the late Mrs. Hughes. after directing that all her just debts and funeral expenses be paid, she disreflectes the following sums among her

Mrs. Elizabeth Hugher, sister of de-ceased, residing on South Hyde Park avenue, \$3,000; Issue Reese, \$1,000; George Reese, \$500; Albert Reese, he placed an order for fifteen hand-\$1,000; John Henry Reese, \$500; William some passenger coaches with the Bar-Reese, \$500; John Reese, son of Thomas Heese, \$1,000. All the above named licenes are residents of Shamokin.

David Hughes, Son; John Hughes Size: Thomas Hughes, \$800; Joseph Hughes, 8500; Mrs. Sarah Jeremiah. \$1,000; Mrs. Many Eddy, \$3,000; Mrs. Ruchel Percell, \$2,000; Mrs. John Foote, \$1,000. Those named in this paragraphing point and daughters of Mrs. Elizaboth Hughes, all of whom are residents

Miss Alice Thomas, the family servant for many years, received a beought of \$150, and the First Welsh Baylist church, of which deceased was a member, receives the sum of \$1,000. Another \$1,000 is placed in trust to be permanent fund and the interest there. I the history of the Luckawanna shops, of is to be paid annually for the benein of the poor of the First Welsh Bap-

After all the above bequests are paid Mrs. Eddy and Mrs. Pure II, with the exception of a few minor belongings which are mentioned in the will as special bequests to the last named per-

William Jeremiah, of this city, and

Testimony Was Conflicting.

At 5 o'clock vesterday afternoon, the case of Mary Duffia against the city of Scranton was given to the Jury in Judge Archbald's court, which has been bearing testimony on it for he past two days.

The whole afternoon was taken up with the addresses. Mr. Vesburg did the summing up for the defense, and Colonel Martin for the plaintiff. When the defense concluded its pre-

sentation of testimony at noon, it was seen that the stories of the witnesses on the opposing sides were far from being in harmony.

The most direct conflict was in the testimony, respectively, of C. B. Scott and Groceryman Frear regarding the position of the fly wheel over which Mrs. Duffin alleges she tripped and fell. Mr. Frear says it was lying to front of the Scott property, on the sidewals. but just off the flagstones. and had remained in that position fulby three months prior to the night of Miss Daffin's accident.

Mr. Scott said the fly wheel had been left resting on its rim against the sence in front of his property, and that it was not until noon of the day on which the necident occurred that noticed that it had rallen down

If the wheel was on the highway and remained there for three months, it was sufficient to make the city liable, in that it must needs have had constructive notice of the obstruction. If, on the other hand, it was there for only a day or so, as the defense alleges, the city could not be held liable by reason of the fact that notice was vanting.

There was also a wide variance in the views of the doctors concerning the nature, source and extent of Misa Duffin's physical infirmities. Dr. S. P. Longstreet. Dr. James Stein and Dr. sutler, of Wilkes-Barre, called by the plaintiff, told that Miss Duffin was pretty much of a wreck and that her condition was in all probability due to the injuries she received by falling over the fly wheel.

Emil G. Roos, who attended Miss Duffin the night of the accident and made a number of subsequent cisits, stated, as a witness for the defense, that Miss Duffin's only injury was a cut over the eye and that this of such a mild nature that it could not reasonably be held accountable for the defective eyesight, neuresthemia and disarrangement of internal organs of which the plaintiff

complains. Dr. C. H. Fisher, for the defense, testified that he treated Miss Duilla before the date of the accident for some affection of the eyes, and noticed then that she was suffering from a nervous disorder. Fortunately for the jurors, one of their number is a physician, Dr. C. S. Richards, of Ran-

The only case disposed of by Judge Kelly was that of the Stowers Packing company against H. E. Arms, in which a verdict of \$87.61 for the plaintiff was directed to be entered.

Company Pays Heavy Damages. This week saw an end of the litigation growing out of the accident at the Eim street crossing two years ago this month, when Dr. A. J. Kolb and Jacob Kaestner were run down and periously injured by a Delaware and

of settlement were not disclosed, but it is understood the company paid a large sum. E. C. Newcomb was attorney for the plaintiff. Jessup & Jessup represented the defense

COURT HOUSE NEWS NOTES.

Court yesterday fixed 10 n'elock tomorrow morning as the time for the further acknowledgement of sheriff's decis.

A rule has been granted for a new trial in the case of Mary V. Duffy against Mary Duffy, in which a vertice for the maintiff was returned at last week's session of common pleas.

In the divorce case of Marie Magdaline Kreizinger against Fidein's Kretzinger, court yester-day granted a tule for a decree and fixed Feb 6, at 2,00 o'clock p. m., as the time for taking

testimeny.

Praneis H. Day made application yesterday for a divorce from his wite. Anna Day. He alleges that she deserted him four years and after they had been married three years. Joseph O'Brien and M. J. Martin are the libeliant's attorneys.

Attorney James J. O'Malley yesterday filed with Prothonotary John Copeland a summons in replexin to recover for Mrs. Barbara Walker, of Olyphant, a let of household goods valued at \$150, which, it is alleged, have been illegally seized by Thomas McHele and Mchael Walker.

Application was made to court yesterday by Attorney Charles E. Olver for a charter for the

Attorney Charles E. Olver for a charter for the Lawrenceville Primitive Methodist church, of Old Forge. The subscribers are William Tasker, of Duryea; Walter Docket, John E. Jones, David J. Davis, Edward Davis and David Titus, of Old

INDUSTRIAL JOTTINGS.

Work That Is Being Done at the Lackawanna Shops-The D., L. & W. Board for Today.

Master Car Builder L. T. Canfield has returned from Dayton, O., where some passenger coaches with the Barney, Smith company for June delivery, when they will be used in the Lackavanna's Pan-American railway service, which promises to take the lead between New York and Buffalo.

The cablact shop, which is now being operated with a full complement of electric motors, is one of the best equipped shops in Northeastern Pennsylvania. Since the motors were installed a new rip-saw has been added, together with a cut-off saw and a fourad tenen machine for cabinet work. The car and machine shops are all at nothing as the case may rushed with work, and, while a number of the men have been iaid up with stekness, there is nearly a full quota well as we know the chronic fault-inder at work, averaging ten hours a day it designates. invested in some safe security as a and making more money than ever in

In the machine shops a number of new machines are now in operation, which greatly facilitate the work under way. The new boilers are also the residue of the estate goes to de-ceased's three nicess, Mrs. Jeremiah, for the passenger station, freight defor the passenger station, freight de-pet and repair shops.

The boiler room is equipped with the latest improved heaters and an auto-matic feed-water pump, used for supplying the bollers, by which the condensation on steam pipe exhausts and John Reese, of Shamokin, are execu-tors. The witnesses were W. Gaylord Thomas and Evan J. Davis. from the stationary engine and air compresser is returned to the heater, permitting the water to be returned from the stationary engine and air permitting the water to be returned to the boiler at about 220 degrees tem-

This labor-saving device is also a great fuel saver and must needs be examined before a proper idea of it can be obtained by one not familiar with steam fitting and hot air pro-

Another unique arrangement has been installed in the new boiler house, It is known as an endless belt for elevating the fuel which supplies the hollers. The coal is dumped from the hopper by dropping the doors on the car and then it is conducted by an eledevoted bin in the boiler room by the endless belt. When the fireman needs fuel for his boilers all that is required is the moving of a small lever, which opens the chute leading from the coal bin and there has in from of the door the re-

quired fuel. The tracks and girders for the new thirty-ton traveling crane which is about to be placed in the machine shop are now ready and in a few days this wonderful addition to the motive power equipment will be running as smoothly as the rest of the machinery in the repair shops. It is being built by the Manning, Maxwell & Moore company, of New York, and will soon

be placed in position Another noticeable change at the ound house is the placing of an electric motor on the turn table to aid in the switching of locomotives and installing them in their proper places.

D. L. & W. Board for Today. Today's D., L. & W. board is as fol-

Tuesday, Jan. 29

WHED CATS, EAST.

m. J. A. Bush, m.-E. M. Hallet m.-M. Loughney. Wednestay, Jan. 30.

WILD CATS, EAST, -A. J. McDonnell. D. Scor

m.—Frank Wall, m.—W. H. Barthelonew, Dewlican's men, m.—G. Thomas, Castner's men, m.—Frank Hallet,

m. — A. G. Hammitt, m. — M. J. Hemigen p. m. — W. A. Bartholomew. p. m. — H. Bishing, M. Carmesiy'e men.

SUMMITS, ETC.

wast - F. McAllister, west - G. Freenielher, west - Nichols.

n., west-Nichols, e'clock usen, west-Carrieg, b. m., east-H. Gilligan, m., west from Cayman, three engines M.

p. m., west from Cayugo-Ginley. p. m., cost from Nay Aug-H. Dougharty

PULLET.

PUSHERS.

-Moran.

PASSENGER UNGINES.

m.-Gathey. m.-Singer. p. m.-Magevern

WILD CATS, WEST, a. m., two engines—J. H. McCann, a. m.,—T. Fitzpatrick, l.a. m., two engines—C. Kingsley, a. m.—A. Ketcham, l. ra., two engines—J. J. O'Hara, p. m.—F. Mahon, p. m.—Hargotty, n. m.—John Chabaran,

Hudson train while they were attempting to cross the tracks in a cutter.

Dr. Kolb, who was the lesser infured, settled with the company soon after the accident. Kaestner, however, would not accept the company's offer, at he did not consider it commensurate with the damages he sustained and he proceeded to prosecute a trespass suit for \$29,000.

The case was on this week's trial list, but when it was reached announcement was made that a settlement had been effected and the case was stricken from the list. The terms

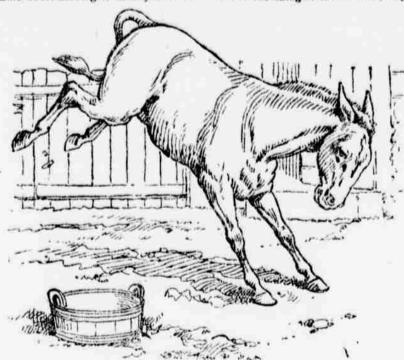
THE KICKER.

A Theory of His Rise and Progress.

The word "kicker" is no more slang, but an honorable term admitted by the lexicographer to the round table of English speech. This acceptance of the word proves that there was a real need for it; that a certain class of people had no word in the English language to fitly designate them. As a class these kickers must be as modern as the word which describes them. They are in ef-fect a new product of our latest diviliza-tion. The word which describes the kicker is picturesque. It suggests the mule whose kicking is usually done out of dyspepsia and other diseases of the stomach and organs of digestion and nutrition by the use of Dr. Pierce's Golden Medical Discovery. It always helps. It almost always cures.

O. S. Copenhaver, Esq., of Mount Union, Huntingdon Co., Pa. (Box 222), writes: "About twelfor a pain in the pit

suddenly taken with a pain in the pit of the stomach which was so violent I of the stomach which was so violent I could not walk straight. It would grow more severe until it caused waterbrash and vomiting of a simy, yellow water I consulted a physician and he told me I had a form of dyspepsia and treated me for about six months with but little benefit. I still kept getting so weak I could scarcely walk. I then tried an other physician and he told me my lives was out of order and that I had indiges tion. He wave me a treatment and I tion. He gave me a treatment and I got some better, but only for a short time. I then tried another one who said I had chronic indigestion, ulceration of the lining of the stomach, torpid



of pure wantonness; which kicks in season and out of season, at everything or at nothing as the case may be. The term kicker scarcely needs definition. We know exactly what it means, as

Any one who cares to trace the rise of he kicker will find that he keeps pace with the prevalent American disease, dyspepsia. All kickers may not be yspeptics, but all dyspeptics are surely tickers. They are everlasting fault-inders. Nothing goes right for them in the family or in business. There is always a dead fly in their ointment. It is a miserable condition for the dyspep-tic and his friends. He really can't help himself. His nerves are strained to the limit of endurance. His ears are like megaphones magnifying every little sound to the shock of thunder. His eyes lose sense of perspective and he sees mole-hills as mountains. He is suspicious, jealous, unreasonable and obstinate; and all these things are only symptoms of the disease which is starying and weakening the entire nervous system and reaching out toward heart, liver, lungs, kidneys and other organs.

WHAT CAN BE DONE FOR HIM? What can be done for the victim of

dyspepsia?
He can be cured. He can be given a new start in life. He can be made the amiable, companionable man he was of old. He can once more cat with appetite and enjoyment, work with energy, and sleep the night through in sound, dreamless slumber.

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liver and kidney affection. He treated me for more than a year and I felt much better but it did not last. I then took to using several widely advertised patent medicines, but received no more than temporary relief while using. Ithen tried Dr. Pierce's medicines, using his 'Golden Medical Discovery,' 'Fa vorite Prescription' and the 'Pleasant Pellets' and in two months' time I was celling better than I had for years before, I can truthfully say Dr. Pierce's medicines did me more good than any

had ever taken."
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