

### JUDGE WILL CONSIDER IT

#### CARTER EJECTMENT SUIT TAKEN FROM THE JURY.

**Facts Not Being in Dispute Judge Kelly Will Pass Upon the Law Bearing Upon Them—Law Suit That Is the Outgrowth of Road Building in Benton—Verdict for Tripp & Co.—Thomas H. Groves Sues Louis Freedman—Sheriff's Deeds Acknowledged.**

The case of P. P. Carter and others against the Ridge Turnpike company was disposed of by Judge John P. Kelly instead of a jury. On cross-examination of the plaintiff's witnesses yesterday morning it was shown that the road was built through the lands of Pulaski Carter in 1872 and that the turnpike company has been in possession ever since. The plaintiff contends that the land was never paid for by the company.

Upon this showing of possession the defendant offered no evidence, but asked for binding instructions, on the ground that continued and uninterrupted possession for over twenty-one years implied a grant from the owner. This contention was denied by the plaintiff, who said the burden was on the defendant to show that it had paid for the land in some way. The ordinary provision of the laws with reference to prescriptive rights does not apply to a company which has the right to take land under eminent domain.

None of the facts in the case being in dispute, Judge Kelly suggested that the jury be relieved from its consideration and allow the court to pass upon the law bearing upon the undisputed facts. This was agreed to and Hon. E. N. Willard argued the case for the defendant and Attorney S. B. Price for the plaintiff. Judge Kelly will give his opinion in the case later.

The case of J. E. Westgate against J. K. Weidman was next called for trial before Judge Kelly. Westgate claims the sum of \$63 for labor and material furnished to Weidman while the latter was constructing a road in Benton township. Weidman states that he was a partner of Westgate and denies that he owes anything to him. The case was on trial when court adjourned. All of the testimony has been heard and the arguments will be made to the jury today.

Before Judge Edwards yesterday morning the case of Tripp & Company against M. H. Weidman was given to the jury and a verdict for \$27.75 returned in favor of the plaintiff.

The case of Mary Monroe against Finn & Phillips was then put on trial. It is a dispute over the sum of \$100, a deposit made by the plaintiff on a piano which she leased from the defendants. The plaintiff asks to recover this \$100 and the defendants allege that she is not entitled to it and refuse to pay it over. The case went to the jury just before adjourning hour.

**Groves Sues for Damages.**  
Thomas H. Groves, president of the New York department store, yesterday sued Louis Freedman for \$5,000 damages for slander and malicious prosecution.

On Dec. 17, Freedman had Groves arrested on a charge of stealing a coat. The case was dismissed by Attorney Miller as having no merit. It is alleged by Groves that Freedman told many people that he stole the coat and that he did this for the purpose of injuring his reputation and standing as a man in the community, and destroying his credit in a business way.

A capias was issued for Freedman, and his bail was fixed at \$1,000.

#### Sheriff's Deeds Acknowledged.

Sheriff Schadt yesterday in open court acknowledged deed to the following for properties recently sold by him:

- To John Armstrong et al., land in Fell township, sold as property of Joseph Bostick, for \$41.15.
- To P. J. Ryan, lot in Scranton, sold as property of Thomas McGowan, for \$14.42.
- To Girard Life and Surety company, lot in Scranton, sold as property of Adam Biel, for \$20.
- To John Demery, lot in Scranton, sold as property of Charles J. Weidner, for \$25.24.
- To Patrick F. and Catherine E. Gibbons, lot in Scranton, sold as property of William J. Reed, for \$600.00.
- To Herman Odians, trustee, lot in Scranton, sold as property of J. H. Fisher, for \$18.
- To William F. Hallstead, lot in South Abington, sold as property of Horatio N. Patrick, for \$24.25.
- To Harriet M. Rice, lot in South Abington, sold as property of W. L. Reichard, for \$25.50.
- To George P. Rollins, lot in Spring Brook, sold as property of W. K. and M. L. Bolner, for \$25.50.
- To the Safety Investment and Loan company, lot in Carbondale, sold as property of Anna Roby, administratrix, for \$31.85.
- To International Building and Loan association, lot in Lawrenceville, sold as property of Benjamin and Ellen Richardson, for \$32.05.

#### Yesterday's Marriage Licenses.

Joseph Milnes and Mary P. Williams—Wilkes-Barre  
Ludina Compi and West Pittston  
Ludina Southell and Yatesville

#### COURT HOUSE NEWS NOTES.

In the estate of George McKnight, deceased, the report of Auditor Charles E. Daniels has just been confirmed.

In the estate of Anna Loftus, late of 600-plant, letters of administration were yesterday

#### THERE ARE MANY ROADS.

**The Finger Posts Marking the Many By-paths of Present Day Troubles Seem to Point the Same Way. Lack of Nerve Force.**

Day by day the columns of this paper bring new evidence from Scranton people of the great work being done by Dr. A. W. Chase's Nerve Pills. Why they accomplish so much is easily explained—they are prepared with an eye single to restoring nerve force. They accomplish this object, which no other medicine in the world has ever been able to do; that's why hundreds of Scranton people offer their testimony.

Mr. Samuel Rogers, of No. 128 Hyde Park avenue, Scranton, Pa., says: "I was in a run-down condition, headaches, nervous and sleeping badly and the appetite poor. I was told of Dr. A. W. Chase's Nerve Pills and got a box. As a result I sleep and eat well again. I am very much pleased with them and glad to recommend them to others. This I can do conscientiously." Dr. A. W. Chase's Nerve Pills are sold at 50c a box at dealers or Dr. A. W. Chase Medicine Co., Buffalo, N. Y. See that portrait and signature of Dr. A. W. Chase, M. D., are on every package.

granted to Jennie Loftus. In the estate of Margaret Keegan, of this city, letters of administration were granted to Bridget Keegan. In the divorce case of Mrs. L. Belle Selvin against Harry G. D. Selvin, a rule was yesterday granted to show cause why a divorce should not be granted. It is returnable to argument court. There will be a hearing in the case on March 29 before Judge Edwards in Chambers.

#### WILL ENTERTAIN TONIGHT.

**Programme to Be Rendered by Students of School of Lackawanna.**

The students of the School of the Lackawanna will entertain their parents and friends with music and recitations tonight in the auditorium of the old school house at 7.15. The following is the programme:

- PART I.**  
Piano Solo ..... Miss Florence Rime  
Declaration, "Washington's Birthday," ..... Joseph Willis  
Declaration, "Caesar Crossing the Rubicon," ..... MacNain A. Phillips  
Piano Solo ..... Miss Minnie Zambler  
Reading, "What the Little Girl Said," ..... Miss Grace Costello  
Recitation, "Eminigan to Flannigan," ..... J. Taylor Foster  
Instrumental Trio ..... Lawrence and Carolyn Council and Gilbert Edgar
- PART II.**  
Recitation, "The One Hour Show," ..... Harry A. Logan  
Mandolin Solo ..... Warren T. Asher  
Accompanied by Miss Acter  
Recitation, "Boys' Rights," ..... J. Curtis Platt  
Recitation, "A Naughty Girl," ..... Miss Jennie G. O'Neil  
Violin Solo ..... Miss Lida Houser  
Accompanied by Miss Edith Houser  
Recitation, "The Elf Child," ..... Miss Helen S. Powell  
Piano Solo ..... Miss Helen S. Powell  
Mr. Will Dinmick and Miss Jessie Dinmick.

#### INDUSTRIAL JOTTINGS.

**Reports That Mines Hereabouts Are on a Ten-Hour Schedule Are Untrue.**

The reports that the Delaware, Lackawanna and Hudson coal department, Hudson and other companies have ordered their collieries to work on a ten-hour-a-day schedule is denied both by Superintendent Loomis and Superintendent Rose. There is no word of increased working time, they say. The mines are being worked to their capacity on a nine-hour schedule.

There is an increased local demand for coal owing to the strike agitation. It is a noticeable fact that many of the larger firms are storing away many extra tons of coal, that they may not be caught short in the event of trouble.

The Delaware, Lackawanna and Western company has refused to supply much local coal trade, owing to the demand for coal for shipment. The company receives a good freight rate and a better price per ton abroad than at home, consequently they prefer to ship their product as rapidly as cars can be obtained.

There is little coal stored away at the storage plants or coal pockets of the companies, with the exception of washery coal, which has been lying untouched since operations were resumed at the different collieries.

#### May Not Rebuild.

The Babylon breaker of the Temple Iron company, at Duryea, was destroyed by fire some six weeks ago and as yet there is no indication of the work of reconstruction. Rumor has it that a new breaker may not be erected. Some time since the William A. mine, owned by William Connell, came into possession of the Morgan syndicate, practically the same organization as the Temple Iron company. The properties of both are adjacent and the workings of both are in close proximity. The mining in the Babylon is regarded as more costly because of the fact that it has a higher elevation and a more circuitous route to get to the bed of the veins, several planes being necessary to bring the coal to the surface.

The William A. mine, although only a short distance from the Babylon, is considerably lower in elevation and is practically at the lowest of the coal seams, and may, therefore, be worked at less cost and with greater convenience. These conditions prevailing, and the companies being under the same management, it is reported that hereafter the Babylon tract will be worked through the Connell mine. This will serve to cheapen production. It can be readily seen that this consideration will save quite a sum in the annual cost of production of these mines.—Wilkes-Barre Record.

#### Today's D., L. & W. Board.

The make-up of today's D., L. and W. board is as follows:

- THURSDAY, MARCH 22.**  
Wild Cats, East—8 p. m., M. Finnerty; 10 p. m., T. Fitzpatrick; 11 p. m., T. J. Thompson.
- FRIDAY, MARCH 23.**  
Wild Cats, East—12:30 p. m., R. Carter; 2 p. m., E. Van Wazer; 3 p. m., E. Wall; 5 p. m., J. J. Murray; 7 p. m., George Thomas.
- Passenger Engines—** 7 a. m., Gaffney; 7 a. m., Slinger; 5:30 p. m., Stanton; 7 p. m., Magovern.
- Wild Cats, West—** 8 a. m., E. Mearns; 7 a. m., O'Connor, with J. Batters' men; 9 a. m., J. Gallagher; 11 a. m., Redburn; 1 p. m., E. Haggart; 3 p. m., J. H. McCann; 4 p. m., E. L. Rogers; 5 p. m., M. Coughlin; 6 p. m., W. A. Hoffmann.

#### NOTICE.

Bullockman Martin Healy will report at 10 a. m. on the 24th inst. at the office of the Superintendent of the Delaware and Hudson coal department, giving more floor space and connecting the apartments of the district passenger agent with the coal department.

In uniforming their men the Central Railroad of New Jersey has ordered that service bars for each five years of service with the company may be worn on the left sleeve of coat in proper manner by conductors and station agents.

Superintendent E. E. Loomis and District Superintendents Evans, Phillips, Williams and Barnard, of the Delaware, Lackawanna and Western coal department, held their weekly conference meeting yesterday afternoon and talked over matters of interest to the coal department.

H. D. Taylor is the new superintendent of motive power on the Lehigh Valley railroad, to succeed Samuel Higgins. He is at present connected with the Calumet & Hecla Mining company, but he was formerly for years connected with the Lehigh Valley as mechanical engineer and as master mechanic of the Wilkes-Barre shops.



**Dr. Hand's Phosphated Condensed Milk**

It indicates the purest milk from field-fed cows—condensed in scrupulously clean buildings, by a process that preserves all the food qualities—to which has been added phosphates and hypophosphites, the same food properties found in wheat—the greatest body builders. It makes strong teeth and bones, firm flesh, steady nerves, quick brain and rich blood for infants and growing children. It is a wonderful restorative for aged or invalid persons. It is better for the table than fresh milk—rich as cream.

THE DR. HAND CONDENSED MILK CO., Scranton, Pa.

**WILLIAMS & McANULTY**

Announce, owing to the destruction by fire of their building at 129 Wyoming Avenue, that they are now located at

**126 Washington Avenue**

Price Building.

**WILLIAMS & McANULTY**

**MELDRUM, SCOTT & CO.**

Will Open Their New Dry Goods Store at

**126 Wyoming Ave**

On Saturday, March the 23d.

**MOOSIC POWDER CO. E. Robinson's Sons**

Rooms 1 and 2, Com'ith B'ld'g. SCRANTON, PA.

Lager Beer Brewery

Manufacturers of OLD STOCK PILSNER

485 to 455 N. Ninth Street, SCRANTON, PA. Telephone Call, 2333.

**DUPONT'S POWDER.**

Mining, Blasting, Sporting, Smokeless and the Repauno Chemical Co.'s EXPLOSIVES

**High Explosives.**

Safety Fuse, Caps and Exploders. Room 401 Central Building, Scranton.

AGENCIES:  
THOS. FORD ..... Pittston  
JOHN R. SMITH & SON ..... Plymouth  
E. L. MULLIGAN ..... Wilkes-Barre

**Connolly and Wallace**

SCRANTON'S SHOPPING CENTER.

**Tailor-Made Suits**

We have Suits priced as low as \$9.00, and as high as \$75.00. The \$9 style is fully worthy of the company it keeps. It is plain, but good. We aim to be universal in our helpfulness, and universal is not to be defined between dollar marks. Suits for little money and Suits for much money, and Suits all the way between, and a good value and an exclusive style in every one of them.

The middle prices are the most popular, of course. These are types of the fastest sellers:

- At \$15 Of Venetian cloth; jacket, Eton style; skirt, flounce style. Stitched with satin bands to match cloth. Well tailored.
- At \$20 Of Broadcloth. Jacket with vest effect. Flounce or flare skirt.
- At \$25 Of Broadcloth. Eton jacket with postilion back, finished with Persian trimming. Bishop sleeve, flounce skirt.
- At \$30 Of Cheviot Serge. Double-breasted Eton jacket, flounce skirt; silk lined throughout. Very finely tailored.
- At \$32.50 Of Cheviot Serge. Blouse jacket with bishop sleeve. Skirt, flounce style with corded flounce. Silk lined throughout.

**CONNOLLY & WALLACE, 127 AND 129 WASHINGTON AVENUE**

**LION COFFEE**

A LUXURY WITHIN THE REACH OF ALL!

MAKE no mistake! See that my head is on every package of LION COFFEE you buy. It guarantees its purity. No coffee is LION COFFEE unless it is in a 1 pound sealed packet with the head of a lion on the front. Then you get pure coffee—the highest grade for the money.

Why has LION COFFEE now become the leader of all package coffees? And why is it used in millions of homes? Because it does not sail under false colors. It is an absolutely clean, pure coffee. No glazing, no coating with egg mixtures or chemicals in order to hide imperfections.

Just try a package of LION COFFEE and you will understand the reason of its popularity.

In every package of LION COFFEE you will find a fully illustrated and descriptive list. No housekeeper, in fact, no woman, man, boy or girl will fail to find in the list some article which will contribute to their happiness, comfort and convenience, and which they may have by simply cutting out a certain number of Lion Heads from the wrappers of our one pound sealed packages (which is the only form in which this excellent coffee is sold).

Woolson Spice Co., Toledo, Ohio.

**Myer Davidow, 307 Lackawanna Avenue.**

Special Bargains Friday and Saturday.

**Big Sale of Shoes and Rubbers** At less than cost of making for men, women and children. All styles and sizes . . . . .

**LOOK AT THE BIG BARGAINS:**

**Men's Shoes.**

Ladies' Best quality rubbers, square toe only 15c, round toe, 20c.  
Child's Rubber Boots at 75c.  
Men's Ankle only 10c.  
Youth's Rubber Boots at 9c.  
Men's Rubber Boots at \$2 and \$2.50.  
100 pairs Ladies' 10-inch box calf russet and black \$2.50 and \$3.50 Spring Shoes at \$1.50.  
100 pairs Ladies' Fine Kid Kid, kid lined and handstitched shoes, worth \$3 at \$1.50.  
100 pairs Ladies' Patent Leather Lace and 100c. 100c. \$2.50 shoes at \$1.50.

100 pairs Ladies' Kid Kid Button and Lace Flexible Sole, Thomas Plant make, worth \$2 pair, at \$1.49. All sizes, widths B, C, D and E.  
100 pairs Ladies' Dongola Button and Lace Goodyear welt \$2 shoes at \$1.49.  
100 pairs Ladies' Dongola Button and Lace \$1.50 shoes at 95c.  
A few pairs Ladies' \$1.50 Spring Shoes at 25c.  
500 pairs Ladies' \$1.50 Button Shoes at 10c. All sizes.  
Ladies' \$3 Slipper at 50c and 75c.  
Ladies' Blue satin \$2 Slipper at 50c.

75 pairs Men's Button and Black Enamel \$2 shoes at \$1.25.  
100 pairs Men's Box Calf and Russet, leather lined, rubber heel, \$2 shoes, at \$1.25.  
48 pairs Men's Enamel \$1.50 shoes, at \$2.48.  
68 pairs Men's Box Calf, Viciour Calf and Kid \$2.50 shoes at \$2.15.  
100 pairs Men's Dress Shoes, worth \$1.50, at 95c.  
Men's Working shoes, \$2.25 and \$1.50.  
Men's Miting shoes, only 95c.  
Boys' shoes at 95c.  
Wives and Children's shoes, all prices.

We invite you to call and see with your own eyes the best shoes for the least money. Every shoe guaranteed, and every item as advertised, and you will surely save money by it.

**MYER DAVIDOW, The Cheapest Shoe Store, 307 Lackawanna Avenue**



DR. BENJEN, 211 Spruce street, Scranton, Pa. All Acute and Chronic Diseases of Men, Women and Children. Consultation and examination free. Office hours daily and Sunday 9 a. m. to 9 p. m.

**TRIBUNE WANT ADS. BRING QUICK RETURNS**