

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.

On 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 contested 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 \$2,750 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 Assistant Mayor 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 to the following for properties recently sold by him:

- To John Armstrong et al., land in Pell township, sold as property of Joseph Bostick, for \$41.15.
To P. J. Ryan, lot in Scranton, sold as property of Thomas McGowan, for \$141.42.
To Grand Life and Surety company, lot in Scranton, sold as property of Adam Biel, for \$20.
To John Lemay, lot in Scranton, sold as property of Charles J. Weidner, for \$237.24.
To Patrick P. and Catherine E. Gibbons, lot in Scranton, sold as the property of William J. Rosen, for \$900.00.
To Helena Odians, trustee, lot in Scranton, sold as property of J. H. Fisher, for \$48.
To William F. Hallstead, lot in South Abington, sold as property of Hiram S. Patrick, for \$24.25.
To Harriet M. Rice, lot in South Abington, sold as property of W. L. Reichen, for \$215.20.
To George P. Rollins, lot in Spring Brook, sold as property of W. S. and M. L. Rollins, for \$215.20.
To the Safety Investment and Loan company, lot in Caneblow, sold as property of Anna Ruby, administratrix, for \$318.85.
To International Building and Loan association, lot in Lawrenceville, sold as property of Benjamin and Ellen Richardson, for \$22.03.

Yesterday's Marriage Licenses. Joseph Milson, 44 West 13th, and Joseph Mary Nardella, 136 West 13th, were married by the Rev. J. J. O'Rourke at 10 West 13th. Lydia Southell, 141 West 13th, and James Southell, 141 West 13th, were married by the Rev. J. J. O'Rourke at 10 West 13th.

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 Copland, letters of administration were yesterday granted to Jennie Loftus.

In the estate of Bridget Keegan, of this city, letters of administration were granted to Bridget Keegan.

In the divorce case of Mrs. E. Belle Stuyvesant against Harry G. D. Stuyvesant, a rule was yesterday granted to show cause why a divorce should not be granted.

It is returned to argument court, Tuesday, that the hearing in the case on March 29 before Judge Edwards in Chambers.

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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 Rine.
Declamation, "Washington's Birthday," Joseph Willis.
Declamation, "Caesar Crossing the Rubicon," MacNain A. Phillips.
Piano Solo, Miss Minnie Zamber.
Reading, "What the Little Girl Said," Miss Grace Costello.
Recitation, "Dinnigan 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 Naughtily Girl," Miss Jennie G. O'Connell.
Violin Solo, Miss Lida Houser.
Accompanied by Miss Edith Houser.
Recitation, "The Elf Child," Miss Helen S. Powell.
Piano Solo, Mr. Will Dimmick and Miss Jessie Dimmick.

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 report 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 Durycroft, 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; 3 p. m., E. Van Wiering; 5 p. m., E. Wall; 8 p. m., J. J. Murray; 10 p. m., G. Thomas.
Passenger Engines—2 a. m., Gaffney; 2 p. m., Singer; 5:30 p. m., Stanton; 7 p. m., Magovern.
Wild Cats, West—8 a. m., E. Mearns; 7 p. m., O'Connor, with J. Bunker's men; 9 a. m., J. Gallagher; 11 a. m., Redburn; 1 p. m., E. Haggart; 3 p. m., J. H. MacLean; 5 p. m., J. L. Rogers; 7 p. m., M. Ganong; 9 p. m., W. A. Hoffmann.
NOTICE.
Bullockman Martha Healy will report at 11 a. m. to the Engineer.
Bullockman Philip Quinn reports for duty with A. Gerrity.
Bullockman John Gallagher reports for duty with A. P. Mollen.
Bullockman Saville reports for duty with G. W. Fitzgerald.

This and That.

Repairs have been made in the offices of Superintendent Rose, 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.

Advertisement for Dr. Hand's Condensed Milk with Phosphates and Hypophosphites Added. Includes an image of the product and a portrait of Dr. Hand.

Advertisement for Williams & McAnulty at 126 Washington Avenue, Price Building. They announce the destruction of their building at 129 Wyoming Avenue and their new location.

Advertisement for Meldrum, Scott & Co. Will Open Their New Dry Goods Store at 126 Wyoming Ave. On Saturday, March the 23d.

Advertisement for Moosic Powder Co. and E. Robinson's Sons Lager Beer Brewery. Includes a portrait of a man and lists various products and services.

Advertisement for Connolly and Wallace, SCRANTON'S SHOPPING CENTER. Tailor-Made Suits.

Advertisement for Tailor-Made Suits by Connolly and Wallace. Lists various suit styles and prices, such as Venetian cloth, Broadcloth, Cheviot Serge.

Advertisement for Lion Coffee. A LUXURY WITHIN THE REACH OF ALL! Includes an image of a lion with a coffee cup and text describing the coffee's quality.

Advertisement for Myer Davidow, 307 Lackawanna Avenue. Special Bargains Friday and Saturday. Big Sale of Shoes and Rubbers. Includes a list of various shoe types and prices.

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, headache, 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.



TRIBUNE WANT ADS. BRING QUICK RETURNS

Advertisement for Dupont's Powder, Mining, Blasting, Sporting, Smokeless and the Repauno Chemical Co's Explosives.

AGENCIES: PITTSBURGH JOHN R. SMITH & SON; PLYMOUTH E. J. MULLIGAN