



SYRUP OF FIGS. NEVER IMITATED IN QUALITY. An Excellent Combination. The pleasant method and beneficial effects of this famous remedy...

CALIFORNIA FIG SYRUP CO. SAN FRANCISCO, CAL. LOUISVILLE, KY. NEW YORK, N. Y.

Ice Cream. BEST IN TOWN. 25c Per Quart. LACKAWANNA DAIRY CO. Telephone Orders Promptly Delivered.

OXFORD COLLIERY COAL. At Retail. People's Coal Co. Telephone No. 962. Office, Tenth street.



CITY NOTES

RETURN THANKS.—All members of the Young Women's Christian association who have not returned the talents will please return them at once.

SCHEMANN-HENK CONCERT.—The program for the sale of reserved seats for the Schumann-Henk concert given at the Lyceum tomorrow morning...

SELLING LIQUOR TO MINORS.—Patrolman Potter last night served warrants on John D. Kelly, of 202 Coppage avenue...

THE SCRANTON CHURCH.—The annual convention of the Catholic Total Abstinence union of the diocese of Scranton...

A special meeting of the Welsh Women's union will be held at 7 o'clock at the residence of Mrs. M. Trenchard...

There will be a special meeting of the board of managers of the Home for the Friendless Friday morning at 10 o'clock at the Young Women's Christian association rooms...

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GREATEST WORK IN WORLD. Subject of Address of the Rev. James Hughes. The Rev. James Hughes delivered an address last night on what he called the greatest work in the world...

GREEN RIDGE WOODMEN.

They Celebrated the First Anniversary of Their Camp Last Night with a Stag Entertainment. The members of Green Ridge camp, No. 888, Modern Woodmen of America...

Green Ridge camp was organized on May 14, 1900, with a charter membership of forty. In the one year which has elapsed since that time...

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SIGNED IT WHEN DRUNK. PROBABLE EXCUSE FOR WANTING TO VOID AN AGREEMENT.

Interesting Trespass Suit Growing Out of the Digging of Water Tunnel on East Mountain—John F. Fowler the Plaintiff and Meadow Brook Water Company the Defendant—Hon. John T. Williams and W. W. Seranton Testify for the Defense—Other Court Matters.

Under the law a contract can be voided by a party if he can show that at the time he entered into it he was drunk. From questions propounded to witnesses in a case before Judge Carpenter yesterday...

It is the suit of John F. Fowler against the Meadow Brook Water company, one of the concerns allied with the Seranton interests and Water company, and which has for its president the distinguished president of the latter big corporation, W. W. Seranton.

The machinery and tools used in the construction of the tunnel under the East mountain from the Burnt Bridge reservoir to a point near the Boulevard are the subjects of dispute.

Mr. Fowler and Hon. John T. Williams, on June 1, 1900, contracted to dig the tunnel. They were to receive \$20 per lineal yard, receive a work stoppage of \$50 for every day that the work stood completed before the contract time...

December 1, or seven months after they undertook the job, they ceased work on the contract, with the tunnel only one-third completed and more than one-half of the contract money unpaid. The company seized the tools and proceeded to prosecute the work with its own men, while looking about for other contractors to step in and take the place of Fowler & Williams.

After two months of litigation the company succeeded in inducing Scott & Quinn, who worked on the famous Jeddah tunnel, to accept the job at \$27.5 a yard more than was originally allowed Fowler & Williams, and with the further advantage of the use of the machinery and tools that Fowler & Williams had been using.

COST WAS INCREASED. Scott & Quinn completed the job satisfactorily, but instead of costing \$27,000, as was expected, the company expended \$110,000 on the tunnel.

Mr. Fowler claims he personally owned \$3,000 worth of the tools and machinery and his suit is to recover this amount. On the stand yesterday he said that Mr. Seranton told him in December, 1898, that he need not go on with the work and that his machinery and tools were forfeited to the company.

This, of course, was the plaintiff's mere statement of claim. The real case of the plaintiff will come on rebuttal. It will be in the shape of evidence to meet that which is now being adduced by the defense. This latter evidence is in the effect that Fowler & Williams pleaded with the company to be released from their contract, and finally, after several refusals, the company agreed to abrogate the contract, providing Fowler & Williams were to return the tools, machinery and supplies then in the ground, that the company might proceed of itself to complete the work.

A written contract, in which Fowler & Williams agreed to this, is the backbone of the plaintiff's case. Judge Williams, in the question of the contract, said that Mr. Fowler did not sign this agreement, or if he did, it was done at a time when he was intoxicated and when he did not know what he was doing.

Mr. Williams, who took the agreement to Fowler's house to secure the signature, was questioned at length by the plaintiff's side as to whether or not Mr. Fowler was suffering from alcoholism at the time the agreement is purported to have been signed by him, but Mr. Williams would not say this was so. It might be so, however, Mr. Williams said, but he noticed no evidence of it.

DEPOSITIONS READ. Depositions of Representative Edward James, Jr., were read, in which he testifies to having witnessed the signing of the contract, and that he had no recollection of the agreement.

President Seranton was on the stand for about an hour and told in detail of the dealings with Fowler & Williams. The company had their bond, but retaining them doing so, he said, consenting, after Mr. Williams had made numerous pleas, to allow them to throw up the job. The tools which the contractors turned over to the company in consideration of the abrogation of the contract were not worth more than a thousand dollars, Mr. Seranton claimed. At first cost they were worth more than \$2,000 and by the time they came into the hands of the company they were in such bad repair that they would not bring fifty per cent. of their original value.

Robert Reeves, the company's superintendent, was also called to testify. He told that the work was not pursued as it should have been, and that Mr. Fowler, who had immediate supervision of the work, was frequently away from the work itself. It was found, among other things, that one of the three mules had strayed away, and another two were grazed in the woods, having care no feed or care for a long time. Mr. Reeves corroborated Mr. Seranton as to the value of the tools and machinery owned by Mr. Fowler.

The case will be continued today. A. A. Vosburg, of Vosburg & Dawson, represents the plaintiff. The defendants' attorneys are Major Everett Warren, ex-Judge H. A. Knapp and Hon. C. P. O'Jalley, of Willard, Warren & Knapp.

VERDICT FOR PLAINTIFF. A verdict of \$1,484.25 in favor of the plaintiff, was returned yesterday morning in the case of Fowler & Chapman against E. R. Griffiths and the Jackson Street Baptist church, guardian, and Arja Bowen, executor of the estate of Morgan Bowen, deceased.

The jury in the case of Mary McKinzie against Larkin Meyer, called yesterday morning, after having been out all night, and reported it could not agree. Judge Edwards, who presided in the case, was at home ill, and a tipoff was dispatched with the jury's message. He sent back word that they might be discharged, and Judge Carpenter accordingly relieved them from further consideration of the case.

Two New Trespass Suits. Alva M. Quick, a boy who was burned by an explosion of gas at the Mt. Pleasant colliery, Feb. 4, 1901, brought suit yesterday by his next friend, George E. Quick, his father, to secure \$100 damages from the Elk Hill Coal and Iron company. Attorney Thomas F. Wells represents the plaintiff.

Suit for \$1,000 damages was begun by William Shein against Max Ruttsch through attorneys M. E. McDonald and F. J. McAndrew. Shein rented a house on Keyser avenue from Ruttsch and had moved his furniture when Ruttsch came along, put him out and seized his belongings, so he claimed.

In the Divorce Court. An alias subpoena in divorce was yesterday directed in the case of Bertha D. Hamilton against Charles Hamilton. Publication was directed in the cases of Minnie Thomas against James Thomas and Walter Wright against Margaret Wright.

CONVENTION OF THE IVORITES. SECOND DAY'S SESSION YESTERDAY AT TAYLOR.

Reports of President Owens and Secretary Evans Were Heard During the Day—President's Statement Contained Adjudications of Various Matters Among the Local and the Secretary's Report Showed Interesting Statistics—Entertainment and Banquet Given Last Night to the Visitors.

The second day's session of the national convention of the American True Ivorites was held yesterday at Taylor, the delegates holding business meeting during the morning and afternoon, and being entertained with a banquet and entertainment during the night. The morning session was called to order at 9 o'clock in the Welsh Congregational church by President Humphrey Owens, of Fair Haven, Vt.

A number of additional delegates were expected to be in attendance, but disappointed the convention by failing to put in an appearance. The greater part of the morning was consumed in listening to the report of the president. His statement was lengthy and yet concise, and was heard with marked attention. It consisted principally of answers to questions referred to the chief executive for judgment by members of the local lodges during the year, and involving various knotty points.

The report was referred to the special committee, whose names were given in yesterday's Tribune's story of the proceedings of the convention. The committee will in turn report upon the president's statement today. The afternoon session was called about 3 o'clock. An important feature of the afternoon's doings was the report of Secretary Evans, of this city. It showed that the total amount in the association's treasury was \$54,075.55, in the period from 1873 to 1901, the order being a hundred and forty-five cents per member, and has paid out on sick benefits, \$201,883.74.

THE RELIEF FUND. Thus far, \$1,599.51 have been donated to widows and orphans of deceased members or to needy brothers. For burying dead members or their wives, \$61,006.95 have been expended, which makes a net total of \$275,981.29 in twenty-eight years. During the remainder of the afternoon a free discussion was held of matters pertaining to the order, either of an entirely new character or postponed from the last convention, which was held at Louisville, Vt.

It was half-decided here to hold a yearly convention, and this question was brought up yesterday for final action. It was voted down. This morning and afternoon the convention will be resumed and from all indications at least one more session will be necessary tomorrow. Among the matters upon which action is yet to be taken are the reports of the various committees, election of officers and choice of a place for the next convention.

Scranton, New Castle, Pa., and Rome, N. Y., are all making a strong bid for the convention, but it looks as though this city's fame as a seat for conventions will be too much for the other aspirants for the honor. President Owens will be a candidate for re-election to the presidency.

Last night the visiting delegates were entertained by the members of Temple of Love lodge, No. 7, with an entertainment at the Welsh church. An excellent program was rendered, which included a selection by Anthracite Glee club, chairman Owens; solo, Richard Watkins; recitation, Thomas J. James; selection, Mozart quartet; address, Rev. J. C. Evans; solo, M. B. Morgans; recitation, Miss Sallie Price; solo, Arthur Morgans; address, H. P. Davis; Scranton; solo, W. L. Jones; address, John J. Evans, grand secretary; solo, Mrs. Robert Lewellyn; selection, Mozart quartet; recitation, Miss Sallie Price; solo, J. E. Watkins; address, Rev. D. C. Edwards; solo, Miss Edith W. Watkins; selection, Anthracite Glee club.

ADDRESSES DELIVERED. The addresses made by Secretary Evans and President Owens were along the general line of Ivorite's purposes and works, and showed the advantages of the order. The Ivorites were organized in 1869 in Plymouth, the late Benjamin Hughes, of West Scranton, being the first of the order. Its first president and the man to whose efforts more than any one else can be attributed its success.

Following the entertainment a banquet was served by the wives of the members. Tonight the delegates will be entertained by Robert Morris lodge, of West Scranton.

THEY WILL DRINK BEER. Higher License and Reform Does Not Decrease Consumption. Sales of lager beer during the month of April, this year, by the Central Pennsylvania Brewing company, exceeded those for April, 1900, by 3,000 barrels, and the sales of the E. Robinson's Sons' brewery, which supplied a large portion of the saloons of the city, report an output for last month of 1,100 barrels more than in April a year ago.

In view of the lessening of the number of city saloons by the raising in the price of licenses, and the closing up of so many saloons during the past year in and about Scranton, the fact that there is any increase at all, and not a big decrease, in the amount of beer consumed, is quite remarkable.

When You Get a Headache don't waste a minute but go to your drugstore and get a box of Krause's Headache Capsules. They will prevent pain even though your skull were cracked. They are harmless, too, read the guarantee. Price 25c. Sold by all druggists.

Boiler Makers Notice. All members of Lodge 71 are hereby notified to be present at the regular meeting tonight, H. J. Schweg, Sec'y.

TRY Clock's Best Tobacco

Union Made. A Good Smoke or Chew. A Trial Solicited. Satisfaction Guaranteed.

MANUFACTURED BY The Clock Tobacco Co., 644-46-48 Wyoming Ave., Scranton, Pa.

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Chafing Dishes

Just the thing for warm weather. Always ready. Lobster a la Newberg, Welsh Rarebit, and other appetizing dishes, without heating the house. The prices are from..... \$4 to \$7

SETS Lamps Glassware Etc., Etc. China Hall. Geo. V. Millar & Co. 134 Wyoming Avenue. Walk in and Look Around.

Bicycles That Run Easy.

It is most important that a bicycle should be easy running. The bearings of the "Scranton" guarantee lightness of running and its strength makes it the most durable wheel for all classes of riders. Prices to suit the pocketbook.

BITTENBENDER & CO. 126-128 Franklin Ave.

Juvenile Base Ball Goods

We make a specialty of getting all the accessories used by grown-up men in the game of base ball, such as gloves, masks, etc., in small sizes for the little fellows. We now have a large stock of these juvenile goods.

J. D. WILLIAMS & BRO. 312-314 Lackawanna Avenue.

Security of Possession

Is the treasured dream of every prospective owner or prospective purchaser. Frequently, it is not until the sale or exchange of a holding is discovered that the cloud upon a title is discovered and contemplated plans are defeated.

Title Insurance fully protects against defect of search, expense of litigation—in short, it provides complete indemnification for any loss arising from the contested validity of your property rights.

Guard your interests with a policy of the Title Guaranty and Trust Company of Scranton, Penna. 516 Spruce Street.

J. A. Waters, President; H. A. Knapp, J. Pres. A. H. McClintock, J. H. S. Hill, Vice-president; Trust Officer.

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Scranton Gas & Water Co. 115 Wyoming Avenue. MAY 1, 1901.