**An Excellent Combination.**

The pleasant method and beneficial effects of the well known remedy, SYRUP OF FIGS, manufactured by the CALIFORNIA FIG SYRUP CO., illustrate the value of obtaining the liquid laxative principles of plants known to be medicinally laxative and presenting them in the form most refreshing to the taste and acceptable to the system. It is the one perfect strengthening laxative, cleansing the system effectually, dispelling colds, headaches and fevers gently yet promptly and enabling one to overcome habitual constipation permanently. Its perfect freedom from every objectionable quality and substance, and its acting on the kidneys, liver and bowels, without weakening or irritating them, make it the ideal laxative.

In the process of manufacturing figs are used, as they are pleasant to the taste, but the medicinal qualities of the remedy are obtained from senna and other aromatic plants, by a method known to the CALIFORNIA FIG SYRUP CO. only. In order to get its beneficial effects and to avoid imitations, please remember the full name of the Company printed on the front of every package.

**CALIFORNIA FIG SYRUP CO.**
SAN FRANCISCO, CAL.
LOUISVILLE, KY. NEW YORK, N. Y.
For sale by all Druggists.—Price 50c. per bottle.


# CITY NOTES

GAME TODAY.—The Scranton club and the Collegians will play at Athletic park this afternoon.

ENTRANCE EXAMINATION.—The examination for the entrance to the High school will be held on Aug. 27.

EXCURSION TODAY.—The William Connell Hose company and Lackawanna mills will run their annual excursion to Lake Lodore today.

KILLED IN THE MINES.—Andrew Damdefa, a miner in the Jessup shaft, was killed by a fall of roof yesterday. He is survived by his wife and several children.

B. OF R. T. MEETING.—Moses Taylor lodge, No. 93, Brotherhood of Railroad Trainmen, will hold a regular meeting at 2 o'clock tomorrow for the purpose of transacting business of importance.

FRESH AIR CHILDREN.—A large number of children from New York who have been spending their annual outings in Carbondale and Nicholson at the expense of the New York Tribune, returned to the metropolis yesterday.

EDITOR OF LABOR UNION.—P. G. Moran, formerly of this city, is the editor of the Labor Union, a well-edited weekly magazine devoted to the cause of labor, which has just made its appearance in Toledo, O. It is a sixteen page periodical and handsomely printed.

LAWN SOCIAL.—There will be a social and entertainment held on the Nay Aug Methodist Episcopal church lawn, Saturday evening, Aug. 17, 1901. The literary programme will be under the direction of Miss Phene Van Buren and will be as follows: Singing; prayer by pastor; duet; reading, Miss Nellie Dymond; recitation, Norvian Mickle; recitation, Margie Farrell; duet; exercise by five girls; reading, Miss Dymond; recitation, Miss Ethel Bidwell; duet; recitation, Miss Bertha Smith; reading, Miss Dymond; organ solo, Miss Eva Turner; recitation, Mabel Root; singing, George Hartman and Otto Stenter. Admission to entertainment free. Ice cream and lemonade will be served on the lawn.

**New Wash Goods.**

An immense stock of new Wash Goods in the most desirable styles and colors, at lower prices than is usually asked for old goods. Come and see, Saturday and Monday.

MEARS & HAGEN.

**35th National Encampment G. A. R., Cleveland, Ohio, September 10th to 14th Inclusive.**

For the above occasion ticket agents of the Lackawanna railroad will sell special round trip tickets to Cleveland and return at one way fare for the round trip, tickets to be on sale good going September 8th, 9th, 10th, 11th and 12th, and for return up to and including September 15th, except by depositing tickets with joint agent at Cleveland on or before noon of September 15, return limit will be extended to leave Cleveland not later than October 6th on payment of 50 cents extra. Stop off at Buffalo will be permitted on the return trip by depositing tickets with joint agent at that point and payment of one dollar, provided the same is used within the final return limit. Children between the ages of 5 and 12 one-half of the above rate. **

Come with the Wm. Connell Hose company and Lackawanna Woolen Mills, to Lake Lodore, Saturday, Aug. 17. Trains leaving Steel Works at 8.45, 8.55, 10 o'clock, 11.40 a. m., 1.15 and 2.20 p. m. Tickets can be procured on all trains. Music by Bauer's full band and orchestra. **

Liederkranz excursion to Lake Lodore, Monday, August 26. **


DEALERS IN

**Bonds and Investment Securities**

66 Broadway, N. Y.
Wilkes-Barre. Carbondale.
4-5-6 Commonwealth bld'g, Scranton, Pa.


## THIRTEENTH'S OFFICERS MET.

**Rules for the Government of the Armory Were Considered.**

The field, line and staff officers of the Thirteenth regiment held a meeting last night in the new armory and disposed of a large amount of routine business which had accumulated as the result of the recent encampment.

The rules and regulations for the government of the armory, which were drawn up some time ago by the board of trustees, were considered and several changes were approved. The rules now go back to the trustees for their approval. They will not be made public until finally acted upon.

## RIFLE MATCH TODAY.

**Teams Representing Ninth and Thirteenth Regiments to Compete.**

A rifle team, representing the Ninth regiment and captained by Captain Fremont Stokes, of Company M, former commander of Company F, Thirteenth regiment, will shoot a friendly match today on the Dickson City range with a team picked from the members of Company A, Thirteenth regiment.

The Company A team will be composed of Captains George Russ and Privates Brink, Waite and Pratt. Each contestant will be allowed seven shots at both the 200 yard and 500 yard ranges, respectively. First Lieutenant Carter, regimental inspector of rifle practice, will act as scorer.

## LAFFEY CUT HIS THROAT.

**Old Forge Young Man Made an Unsuccessful Attempt to Kill Himself with a Bread-Knife.**

Thomas Laffey, aged 28 years, of Old Forge, made an unsuccessful attempt to commit suicide yesterday morning by cutting his throat at the home of his cousin, John Kearney, of Minooka.

Laffey was employed at the Pyne mine and after returning from work on Thursday afternoon went over to Minooka to visit his cousin. He complained upon reaching the latter's house that he was feeling unwell and seemed to be very moody and despondent. He spent the night at the home of a friend and apparently the idea of suicide was then in his mind, for he inquired for a razor, which he was, fortunately, unable to obtain.

He returned to his cousin's home yesterday morning and shortly after 9 o'clock he was seen to suddenly get up from his chair and rush into the pantry. He was followed and was discovered in the act of cutting at his throat with a bread knife. He had cut two gashes and was about to cut a third when the knife was taken away from him.

Medical aid was summoned and he was later removed to the Lackawanna hospital, where it was said last night that he would in all probability recover, the wounds made being not very deep. He refuses to say why he attempted to take his life nor is any reason known.

## SCRANTON BUSINESS COLLEGE.

Walter Lowe is sent to a position with the Dickson Locomotive works.

H. R. Moyer has secured a situation with the Gas Consumers' association.

Emma Eschenbach is bookkeeper at the Conservatory of Music.

George DeWilde has an excellent position with the Merchant Iron company, Philadelphia.

John Clifford has been sent to a good place with the Traction company.

Elizabeth Owens is keeping books for Wardell & Barrett.

Ralph Roberts is with the Manhattan Reporting company, at New York.

Harold Kloss has secured a good position in one of the D., L. and W. offices.

Clarence Beemer resigned his position with the Bolt and Nut works to accept another with the Webster Coal and Coke company, at Philadelphia.

David Solomon is keeping books for Marberger.

Have now on file request for experienced bookkeeper to fill a good position in Philadelphia.

Buck & Whitmore.

**The Knights Templar, Louisville, Ky.**

On account of the triennial conclave August 27 to 31 inclusive, ticket agents of the "Lackawanna railroad" will sell round trip tickets to Louisville, Ky., at rate of one fare for the round trip. Tickets will be on sale good going August 22 to 25 inclusive, and good for return until September 2 inclusive, except by depositing tickets with joint agent at Louisville on or before September 2 return limit will be extended to leave Louisville not later than September 16 on payment of 50 cents. Stop off at Buffalo to visit the Pan-American will be permitted on the return trip upon payment of one dollar extra and depositing ticket with joint agent, providing passenger reaches destination within the final return limit. The Grand commandery of Knights Templar of New Jersey have arranged for a special train to leave Hoboken at 10 a. m. August 25, reaching Scranton at 1.30 p. m., and a cordial invitation has been offered to all local Sir Knights and their friends to join them at Scranton. **

**High School Examinations.**

Examinations for entrance to all classes in the High school will be held in the High school building, Tuesday, Aug. 27. Candidates will present themselves at the principal's office at 8.30 a. m. W. C. Joslin, Principal. **

**Our Senator Shoe.**

for gentlemen is a nobby style, made on an easy fitting last; $3.00 a pair at Mahon's Shoe store, 328 Lacka. ave. **

**The Misses Merrill's Private School,** 612 Jefferson avenue, for primary and intermediate pupils, will reopen Monday, Sept. 9, 1901. **

Liederkranz excursion to Lake Lodore, Monday, August 26. **

## FOR THE SUMMER HOME.

The report of St. Luke's Summer Home for donations received during the week is as follows:

| | |
|---|---|
| From Anne E. Woolworth | $ 5 00 |
| From E. H. Ripple (third donation) | 5 00 |
| Total | $ 10 00 |
| Heretofore acknowledged | 651 70 |
| Total to date | $661 70 |

The friends named we heartily thank for their kindness, and the treasurer hopes that he will have the pleasure of renewing his acknowledgements to those friends who have aided the work in past seasons, but who have been missed, in their good will, this year. The number of deserving women and children in waiting for the rest is large, and it is desired to accommodate as many as possible by continuing the work as late as practicable in September. Checks may be sent to Samuel Hines, treasurer.

# SUPT. TAYLOR'S ANNUAL REPORT

**INTERESTING RESUME OF COUNTY SCHOOL WORK.**

**He Deprecates the Defeat of the James Bill Providing That Directors of Rural Schools Should Be Paid Their Expenses While Attending Annual Institutes—Seventy-two Per Cent. of the Teachers in the County Schools Are Holders of Higher Class Certificates.**

The annual report of County Superintendent of Schools J. C. Taylor was forwarded, yesterday, to the department of education, Harrisburg. It is an interesting document and well worthy of perusal. Appended is the report in full:

Scranton, Pa., Aug. 15, 1901.

Dr. N. C. Schaeffer, Superintendent of Public Instruction, Harrisburg, Pa.

Dear Sir: I have the honor to submit the following report of the condition of the schools of Lackawanna county for the year ending June 1, 1901. The work in the schools of this county during the last year has been, in many respects, the most satisfactory since the writer began his work as superintendent. Our teachers are better prepared for their work, salaries are slowly rising, attendance was more regular, methods of teaching are improving and in a large majority of the schools good order prevailed.

Nearly all of our teachers are reading educational journals and a majority attend and participate in the local institutes. Progress in the advanced classes in country schools is still hindered by patrons who keep old pupils out of school to work during the first two months of the term.

In mining districts the night school reports show that a large number of boys under the age of thirteen years are working in the coal breakers. The boys are getting only two or three months instruction in night schools each year. In most cases the instruction in night schools is confined to reading, writing, spelling and the elements of arithmetic. A great injustice is being done to these working boys and they are being cheated out of their birthright, for every American boy is entitled to a good common school education.

QUALIFICATIONS OF TEACHERS.

The grade of qualifications for teachers is rising. Those who take the examination for the provisional certificate are required to study some good book on methods or school management each year. During the last seven years they have studied Page's "Theory and Practice," Quick's "Educational Reformers," Baldwin's "School Management," Taylor's "Child Study," Brooks' "Normal Methods," "Mistakes in Teaching," and "How to Keep Order," by Hughes. The teachers are classified as follows:

| | |
|---|---|
| Number of teachers holding provisional certificates | 88 |
| Number of teachers holding professional certificates | 58 |
| Number of teachers holding permanent certificates | 42 |
| Number of teachers holding state certificates | 4 |
| Number of Normal school graduates | 118 |
| Total number of teachers holding higher grade certificates | 212 |

This is about 72 per cent. of the whole number. The total number of teachers holding higher grade certificates in 1893 was fifty-three, or about 25 per cent. of the whole number. If scholarship and professional training are valuable, this means a great gain in teaching power.

LACKAWANNA SCHOOL NEWS.

In September of 1900 the writer, assisted by Principals M. W. Cummings, M. J. Lloyd and T. G. Osborne, began the publication of a monthly paper for teachers and directors called the Lackawanna School News. Its purpose is to help the schools to do better work, especially in learning to write English, to call public attention to certain abuses relating to schools and school management, and to give general information to teachers, directors and others concerning examinations, local institutes and other educational events. In this paper were published articles upon methods, school management and school administration written by leading teachers and directors of the county.

A portion of our space was devoted to the best essays written by pupils in the county schools. This had a stimulating effect upon students, and we believe that more composition work was done last year than in the preceding five years.

The paper was sent free to all teachers and directors, the expense of publication being borne partly by advertisers and partly by the publishers.

COUNTY INSTITUTE.

The annual teachers' institute was held the week of Oct. 29 in the court house in Scranton. We enrolled 346 teachers, including fifty from Dunmore borough. The average daily attendance was 338. The institute was divided into two sections—primary and intermediate teachers in one section, and grammar and high school teachers in the other. Teachers of country schools were directed to choose the section best suited to the grade of their schools.

The instructors were Dr. N. C. Schaeffer, Dr. Sherman Davis, Dr. George W. Hull, Miss Louise Connolly, Miss Elizabeth Lloyd and Prof. John T. Watkins.

Instruction was given in pedagogy, school management, nature study, physiology, English grammar and composition, history, arithmetic, geography, primary work and vocal music. Popular addresses on "The Successful Teacher" and "The Successful Pupil" were given by Dr. Hull, and an address on "Some Teaching Ideals" by Dr. Isaac J. Lansing.

The programme was varied and interesting and seemed to give satisfaction to teachers and the general public.

Our plan in preparing the programme is not merely to provide something interesting and entertaining, but to secure such instruction as will strengthen the weak places in our work as observed in the school rooms during the visits of the preceding year. We aim to give positive and definite instruction, so that teachers of all grades may find matter of practical value to use in their teaching.

DIRECTORS' ASSOCIATION.

The eighth annual meeting of our Directors' association was held on Wednesday, Oct. 31. Although the day was stormy, about seventy-five directors were present. An able address on "Improvement of Rural Schools" was delivered by President A. D. Dean, of Waverly, advocating consolidation of rural schools and establishing township high schools.

A general discussion on "School Discipline" was led by Directors William H. Priest, of Blakely, H. C. Hoffman, of Jefferson, and A. F. Doud, of Moosic. The association was also addressed by Dr. N. C. Schaeffer, Dr. Sherman L. Davis and Miss Louise Connolly.

The officers elected for next year are: President, H. C. Hoffman, of Jefferson; vice-presidents, Frank Cawley, of Archbald, and E. J. Northup, of Glenburn; secretary, G. C. Rogers, of Dickson City; treasurer, John C. Tuthill, of Blakely. A resolution was adopted instructing these officers to attend as delegates the next meeting of the state association of school directors. This meeting was held in Harrisburg, Feb. 14 and 15, 1901, and was attended by all the delegates above named, accompanied by Principal M. W. Cummings and the writer.

The value of county directors' associations might be greatly increased if the attendance of all the directors could be secured. A bill requiring the attendance of all school directors at the county association, and providing for the payment of their necessary expenses, was introduced in the last legislature by Hon. Edward James, of this county, but was defeated. Had this bill passed it would have been as helpful to the public schools as the county institute law has been.

The legislature has passed laws and appropriated money to benefit every other part of our educational system, but has done nothing directly for the school director. We expect them to serve without pay and to serve with wisdom. We place our most important institution—the public school—in their hands, and leave them to work out the problem without aid. For the teachers, who are to carry out the plans of the school directors, we provide liberally in the county institute, giving them every year the privilege of hearing the best instructors that can be secured. We go further and pay their expenses while attending the institute.

It is well known that there are many school directors who have only a limited education. If teachers need these annual institutes to keep up to the mark in educational progress, should not something be done for the school directors to aid keep to keep abreast with the times?

Great progress in methods of teaching is due to the work of the county institute; is it not reasonable to believe that meetings of school directors, if as well attended, would be equally productive of good results? What is needed is a law providing for all the necessary expenses of these meetings, so that directors may attend without loss. It is not exaggeration to say that there is no other class of officials of whom so much is expected, whose duties are so important to the welfare of the people, who are so shabbily treated by the state as the school directors.

LOCAL INSTITUTES.

Local teachers' institutes were held during the year in Daleville, Moscow, Elmhurst, Simpson, Mayfield, Archbald, Blakely, Olyphant, Dickson City, Greenfield, Scott, Benton, Waverly, South Abington, Lackawanna, Old Forge, Carbondale township and Moosic. At Olyphant the evening lecture was delivered by Dr. Schaeffer to nearly a thousand people.

Our thanks are due to Professors George P. Bible, E. L. Kemp, Charles T. Thorpe, J. F. Dooley and John E. Williams, who came here without charge from other counties to aid in this work. We are also indebted to Dr. F. L. Van Sickle, of Olyphant; Dr. Byron H. Jackson, of Mayfield; Superintendent E. D. Bovard, of Dunmore; Mr. Z. T. Core, of Benton; James E. Watkins, esq., of Taylor; Mr. Sterling Bedford, of Waverly, and Mr. William Atherton, of Clark's Summit, for valuable assistance. Special mention is also due to Principals M. W. Cummings, of Olyphant; M. J. Lloyd, of Dickson City; D. H. Krise, of Mayfield; F. V. Worth, of Benton, and Theron G. Osborne, of Moosic, who have gone out freely to various parts of the county to assist in the local institutes. Many others not here named have cheerfully given time and labor and have helped to make the local institutes of the last year the most successful ever held in this county.

BUILDINGS.

No new buildings were erected last year, but several will be built before the next school year opens. Ransom is making an addition to the Milwaukee building and will have a graded school. Dalton will remodel and add two rooms. Olyphant will add two rooms to the First ward school, and Lackawanna will erect a new eight-room house. It is to be regretted that we have so many school buildings in this county which are not furnished with any adequate means of ventilation.

EXAMINATIONS AND GRADUATES.

Examinations in common and higher branches were held by the county superintendent in May and June. The number examined was 186. The common school diploma was granted to seventy-two pupils, and the county high school diploma to thirteen. Nearly one-half of those examined were doing the work of the seventh and ninth years and were not applicants for diplomas.

In addition to these results, fifty-five students were graduated in special courses in the graded schools. These were distributed as follows: Mayfield, 7; Jermyn, 7; Dalton, 10; Waverly, 7; Blakely, 10; South Abington, 4, and Archbald, 10.

In closing, I wish to express my thanks to the department of public instruction for courteous treatment and advice; to the publishers of local papers for full and careful reports of our institutes; to the school directors for their hearty and unwavering support; and to the principals and teachers for their loyal co-operation.


**The Correct Position**

of your glasses is as important as the lenses. If yours are not comfortable, we can make them so. We Make Glasses throughout.

**S. H. TWINING,**
131 PENN AVENUE.
Optician. Harris' Drug Store.


# CONVENTION OF LEAGUE.

**It Will be Held in This City on September 17 and 18—The Last Convention.**

At a meeting of the executive committee of the State League of Republican clubs, held yesterday in the office of J. Hampton Moore, city treasurer of Philadelphia and president of the league, it was decided to hold the convention of the league in this city on September 17 and 18 next.

The invitation to meet here was extended through M. W. Lowry, a member of the executive committee, who, however, was unable to meet yesterday with the committee. He was urged to extend the invitation by P. Silas Walters, president of the Republican league, and Frank Reese, president of the West Side club. Last evening Mr. Lowry received the following telegram from Mr. Moore:

M. W. Lowry, esq., Scranton, Pa.:
Philadelphia, Pa., Aug. 16. Executive committee selects Scranton for convention of Sept. 17 and 18. Secretary will see you. Will write.
J. Hampton Moore.

Arrangements will at once begin for the entertainment of the delegates to the convention, who will number between 1,500 and 2,000.

The last time the convention was held here was in 1891, when a fierce fight was on between the Hon. "Jack" Robinson, of Media, and Hon. John B. Dalzell, of Allegheny, for the presidency.

**A Valuable Work.**

An encyclopedia that comes out every month is the latest novelty. It is a publication which no man of affairs, no one who would keep abreast of the times, can do without.

It is entitled "The Current Encyclopedia" and is published by The Modern Research society, 153 La Salle street, Chicago. This society was organized by a corps of distinguished specialists for the purpose of furnishing reliable information on current subjects. The Encyclopedia is a monthly record of human progress. It has as regular contributors over fifty noted authorities. It furnishes the latest information on history, literature, science, education, art, etc. Each issue is arranged alphabetically and has a complete index. The great advantage to the busy man is obvious. He has the latest information conveniently classified and indexed for quick reference. The great defect of costly encyclopedias is that they quickly get out of date on many subjects. This work renews its youth month by month. The numbers are beautifully printed and illustrated. The work merits the highest success. Sample pages will be sent on application. **

**Big Opportunity. Don't Miss It.**

Long Branch, Ocean Grove and Asbury Park have widespread reputations as recreation and health resorts. The climate is always cool and delightful; the recreations of a kind peculiar to themseves, and the gatherings at either of these resorts are always quiet and sociable. The hotels and boarding houses are of an excellence seldom found at beach resorts.

The New Jersey Central is going to run a special $5 excursion to the above mentioned beaches on Friday, August 23, by special train. These tickets can be used for the return to and including September 2 on regular trains. Inquire of your agent about this.

**Labor Day, Pan-American, Buffalo, N. Y., September 2, 1901.**

Ticket agents of the "Lackawanna railroad" will sell five-day coach excursion tickets to Buffalo and return, tickets on sale good going August 31 and September 1 and returning within five days from and including date of sale, at $6 for the round trip. Children between the ages of 5 and 12 one-half of the adult rate. **

# HURDY-GURDY IS ATTACKED

**LEGAL ASSAULT ON THE CROSBY MUSIC MACHINE.**

**Edward W. O'Malley Petitions Court to Grant an Injunction Against the Much-Discussed Musical Attachment to the "Merry-Go-Round" in the Coney Island Extension of Nay Aug Park—A Dozen Residents of the Neighborhood Make Affidavit That It Is a Nuisance.**

Another attack is being made against the hurdy-gurdy attachment to the Crosby merry-go-round in the Coney Island addition to Nay Aug park.

Edward W. O'Malley, a resident of the neighborhood, backed by a dozen of his neighbors, is leading the assault. City Solicitor George M. Watson and S. B. Price are his attorneys.

Affidavits galore, setting forth that the organ was a nuisance, were presented to Judge Carpenter yesterday, with a formal bill of complaint and prayer for an injunction. Judge Carpenter wanted to hear from the other side before granting the injunction, so the petitioner had to be content with a rule on the "merry-go-round" people to compel them to show cause why the injunction should not issue.

The affidavits aver that the Crosby's "free midway" is not properly conducted; that the grind-organ attached to the merry-go-round is nothing short of torture, and that its noise, discordant though it be in the extreme, serves only to attract large crowds of disorderly and ill-behaved persons, whose conduct is far from being what one would desire about his home.

Those who make affidavits are the plaintiff, Mr. O'Malley, John Hennemuth, Theodore Gardner, H. F. Cox, B. B. Hicks, Herman Osthaus, John P. Jones, J. S. Hurlbut, M. A. Gregory, John T. Palmer, W. G. Conrad, L. H. Becker and M. L. Smith.

THE AFFIDAVITS.

The affidavits are in substance similar to the one made by the plaintiff, which is as follows:

I am a resident and taxpayer of the city of Scranton. My home is situated directly across the corner of Colfax avenue and Mulberry street. The house in which I reside is situated in a resident section of the city of Scranton.

James Crosby has built upon the corner of Colfax avenue and Mulberry street on a lot leased or owned by him certain cheap buildings and among other things has erected a device known as a "merry-go-round"; that connected with the "merry-go-round" is an instrument or organ with a very loud and disagreeable tone, which he operates by steam or other power; that during the last few months he has caused the same to play continuous, monotonous tunes from early in the day until late at night. This "merry-go-round," containing said organ, is situated but a short distance from my home, and the sound of this when in operation is very loud and exceedingly unpleasant.

It has become a matter of serious annoyance to myself and family and the entire neighborhood, so much so that persons living in the neighborhood have complained of the tone of the instrument and the manner in which it has been operated.

By reason of this instrument and the unusual sound it produces it gathers about the place, when it is operated, a very boisterous and ill-behaved assemblage.

The tone of the organ is so particularly disagreeable and annoying that many persons living in the neighborhood have complained to the city authorities, in order to get some relief from the sound of said instrument.

I consider it an intolerable nuisance, and the conducting and operating of which is destroying the quiet and peace of the neighborhood, and annoying the citizens to that extent that life is nearly unbearable.

I cannot see that it is necessary to the operation of his business to sound this instrument; but, on the contrary, it is only used for the purpose of attracting a disorderly and ill-behaved crowd, that threatened the peace and good order of the community in which it is located.

Edward W. O'Malley.

Sworn and subscribed before me this, fourteenth day of August, A. D. 1901.

Milton W. Lowry, Notary Public.

CANNOT SLEEP.

Mr. Hennemuth adds to his affidavit that he works nights and tries to sleep days, but because of the hurdy-gurdy the effort is fruitless, and unless the hurdy-gurdy is quieted he will have to engage lodgings in some other part of the city apart from his family and fireside. Colonel Osthaus says in his affidavit that he heard the hurdy-gurdy, on one occasion, seven and one-half blocks away.

The bill is directed against James Crosby and Ogden Bros., who operate the midway, and T. J. Mullin, from whom the land is leased. It reads as follows:

Edward W. O'Malley vs. James Crosby, —— Ogden, —— Ogden, doing business as Ogden Brothers. In the Court of Common Pleas of Lackawanna county, sitting in equity. No. —, —— term, 1901.

PLAINTIFF'S BILL.

Your orator complains and says:

First—I am the owner of a house and lot situated near the corner of Mulberry street and Colfax avenue, in which said house I reside with my family. I have occupied the said premises as a home for —— years last past.

Second—That across Mulberry street on the opposite corner James Crosby, —— Ogden and —— Ogden and T. J. Mullen are operating a certain devise known as a "merry-go-round" upon said lot, and have been for two months last past.

Third—That on or about the first day of June the said James Crosby, —— Ogden and —— Ogden and T. J. Mullen put in operation, under the management of said James Crosby, said "merry-go-round," with other devices, for the entertainment of their patrons.

Fourth—That in connection with said "merry-go-round" the said James Crosby, —— Ogden and —— Ogden and T. J. Mullen have an organ or instrument which plays certain tunes in a very disagreeable and monotonous tone, by reason of which unusual noise a large crowd of people are attracted to the ground in the vicinity of said "merry-go-round," whose conduct is unbecoming, boisterous, violent, and at times the language is obscene, indecent and profane.

Fifth—The neighborhood in which said "merry-go-round" is located and operated is a strictly residential section of the city of Scranton, and the monotonous grind of the said instrument, together with the congregating of such a large number of people (which assemblage continues and remains on the ground far into the night), has created such a state of disorder in the neighborhood that your orator and the people residing near thereto are so greatly annoyed and disturbed that they cannot enjoy the privilege of their homes, and the home, property of your orator, is thereby injured to that extent that it is almost valueless, as a place of residence. The piercing and grinding tones of this machine or organ have become a nuisance, and, unless abated, he will be compelled to remove from his home and this neighborhood.

Sixth—The continuous and monotonous grind of this organ so annoys your orator, his family, and the people of this neighborhood, in which it is located, that it has become a very great and intolerable nuisance to him, his family, and the citizens in that vicinity.

Seventh—That the playing of said instrument serves no useful purpose whatever; but, on the contrary, is the means of gathering a disorderly and misbehaved body of people, whose language and song greatly disturb your orator and the peace of the neighborhood and the people in the vicinity in the enjoyment of their homes, and is a menace to the morals of his family, and the children in the neighborhood.

Eighth—That many of the people who reside in this vicinity are engaged in the day time in the central city, and are entitled to that rest and quiet which should prevail in the homes of a suburban part of a city; but the continuous playing of this organ so annoys and disturbs your orator and the people of this locality that quiet and rest can only be secured by retiring from their homes.

Ninth—And your orator further states and believes that it is positively dangerous to the health of himself and family, and of the people residing in that vicinity, and is a great and positive injury to the property of all good citizens whose homes are near thereto, and to the enjoyment of the same, and makes the neighborhood a less desirable place of abode, and thereby injures the properties as family residences in value and desirability.

Tenth—Your orator further states, that in his opinion, the gathering of the vast assemblage in that neighborhood by reason of this unusual attraction, the playing of said instrument, and the games and other devices in connection therewith, produces such a dangerous condition of affairs that the properties of citizens residing near thereto are in danger, and a breach of the peace and serious disturbance is liable to follow at any moment. And your orator further avers that he is injured and damaged by the acts of the defendants as set forth and that he has and will suffer irreparable damage and injury therefrom.

PRAYER.

First—That your orator therefore prays that the defendants may be enjoined by preliminary injunction of this honorable court from sounding the said instrument, and conducting said business in such a manner as to annoy the residents and citizens of that vicinity, which on final hearing may be made permanent.

Second—That your orator have such other and further relief as to this honorable court may seem meet.

And he will ever pray, etc.

S. B. Price and G. M. Watson,
Solicitors for Plaintiff.

Lackawanna County, ss.:

Edward O'Malley, being duly sworn according to law, deposes and says that the facts stated and set forth in said bill are correct and true.

Edward O'Malley.

Sworn and subscribed to before me this, fourteenth day of August, A. D., 1901.

Milton W. Lowry,
Notary Public.

This, it should be mentioned, is the organ which, according to Mr. Crosby, has such an attraction for musically inclined ears that people come in their carriages to hear it play.

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10-inch..... 4.75 12-inch..... 6.00

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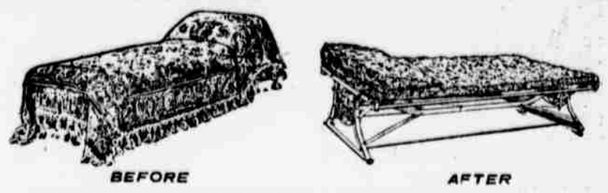


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