

THE MODERN HARDWARE STORE. Gas Lamps. If you want your reading bright and cheerful have one of our GAS LAMPS in it. They're prettier than ever this year. Globes and stands in a great variety of colors and designs. We are quite sure we can please you in this line. Foote & Shear Co. 119 N. Washington Ave.

FOWLER COAL CO. Retail Coal. Room 50. Coal Exchange. OLD TELEPHONE, 199-2.

Coal of Best Quality. Prices Right. Prompt Delivery.

Opening. Of Winter Coats for Children in the New Colors and Cuts. Our Styles have never been as pretty. Your patronage solicited. The Baby Bazaar, 510 Spruce Street.

NIGHT SCHOOL. Lackawanna Business College. Good instruction. Prices right.

Yours to Choose. Gloss high, gloss medium or domestic, when patronizing.

Lackawanna Laundry. 608-310 Penn. avenue. A. B. Warman.

HIS LUNGS RUPTURED. Joseph Pejner Received Fatal Injuries at Pritchburg Yesterday.

LONA DAY DYING. But Small Hopes Are Held Out for His Recovery. It was reported last night that Detective Lona B. Day is dying at his home on Madison avenue of typhoid pneumonia.

POLICE AND ALDERMEN. William Greenleaf and William M. Gosson, the two young men wanted for stealing railroad tickets from the Delaware and Hudson station at Scranton, were arrested yesterday and held under \$200 bail by Magistrate Miller.

Lehigh Valley Railroad's Special. Excursions to Pan-American exposition. The Lehigh Valley Railroad company will run special excursions to Buffalo in account of the Pan-American exposition from Scranton and Wilkes-Barre, on October 11, 18, 25 and 30.

DIED. FIFTHO—In Scranton, Oct. 11, 1901. Harriet D., aged 16 months, daughter of Mr. and Mrs. M. B. Whitford, of 844 Madison avenue. Funeral notice later.

POSITION OF THE STRIKERS

SET FORTH AT LENGTH AT BIG MASS MEETING. Armory Crowded to the Doors with an Enthusiastic Audience Which Listens to and Applauds Ringing Speeches—Citizens Bent on Mediation Find Company Determined to Fight to a Finish and Win at Any Cost—More Trouble on West Side. That Councilman Committee.

The old armory was crowded to the doors last night at the mass meeting conducted by the striking trolley men. It was a crowd whose sympathy was enthusiastically with the strikers, and during the two hours and a half of speechmaking, it made very frequent demonstrations of this fact. Every speaker was given a big ovation upon being introduced and his every period was the occasion of an outburst of applause. Some of them took up a good deal of time with discussions of subjects not immediately pertinent to the hour in an interesting, intelligent manner and the whole the meeting was highly successful from every point of view.

ON THE PLATFORM. On the platform, besides those were President P. J. Shea and Vice-President Thomas Edwards, of the local division of the car men's union; Hugh Frayne, organizer of the Central Labor Union; E. H. Hipple and George W. Clarke, of Clarke Bros. The last named two were among the business men invited to be vice-presidents, and who upon being recognized in the audience were escorted to the stage by the strikers' committee.

Just before the meeting started the strikers who had seats arose in a body at the suggestion of Vice-President Edwards and gave their places to others who were standing. In the audience were about one hundred women, and most of them wives of the strikers. One striker's wife had an infant along who created some merriment by waking up and applauding at an inappropriate time.

The speeches most appropriate to the occasion were made by Mr. Quinnan and Mr. Barrett. The latter is a young man who never before made a speech, but his effort last night, leaving that of Mr. Quinnan out of the comparison, was the best of the lot. At the conclusion of his speech, Mr. Quinnan proceeded in a plain, concise and impassioned manner to tell what the audience came to hear, the reason the trolley men are on strike.

EVERY CLAUSE VIOLATED. Since then Mr. Silliman has violated every clause of the contract, and when the men would protest he would adopt equivocating or evasive tactics. One of the clauses was to the effect that the extra men, who are paid only when they work, should not be required to wait around idle after 6 o'clock p. m., when they went on at 5 o'clock a. m. The company required these men to stay until 8 o'clock p. m. The men protested and Mr. Silliman promised to have the extra men relieved at 6 o'clock. The very next night, the extra men were required to stay on duty until 8 o'clock, and it has continued that way every night since.

This is only one instance. With every clause of the contract there is a similar story to tell. The men saw that Mr. Silliman was not disposed to observe the agreement he had so reluctantly signed, and that he was bent on stirring up trouble. When the discharge of Gordon and Carden came, the men decided to make a stand, being satisfied that the discharge of these men was unwarranted, and nothing more or less than another step in the movement to break up the union by minimizing its power in the eyes of the members.

A Particular Interest. Is exercised in every case we fit. We really prefer that you don't take our word for it, simply ask anyone (and they are not difficult to find) who has been to

until they found that Mr. Silliman would only agree that he would convince a disinterested person that the discharges were not in violation of the contract. He was not willing to have an unconditional arbitration. He wanted to simply prove to some third party that the discharges were proper, without giving the accused men a chance of making a proper defense. The men wanted arbitration, pure and simple, without any restraint on the arbitrator, and they further wanted an assurance that the contract was going to be observed hereafter. The men made a counter-proposition to this effect, waiving their demand for the reinstatement of the discharged men and asking Mr. Silliman for an answer. He did not answer, and the men went on strike.

Mr. Quinnan, in his speech, told the men they were right in refusing to arbitrate on the terms proposed by the company. In an arbitration all questions in dispute should be submitted to the arbitrator. If a single element of the specific process of arbitration is eliminated it is not arbitration. To try a man when he is not present, or when his accusers are not brought to face him, is not a trial. The men were right in not hanging the reputation of two of their brothers on the outcome of an arbitration such as was proposed by the company.

IN CONDUCTING A REALLY FINE AND temperate address, Mr. Quinnan said: "Public sympathy is with you, but if you even countenance infringement of law, you will lose it, and the loss of public sympathy means the loss of your strike. You must win, and you will win, because I am satisfied you know that my sympathies are with you. 'Order is heaven's first law.' Nine-tenths of your struggle depends on your orderly conduct. Do not be counseled by demagogues and agitators. Ask the public to help you, but do not be disrespectful to those who do not share your opinions. Restrain the impetuous ones; let your calm, conservative men to the front. Be free from nasty innuendoes and abuse, but be not influenced by demagoguery."

GAVE SOME DETAILS. Organizer Reeves told the audience some of the details in which the company had broken faith with the men. Ten hours had been agreed upon as a day's work, yet this was utterly disregarded and sixty percent of the men were put on runs that made it impossible for them to earn \$1 a day, and there were some regular men earning \$1 cents a day.

It was solemnly agreed at the love feast which followed the last strike, that all animosity should cease, yet Mr. Silliman told the committee when it had occasion to remind him of this, that "it is outside the possibility of human nature to forget such a thing." The company wants to break up the union. It has continually prodded the men, with a view of stirring them to strike. The men want a union and must have one. It is a question of whether or not the union will be allowed to live.

The other speakers dealt mainly with general economic questions. Mr. Harto commended the strikers and the community at large for the absence of serious disorder and urged that there was no occasion for violence. What little trouble has occurred, Mr. Harto said, was such as could be appropriately and fully penalized by the application of a parent's slipper. Mr. Caldwell's main argument was for the use of the ballot box to redress labor's wrongs.

Prior to the meeting, the strikers paraded the central city streets, to the music of Lawrence's band and the P. O. S. of A. bands. The crowds cheered them all along the line of march. Among the banners carried in the parade were two bearing these questions, "Can You Raise a Family on 14 Cents an Hour for Eight Hours?" and "What Is the Clergy Doing for Us?" John McGowan, of Carbondale, recently of Philadelphia, one of the special officers employed by the Scranton Railway company, went on strike yesterday. He repaired forthwith to strike headquarters and reported that the reported men were very much dissatisfied with the treatment the company is giving them and that when they receive their pay today many of them will desert. They were promised \$2.50 a day and good board and lodging, but they claim at first the board was good, but it has grown worse, day by day, until now it is very unsatisfactory.

McGowan says he quit because the company wanted him to act as a conductor on the Carbondale line. He reported that he had engaged himself as a special officer and was willing to work as such, but he did not propose to take any position which would subject him to the charge of having taken another man's job.

ENTITLED TO FEES

Supreme Court Decides Case in Favor of the County Officials

LEGISLATION NECESSARY. Section of the State Constitution Providing that in Counties Containing 150,000 Population, All County Officials Shall Be Paid by Salary, Does Not Execute Itself or Furnish Court with Any Means of Executing It—It is a Mandate to the Legislature but Does Not Become Effective Until Legislative Action—Gibbons Appeal Decided.

The Supreme court at Philadelphia yesterday reversed the Superior court and affirmed a judgment of the court of this county, holding that that section of the state constitution, providing that in counties containing 150,000 population, all county officials shall be paid by salary, does not execute itself or furnish the courts with any means of executing it. The Supreme court says: "It is a mandate to the legislature, but does not become effective until legislative action."

The case ruled upon was an appeal by District Attorney Lewis from the judgment of the Superior court, which held that he should be paid a regular salary, instead of the fees of the office. The judgment was based on the result of the federal census of 1900. Mr. Lewis' contention was that, by reason of being elected a month before the census figures were officially announced, he was exempt from the section in the constitution providing for salaries of county officials. The Supreme court upheld this view, and in a lengthy opinion decided in his favor.

FACTS IN THE CASE. The census was taken "as of June 1, 1900." The result of the Lackawanna county census was published in a press bulletin Nov. 19, 1900. The county officials were chosen at the general election on Nov. 6, 1900.

On the other hand, it was contended that there is no connection between the state laws and the taking of the census and that, in consequence of this, the only way in which the census can be made to apply itself in effecting Pennsylvania laws, is when it becomes a matter of such general knowledge that the courts can take judicial knowledge of it. At the time the officials were elected the census was not known to them and they were elected with a population of the county at a figure less than 150,000, as far as they or anyone else knew. Consequently they stood for and were placed by the public in offices that were to be remunerated by fees.

THE TEST CASE. The case was put to a test by District Attorney Lewis demanding and the county commissioners refusing him payment of fees for certain work performed. The local court was divided on the question. Judges Archibald and Kelly contending for fees and Judge Edwards holding that the salary system should obtain. The seven judges of the Superior court agreed with Judge Edwards, accepting the reasoning of his dissenting opinion, and reversing the decision contained in the majority opinion, written by Judge Archibald. Now the Supreme court reverses Judge Edwards and the Superior court and confirms the findings of Judges Archibald and Kelly. It was admitted by all the lawyers gazed in the case, and implied in the opinions from the bench, that it was a very close question, with extensive room for strong arguments on both sides.

This settles the dispute finally, and there will be joy thereat in the court house offices today. The sheriff, district attorney, treasurer and clerk of the courts will be the greatest winners by the decision. The sheriff's emoluments will be increased nearly four-fold over the salary allowed him, the district attorney's and treasurer's even more than that, and the clerk of the court's about three-fold.

COFFEE. Golden Rio or Santos, 14c, 5 lbs. 50c. Breakfast Java, 20c, 5 lbs. 90c. Courson's Java, 25c, 5 lbs. \$1.00. (Sold in hundreds of stores for 35c.) Special Java and Mocha, 25c, 5 lbs. \$1.00. Triple Blend, 32c, 5 lbs. \$1.00. Courson's Best, 35c, 5 lbs. \$1.50. Mandehing Java, 38c, 5 lbs. \$1.75. Ceylon Coffee, 38c, 5 lbs. \$1.75. Coffee always fresh and prices 25 per cent. less than elsewhere.

THE GIBBONS CASE. In the matter of the contested election case of Langstaff against Kelly, the appeal of John Gibbons from the judgment of the Superior court was dismissed at the cost of the appellant. Mr. Gibbons was a witness before the election contest examiners. He refused to answer certain questions, at the advice of his counsel, on the ground that under the state constitution and the federal bill of rights, a witness is not compelled to answer a question if said answer would tend to incriminate him. The local court directed that he should answer, and committed him as in contempt until such time as he obeyed the court's directions. An appeal was taken to the Superior court and the lower court was sustained. An appeal was then taken to the Supreme court, and again the decision is against Mr. Gibbons. The election contest has been finally disposed of, the board of examiners no longer exists.

Men and Boys' Clothing. Our stock is a thoroughly up-to-date one. Nothing but the newest and best in Men's and Youth's Clothing is here. Prices the lowest. Richards & Wirth, 325 Lackawanna avenue.

BARNES GOT THE CHILD. Very Affecting Scene in Judge Carpenter's Chamber. Before Judge J. W. Carpenter yesterday there was an interesting struggle for the possession of Henry Barnes, the four-year-old son of Mr. and Mrs. Morgan Barnes.

DISTRICT BOARD MEETING. Committees to See Officials of Scranton and Jermyn Coal Companies. A meeting of the executive board of District No. 1, United Mine Workers of America, was held yesterday afternoon at headquarters in the Paul building. The board was in session all day and discussed the difficulty at Jermyn, No. 1, arising from an alleged unfair dockage system, and the

One Dollar Colored Shirts. More than 100 cents worth squeezed into each of them. Cut right—made right—cloth right—all right except the prices, that's in your favor. Black and White effects predominate.

THE VERY FIRST ONE. of the great plants to come here this year is Constantin von Sternberg, in the Artist Revival course of the CONSERVATORY. St. Luke's Parish House, Oct. 12, 1901. Tickets at our office. J. Alfred Pennington, Director.

Engraved Invitations. Announcements, Cards and Writing Paper. We are now entering on the season for engraved invitations, for weddings and other social affairs, for calling cards, at-home cards and embossed correspondence papers.

R. E. Prendergast. The Largest Social Stationer and Engraver in the State Outside Philadelphia. FIFTY New Styles of TALLY CARDS. Ask to See Them.

Oils, Paints and Varnish. Maloney Oil & Manufacturing Company, 141-149 Meridian Street. TELEPHONE 26-2.

"HAVE A LOOK" At Our Line of Playing Cards. All the new designs of the famous "Fashion Series" carried in stock. REYNOLDS BROS., Hotel Jermyn Building.

lockout of the employees of the Pine Brook mine. It was decided to have sub-committees wait today upon General Manager Bryden, of the Scranton Coal company, and the officials of the Jermyn Coal company, with the view of bringing about a peaceable settlement of the difficulties. These sub-committees will report to the board at a meeting to be held later.

A VERDICT TODAY. Court of Inquiry Will Probably Exonerate Sergeant Ridgeway. The court of inquiry, which heard the charges preferred against Sergeant of Police Ridgeway on Thursday afternoon, has not yet announced its disposition of the case, but it is expected that a verdict will be filed today with Director of Public Safety Wornser.

Exceptional bargains in useful articles of every description can be found at the great rummage sale to be held at 229 Wyoming avenue, next Monday, Tuesday and Wednesday. The popular Punch cigar is still the leader of the 10c cigars.

Men and Boys' Clothing. Our stock is a thoroughly up-to-date one. Nothing but the newest and best in Men's and Youth's Clothing is here. Prices the lowest. Richards & Wirth, 325 Lackawanna avenue.

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CONRAD'S. "A Gentlemen's Furnisher." 305 Lackawanna Avenue. A Second-Class City with a First-Class Stock of Cut Glass, Sterling Silverware, Clocks, Etc. Suitable for Wedding Gifts. Merceread & Connell, 132 Wyoming Avenue.

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Income. The income which an estate will bring is always an important factor. Opportunities for safe and profitable investments are becoming more and more scarce, and the individual executor, guardian or trustee often has to have money belonging to the estate life because he cannot find a proper, safe investment. In appointing a trust company as trustee or guardian you get the advantage of the financial experience and business ability of its officers and directors, together with large opportunities for putting out money on bond and mortgage.

TITLE GUARANTY AND TRUST CO. OF SCRANTON, PENNA. 516 Spruce Street. Officers: E. A. Waters, President; H. A. Knapp, V. Pres.; A. H. McClintock, F. L. Phillips, Vice-presidents; Ralph S. Hull, Trust Officer.

The New Ladies Fall Neckwear. Is here. The designers have eclipsed all former efforts in beauty of design. See window display. Clunie Braids. Your attention is also respectfully called to our handsome line of New Clunie Braids.

Cramer-Wells Co., 130 Wyoming Ave. One Dollar Colored Shirts. More than 100 cents worth squeezed into each of them. Cut right—made right—cloth right—all right except the prices, that's in your favor. Black and White effects predominate.

Pretty and Striking. In style and pattern are our new fall shirts. Drop in and look at them, you will find many that will please you.

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