

PAID TOO MUCH FOR THE DESKS

INJUNCTION AGAINST SCHOOL DIRECTORS.

Citizen Lyden of Lackawanna Township Alleges That Four Members of the Board Held an Irregularly Convened Special Meeting and Bought a Lot of Unneeded Desks at an Exorbitant Figure—Opening of the Second Week's Session of Common Pleas.

Lackawanna township through a mere shadow of its former self, because of the several recent sessions still vigorous enough to come to the fore again with a school board squabble.

Michael Lyden, acting for himself and a number of other taxpayers, went into court yesterday, represented by Attorney David J. Reedy, solicitor of the Scranton school district, and applied for an injunction to annul a school desk contract made November 8, with P. J. Noon.

The complaint is directed against four members of the board, Patrick Phelan, John Fitzhenry, Thomas Sullivan and Thomas Duffy. It is alleged they met in special session, without giving notice to the other two members, Thomas Doyle and James Durkin, and contracted to buy 400 school desks at \$2 a piece.

Among the allegations made in the attack on the contract Mr. Lyden recites that the desks are worth only \$1.70; that bids were not advertised for; that the award was fraudulent; that there is no necessity for such a large number of new desks; that the purchase is not provided for in the current expenses, and that this new debt, together with the other outstanding debts, will increase the district's indebtedness beyond the limit prescribed by law.

Generally, it is charged, that the purchase was needless, illegal and unwarranted.

Judge Edwards granted a preliminary injunction with a rule to make the injunction permanent. It is returnable next Saturday morning.

In Common Pleas Court.

President Judge Edwards, in the main court room, and Judge Kelly, in No. 2, opened the second week's session of the November term of common pleas yesterday.

At the calling of the list cases were dealt with as follows:

Continued—C. W. Curtis against James Hebron, trustee; Mary Duffin against P. J. Noon, trustee; Patrick Campbell against the Carbon Colliery Accidental Fund, agent; W. J. Lewis against the Delaware and Hudson company; N. A. Hubbard against M. W. Lewis, judgment opened; P. B. Singer against the Scranton Coal company; George W. Welland against Hudson Mohawk, judgment in part set aside; O'Flynn against O'Flynn; D. B. Madigan against the Scranton Railway company; Thomas Michael Finn against William Swallow, appeal.

Continued for settlement—Patrick Donoghue against Mary Donoghue, judgment opened; George A. Prokopovich against the borough of Olyphant; M. J. Pitzsimmons against O'Flynn against the city of Scranton, trustee.

Continued—H. W. C. O'Connell against George Walsh, judgment opened; George Cosine against the Scranton Railway company; trustee; May Decker against Ellen Madigan, trustee; E. B. Seaman & Company against J. M. Coleman, appeal.

Off list—B. M. Winton against the Delaware, Lackawanna and Western Railroad company, appeal.

The reason advanced for the continuance of the case of Mary Duffin against the city of Scranton, was that Judge-elect E. C. Newcomb, who was Miss Duffin's counsel, has withdrawn from the case and his successor, F. J. Fitzsimmons, has not had time to prepare for trial.

Judge Edwards' first case yesterday was that of Mary Hobbs against Emery Neal. The plaintiff claimed she was engaged to work as housekeeper and nurse at the Neal home in Elmhurst and that she was promised \$2,500 per week. She worked there twenty weeks and received no pay. The defense was that she agreed to work in consideration of being provided with a home for herself and child. C. E. Omer appeared for the plaintiff and Clarence Valentini for the defendant. The jury was out at adjourning time.

The next case called before the court was that of Thomas Shotton and W. J. Lewis, trustees of M. P. Osterhout, against John Kerrigan. The plaintiff claimed \$325.25 on a book account for groceries and the like, purchased from Osterhout and his predecessor, C. J. Gillespie. The defense was that the plaintiff bought the Gillespie store, Kerrigan cleaned up his account, then amounting to \$219, by giving Gillespie a contract on a lot valued at \$800.

Want Injunction Dissolved.

Frank M. Lynch, solicitor of Olyphant borough, secured from court yesterday a rule to show cause why the injunction should not be dissolved in the case of Charles P. O'Malley against the borough of Olyphant and Fleming and O'Hara.

The plaintiff and O'Malley met in a severer in Olyphant. Mr. O'Malley sought to enjoin the payment of the borough's share of the cost because such payment would cause the borough indebtedness to exceed the two per cent. limit, which excess is only permissible when granted a rule to show cause why the injunction should not be dissolved. The local court refused to grant the injunction but when it was taken to the supreme court, the decision of the local court was reversed and an order made directing that the injunction should be dissolved.

At the general election, two weeks ago today, the question of increasing the indebtedness to the extent of \$2000 to meet the Fleming and O'Hara claim, was voted upon and decided affirmatively by a large majority.

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Two More Divorces.

Judge J. W. Carpenter yesterday handed down two more divorces, making sixteen in all granted during the past two weeks.

Elizabeth Phillips was divorced from Thomas Phillips on the ground of cruel and barbarous treatment. They were married in Wales thirty-two years ago and have eleven grown-up children. She says she never had a happy week with him. He drank and beat her and when drunk would beat her shamefully. They separated August 16, last. At that time their home was at 1725 Summit avenue, South Scranton. M. W. Lowry was the libellant's attorney.

Carbondale Water Case.

Judge Halsey, of Luzerne county, yesterday heard arguments in the Carbondale water case, in Judge Edwards' chamber. W. A. Wilcox, J. E. Burr and J. H. Torrey appeared for the plaintiff and city solicitor R. D. Stuart, C. Conroy, H. C. Butler and Hon. E. C. Newcomb for the defendants.

This is the suit in which the Consolidated Water company of Carbondale, the Delaware and Hudson company and a number of other taxpayers are seeking to enjoin the city of Carbondale from constructing a municipal water works.

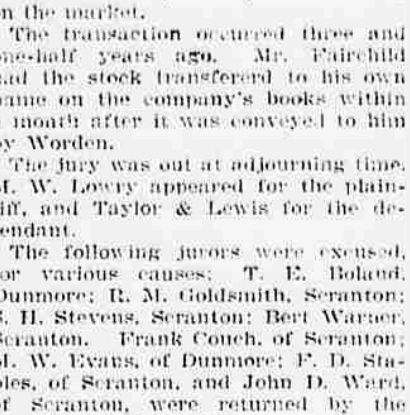
Yesterday's Marriage Licenses.

John Kavanagh and Margaret Clifford; James J. Brennan and Bridget Booth; Santo Galante and Nina Galante; William Jones and Minnie Simms; George P. Walsh and Sally Roels.

Everybody Is Talking About NEW GRIFFIN'S Clothing Store

WHICH OPENED SATURDAY, NOV. 16.

Everybody should talk about it. Griffin's Store is the most modern up-to-the-minute Clothing Store ever opened in Scranton. The stock of Men's Fine Suits and Overcoats, from the tailor's needle, is a perfect dream. The Correct Style is the only kind in this stock. You will feel wealthier in one of his \$12, \$15, \$18, \$20 or \$25 Long Chesterfield Overcoats than you will with the money in your pocket. If you were not at the Opening, visit the store to-morrow and you will feel comfortable and happy for the next two years.



CHILDREN'S DEPARTMENT.

The novelties in Boys' and Children's Suits in this New Store is a treat to examine. Everything in this line will be kept in large assortments. Ladies who want their boys dressed in the NEATEST and the best where the cost is no greater are specially invited to inspect the stock.

THE FURNISHINGS DEPARTMENT

Is complete in every detail and when the doors opened yesterday morning Scranton people had reason to feel proud of the enterprise of one of her foremost citizens in opening the most Modern Clothing and Gents' Furnishing Store in the State outside of Philadelphia.

M. H. GRIFFIN,

Clothier, Hatter, Furnisher, 318 Lackawanna Ave., Scranton.



THEATRICAL.

ATTRACTIONS TODAY.

THEATRE—Himmlein's Ideals. Afternoon and night.

"STAR"—The World Beaters. Afternoon and night.

Himmlein's "Ideals" at Academy.

COURT HOUSE NEWS NOTES.

Judge Kelly yesterday handed down an opinion in the case of Nelson Morris & Company against Eugene Lehoczky, in which he shows that Lehoczky must be entered for the plaintiff in the sum of \$1200.

In the case of W. S. Tenenbarger et al. against Joseph Imboden, in which Judge Carpenter directed a writ of habeas corpus to be issued, a rule for a writ of habeas corpus was granted by the plaintiff's attorney, B. B. Reddy, was returned.

On the petition of the Scranton Building company, H. Buehler, R. P. Patterson's Sons, T. W. Kelly & Company, C. P. Wentz & Company, W. J. Roberts and Charles C. Short, court yesterday granted a rule to show cause why the plaintiffs should not be appointed for the firm of Donohue & Martin, of Carbondale, under the new involuntary law. The petitioners are creditors in the amount of \$1425.

INDUSTRIAL JOTTINGS.

Make Up of the D. L. & W. Board for Today—Locomotive Works Are Rushed With Work.

The following is the make-up of the D. L. & W. Board for today:

MONDAY, NOVEMBER 19.

Will Call, 8:30 a. m. C. W. Deane; 9:30 a. m. D. Walker; 10:30 a. m. C. W. Deane; 11:30 a. m. D. Walker.

TUESDAY, NOVEMBER 20.

Will Call, 8:30 a. m. P. Van Wagoner; 9:30 a. m. D. Walker; 10:30 a. m. G. T. Stapler; 11:30 a. m. J. A. Baily; 12:30 p. m. E. L. Rogers; 2 p. m. W. H. Miller; 3 p. m. E. Hoffert; 4 p. m. W. H. Fitzgerald.

WEDNESDAY, NOVEMBER 21.

Will Call, 8:30 a. m. C. W. Deane; 9:30 a. m. D. Walker; 10:30 a. m. C. W. Deane; 11:30 a. m. D. Walker.

THURSDAY, NOVEMBER 22.

Miss May Irwin. The appearance at the Lyceum tomorrow night of Miss May Irwin is her play. "The World Beaters" will be played on Monday, Tuesday, Wednesday, Thursday and Friday nights.

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RAILROAD TIME TABLES. DELAWARE, LACKAWANNA AND WESTERN. PENNSYLVANIA RAILROAD. Schedule in Effect June 2, 1901. Trains leave Scranton:

RAILROAD TIME TABLES. DELAWARE AND HUDSON. Schedule in Effect June 9, 1901.

RAILROAD TIME TABLES. NEW YORK, ONTARIO AND WESTERN. Schedule in Effect Sept. 17, 1901.

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EDUCATIONAL. Free Tuition

By a recent act of the legislature, free tuition is now granted at the Literary Institute and State Normal School, Bloomsburg, Pa.

to all those preparing to teach. This school maintains courses of study for teachers, for those preparing for college, and for those studying music.

It will pay to write for particulars. No other school offers such superior advantages at such low rates. Address: J. P. Welsh, A. M., Ph. D., Prin.

SCRANTON CORRESPONDENCE SCHOOLS. SCRANTON, PA. T. J. Foster, President; Elmer H. Lawall, Treas.; R. J. Foster, Stanley P. Allen, Vice President; Secretary.

FALL UNDERWEAR

Stock is exceptionally good quality for the price. Small sizes take big and have much strength amongst our reasonable offerings.

Louis H. Isaacs

412 Spruce Street.

E. Robinson's Sons Lager Beer Brewery

Manufacturers of OLD STOCK PILSNER

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Cor. Sixth and Irving Place, NEW YORK. American Plan, \$2.50 Per Day and Upwards.

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102-104 East 51st Street, NEW YORK. The JEFFERSON is a thoroughly first-class family and transient hotel.

HOTEL ALBERT

Cor. 11th St. & University Pl., NEW YORK. RESTAURANT. Rooms, \$1 Up. Prices Reasonable.

Every Woman. MARRIED Whirling Spray. It is the only hair cream that makes the hair shine and keeps it soft and pliable.

Prof. G. F. Theel 527 North 7th. Philadelphia, Pa. The only hair cream that makes the hair shine and keeps it soft and pliable.