

Large Three Panel Horse Picture

Framed in Dutch Oak and etnamented with four real horseshoes, bit and whip; regular price \$5. Our price this week only \$2.50 See Window Display.

Jacobs & Fasold.

Interior Decorators, 200 Washington avenue. Wall Paper, Shades, Paints, Mouldings Pictures and Frames,

City Notes.

ELECTED LIEUTENANT.-Sergeant Charles

COMPANY P DRILL - Company F will drill this evening at the new armory. All members are requested to be present.

TOBOGGAN SLIDE,-The tologgan slide at the Country club is again open and reports are to the effect that fine coasting is being en-

LADIES' MEETING,-The Ladies Aid of the All Souls' Universalist church will meet at Mrs Depue's, 1016 Monsey avenue, this afternoon.

PETITION IN BANKRUPTCY,--J. M. Ginz rich, of Palmyra, Lebanon county, filed a petition in bankruptey yesterday with the United

INTERESTING INCIDENT .- Immediately after liberal attendance is desired.

just been made of the marriage at Buffalo en Wednesday, January 22, of Edward E. Raffelt, of Buffalo, formerly of this city, and Miss Josephine Madensnacher, of West Scranton.

MEET TOMORROW NIGHT .- A special meet ing of the McKinley Memorial association will be held temorrow night in the Scranton board of trade rooms, when definite action will be taken regarding the fund subscribed for the erce

ERECTING THE FENCE-Some time ago con cils asked the Delaware, Lackawanna and Western Railroad company to erect a fence on top of the Mifflin avenue retaining wall, as a sale guard against accidents, and workness are no-

MCANDREW STILL ALIVE .- Joseph McAudrew the young man who was struck by a Delaware and Hudson train on Wednesday and whose back was broken was reported to be still affive at the Luckawanna hospital last night, but very slight hopes are held out for his ultimate recovery.

lett, who centemplates removing to Buffalo, was last night presented with a gold medal by the the members of Robert Burns lodge, Independent Order of Odd Fellows. Ezra Griffin post Grand Army of the Republic, will entertain

HAD NO EVIDENCE.

Saward England Caused Arrest of Edward Davis for Theft.

Seward England, of 421 Sixth street, went before Magistrate Howe yesterday morning and swore out a warrant for the arrest of Edward Davis, alleging that he had stolen a valuable gold watch from him, in Dr. Haggerty's barn, on Wyoming avenue

Davis was arrested and brought before the magistrate in the afternoon, but England didn't have one single bit of evidence to offer against him. ter quietly reprimanding the prosecu-

BROKE BOTH WRISTS.

Claude Card Met with a Peculiar Accident Yesterday.

Claude Card, of Nicholson, a carpenter employed at the Bolt and Nut works, missed his footing, while working on a fifteen-foot scaffold vesterday morning, and fell to the ground, striking on his hand.

wrists. He was taken to the Luckawanna hospital in the ambulance.

ONE ON THE BOYS.

Mother Rather Got the ! tart of Them.

Sometimes the mother plays a turn on the young people and greatly to their benefit. A young lady in Memphis, Tenn., Miss B. Dyc, of 222 Carroll avenue, comments in an interesting way about the harmless little deception mother played upon one of the family during the summer.

"Every member of our Sho says: family could write a testimonial about Postum Food Coffee and what it has done for us. Father has really been made over since quitting coffee and using Postum, but I must tell you about brother.

"When he came home from college last summer he was thin and looked dreadfully. We questioned him about his food and drink. He said he drank coffee, 'Of course I can't get along without a good cup of coffee three times a day,' Mother did not say anything to him, but made Postum for him just the same, and at the next meal he complimented her on the coffee. Several times he said: 'Now, if I just had such coffee as this at school I could make better averages in my studies."

"So during the whole summer he drank Postum, thinking it was strong coffee, and we could all see, from day to day, how much he was improving in health. His complexion gradually cleared up, and he gained in every way. When he went back in the fall mother told him the secret she had sept for over three months, and put several packages of Postum in his

"You may depend upon it, the lesson was one he will never forget. younger brother quit coffee about a year ago and has been using Postum Food Coffee, and he has been built up from a regular invalid until he is now a fat, rosy-cheeked boy, full of life and fun. Just the other day he remarked was getting along so much better Mother remarked, 'It is Postum.'"

MACAULEY AT LIBERTY.

Released on Bail Which He Indemnifles with a Deposit.

Charles P. R. Macauley, one of the parties charged with participation in a conspiracy to bleed the International Correspondence schools, and who has been in jail here for two weeks in default of \$1,500 bail, was released yes-terday upon furnishing security before

Macauley secured a bondsman in the person of David E. Johnson, of this city, by placing in the hands of a third party a certified check on the Chemical National bank of New York for an

amount equal to the bail. Macauley when brought before Judge Kelly made a demand that he be permitted to go to Harrisburg to enter bail, claiming that as he had been "kidnapped" from that city after he had offered to furnish ball before a magistrate there, the court should re-Instate him in the right which he claimed existed at that time he was desirous of waiving a hearing and en-

Judge Kelly told him his demand was wholly irregular; that if he was unduly restrained of his liberty his remedy was by a plea for a writ of habeas corpus, and not by an informal oral complaint. The same thing had been old him by his attorney, John F. Scragg, but he insisted on making the

demand. Defeated in this move Macauley made request for a reduction of the ball, stating to the court that his codefendant was required to give only \$500 bail in Harrisburg.

"Is this that Correspondence school's Attorney Lewis, Being answered in the affirmative Judge Kelly briefly rejoined, "We won't reduce the ball." The district attorney said he was satisfied with Mr. Johnson as bondsman and the judge accepted him, Macauley was thereupon released.

AFTER SPEAKEASIES.

Municipal League Actively Engaged Again-Mr. Wilson Talks About "Fake" Clubs.

The Municipal league people are again the usual Sabbath services this evening at the Linden Street temple, there is contemplated an agreeable and interesting incident, at which a have been arrested during the past in the harness and are making a cruweek, and Agent Robert Wilson said yesterday that more arrests will follow within the next few days.

The two latest speakeasy keepers to be arrested were Mrs. Julia Pruner, of 326 Penn avenue, and Mrs. Colborn, or Raymond court. These two women were arrested on Wednesday and were given hearings before Alderman Balley, of the Thirteenth ward, on Wednesday

Evidence was offered by the league's detectives to show that Mrs. Pruner has been selling beer and liquor without a license on the second floor of the building at 326 Penn avenue. Two of the detectives testified to having purchased intoxicants at both Mrs. Pruner's house and at the place kept by Mrs. Colborn. Alderman Bailey fined both women \$20 and costs, which were

Agent Wilson declares that an effort will be made by the league to prevent the illegal selling of liquor by "fake" clubs, of which organizations there are

"There is no question," said he yesfide institution and which sells intoxicants. The evidence adduced in the of the South Side club, a few days ago, showed that he was the whole club. He and kept a sort of an account of dues which a few of the members of the organization paid in.

"Our detectives had no difficulty in securing beer to drink in the club house. They played pool and ordered their drinks, but weren't allowed to pay direct. They turned their money man pointed out as a member of the club, and he turned it over to Miller, who gave the change back to our men, however. We claim that that The magistrate discharged Davis, af- institution is not a bona-fide club, such as its charter provides it shall be, and that liquor cannot be sold on the premises to members or to anyone else, un-

less in violation of the law. "There are certain clubs in the city, which have the right to sell intoxicants to their members. These clubs are legitimate, bona-fide clubs,

and books are kept accounting for every cent of money received and for every cent of money disbursed. Under the law these clubs can sell to their members, because they are The force of the fall broke both his legitimate clubs organized to give their members the privileges of club life, and not simply to serve as a cloak for the running of a speakensy.

AT KEYSTONE ACADEMY.

Observance of the Day of Prayer for Institutions of Learning.

The day of prayer for all schools of Factoryville with suitable religious ser-

In the afternoon the annual sermon was delivered before the students by Rev. David Spencer, D. D., of Blakely. This was Dr. Spencer's first visit to the institution since his return to this vicinity. When a resident here he was an enthusiastic worker for and trustee of this school, in which he still feels a deep interest.

The institution is in excellent condition and has a fine class of students. In the death of two trustees recently it has met with a serious loss-Daniel Langstuff and Charles Henwood, Judge Newcomb, of this city, was chosen to fill the place of the former, and at the next meeting of the corporation the place of Mr. Henwood will also be

THE BURGLAR ALARM.

Police to Look After System in the Future.

The two bank watchmen who have been employed by the banks protected by the Holmes Burglar Alarm company to watch its burglar alarm in police headquarters have been relieved

from duty and quit work to-day.

The work of tending the alarm will hereafter be done by the desk sargeant in charge at headquarters in return for which service the several banks will donate a certain sum every year to the "police fund" which is n his studies than ever before and he year to the "police fund" which is wondered what anused the change, used for the purchase of certain equipments for the members of the force.

COAL COMPANY IN THE COURTS

PROMINENT OPERATORS IN AN EQUITY SEIT.

Plaintiff, and the Defendants Are lows: E. L. Fuller, of This City, and Frank T. Patterson and William Hill, of Philadelphia-Judge Newcomb Decides to Let the McGovern Case Go to the Jury Under a

A suit in equity, with John B. Law of Pittston, as plaintiff, and E. L. Fuller, of Scranton; Frank T. Patterson and William Hill, of Philadelphia, as defendants, was instituted vesterday in Prothonotary Copeland's office by Woodward, Darling & Woodward, o Wilkes-Barre, and O'Brien & Martin of this city.

Mr. Law sues for himself and such other stockholders of the Old Forge Mining company as may care to join as plaintiffs, to secure their pro rata share of the profits derived from the sale of the Old Forge Mining com-pany's workings to the Lehigh Valley company, through and by the Seneca

Coal company. In the complainant's bill it is se that the capitalization of the case?" asked Judge Kelly of District Old Forge company was \$300,000; the shares of the capital stock were owned by the three defendants; that they pected to develop into smallpox today sold the Old Forge colliery for \$25,000 to the Seneca Coal company, in which 998 of the 1,000 one hundred dollar James Brace, a brother of W. J. Brace, shares were owned by the three depany at a big profit, and that this second sale was effected through sethe sale to the Seneca company.

Mr. Law asks for an accounting of this latter sale and a division of the kept constantly on watch both day and

Non-suit Is Refused.

The motion for a non-suit in the Mc Govern case was refused, the court that the questions involved could be hereafter disposed of in a reserved point. W. H. Jessup, jr., opened for the defense. Engineer Welss, Superintendents Barnard and Lynde and Theodore C. Wolf testified that the construction of cupolas in use at the South mill, at the time of the accident, was the most approved then in use in this business, and that they were practically no more dangerous to the employes at work upon the charging floo than as previously constructed, before the change in 1898, or than those in operation in the North mill.

Witnesses were also called to show that the machinery, electric apparatus, etc., were all in good condition at the date of McGovern's injury, and that a break in the water pipe, which could not have been forseen or prevented. was the occasion for the machinery stopping and the lights going out.

The jury in the case of Ellen Taylor against the city of Scranton, returned terday, "but that we can successfully a verdict yesterday morning of \$\$5.42 prosecute the manager or managers of in favor of the plaintiff. Mrs. Taylor was awarded \$100 by viewers for dam ages to her property resulting from the narrowing of Ninth and Jackson case brought against Manager Miller, streets. The city appealed the case The jury in this case is the one tha asked Judge Lynch to be discharged wrote out alleged minutes of meetings because of an inability to agree and was sent out again with an admonition from the court that an agreement should be possible and that they would be given until Saturday night to agree They reached a verdict shortly after court adjourned Wednesday afternoon A verdict of \$12.43 for the plaintiff

was returned in the case of Oscar D. Ehrgood against L. Liberatore, et. al. The jury in the case of John Benore upon a verdict yesterday afternoon afer court adjourned.

Judge Kelly is engaged in trying another case involving a claim for accident benefits from the Ontario Ac-cidental Fund, of Winton. Peter Dill ment of the claim on the ground that Dill is not entitled to benefits, having failed to comply with the by-laws.

Will of Late Judge Lewis.

In the estate of William J. Lewis, a former associate judge and sheriff of this county, a petition was yesterday presented to Judge A. A. Vosburg, setting forth that an oral or nuncupative will was made by the decedant during his last illness, which was witnessed by the family and others and reduced to writing, but not signed, owing to the ondition of the decedant's health.

The petitioner, W. J. Lewis, jr., a son of the decedant, asks that a citation be ssued to the widow and the other heirs, learning was regularly observed yes. to show cause why this will should not terday at the Keystone Academy in be duly probated. Judge Vosburg awarded a citation, and made it returnable on February 12, at 10 a. m. The petitioner is represented by Attor-

neys Welles & Torrey. It is understood that these proceedings are amicable, and that there will probably be no oposition to the probate of the will.

Peretta Is Again Free.

Clerk of the Court Thomas P. Dan-His sermon yesterday was based on lels yesterday received notice from the the text: Rev. 5:6, and his theme was warden of the eastern penitentiary of the Position of Christ in the Universe of God." It was a timely diswas sentenced by Judge Archbald in course, and received very close atten- December, 1895, to nine years and six months for the second degree murder of Michael Denmarko at Winton in the ummer of 1895. Under the new commutation law

Peretta's sentence was cut down to six years, one month and fifteen days.

Objections Were Irregular.

Court, yesterday, dismissed the ob-jections filed by John Mangan and Philip Swartz to the Republican nomination in Old Forge, certified to by John N. Cook, T. J. Stewart and James

The objections were not filed in the commissioners office as required by There are the objections grounded

on allegations that some voters voted twenty times and non-citizens as high us five times

COURT HOUSE NEWS NOTES.

Si. Jacob's Beneficial society, of this city, applied to court yesterday for a charter. Appeals to the Superior court have been taken in a number of the Hquor Heense tevocation Sarah A. Tigue who claims her property

culvert under the Lackawanna railread, brought suit for \$500 damages against the company and the city of Scranton yesterday through Attorney E. W. Thoyer,

CENTRALS WON TWO GAMES.

Defeated the South Side Bowlers on Hampe's Alleys.

Three interesting games of ten-pins vere rolled on Hampe's alleys last John B. Law, of Pittston, Is the night between the Centrals and South Side teams, the result being as fol-

101101			
SOUTH SIDE	CLUB.		
Meister		225	182
II. Riefer		140	100
G. A. Hawek	102	142	104
J. Kiefer von von von von	138	142	133
C. Kiefer	123	1317	158
		****	1100
	701	796	757
CENTRAI	.8.		
Rothermel	173	149	100
F. Roll	161	147	148
Marshall	175	164	114
Wharton	155	158	104
O. Jones	149	182	151
	0.000	100	****
	518	803	715
Meister was easily h	lgh m	an both	in

ingle game and total. NEW CASE OF SMALL-POX

Another Member of the Brace Family Afflicted-New Emergency Hospital Inspected.

Another well-developed case of smallox was discovered in West Scranton yesterday, when Mrs. James Brace, of 534 North Garfield avenue, was found 2,998 of the 3,000 one hundred dollar health authorities have still another case under observation, which is ex-Mrs. Brace, the latest victim of the disease, is the wife of Mine Foreman who is quarantined at his home on fendants, and that the Seneca com- North Bromley avenue, wherein the pany shortly afterwards disposed of first victim of the disease died. She unthe holdings to the Lehigh Valley com- doubtedly contracted the disease by coming into contact with some of the persons suffering from the disease in eret negotiations carried on prior to her brother-in-law's home. The house which she occupies has been placed under quarantine, and guards will be

> Brown, and several newspaper men visited the new emergency hospital, on the West mountain, yesterday afternoon, on

tour of inspection. The hospital has been erected on the side of the mountain, in the rear of the Reyser Valley, at a point just beyond ments, among them the department of collethe end of Jackson street, and is at least half a mile from any building of any sort. It is a wooden structure, most substantially built, and is approached by a newly-constructed einder path.

The hospital contains two wards 18x25 feet in size, one for men and one for women. These wards are fitted with six cots each, and are heated by large, comfortable looking stoves. The rooms themselves are as comfortable as they can possibly be made. The walls and eiling are ceiled and are painted white. There are several windows, admitting light in abundance. The floors are neatly carpeted, and the cots are fitted with the best of mattresses and bed-

Adjoining the two wards are three other rooms, 12x15 feet in size. Two of ively, while the third has been fitted up as a kitchen make the control of the co equipped with a range and supply of cooking utensils and dishes. Dr. Allen was especially well pleased with the hospital.

not better."

misguided fanatic from burning it misguided fanatic from burning it down. The authorities will only have taken to the institution those persons proved the two departments of city treasurer. It is confineded on the part of the city that the moment the ordinance in question was approved the two departments of city treasurer. who may become afflicted with the disor boarding house, where the danger of contagion might be very great. Such & Son against B. E. Leonard agreed persons will be given the very best of care and attention by skilled attend-

No. 18 school, on Swetland street, was closed yesterday by order of Dr. John O'Malley, chairman of the special school board committee, and the work of fumiis the claimant. The fund resists pay- gating it was immediately begun. The school will not be reopened again until next Monday. The principals of all the other West Scranton schools have been ordered to use eternal vigilance in see-

> vaccination. The regular members of the police force have been relieved from the work guarding the quarantined houses and fourteen special officers engaged by the director of public safety are now doing this work.

DUNMORE SUB-STATION.

Branch of the Scranton Postoffice with Postmaster Markus K. Bishop in Charge.

Postmaster Markus K. Bishop, of Dunmore, will to-morrow become su-perintendent of the Dunmore sub-sta-tion, which is now a branch of the tion, which is now a branch of the Scranton postoffice, and four carriers and a clerk will be assigned to duty there, giving the borough the benefit of the free delivery system.

The names of the carriers to be assigned to Dunmore will be announced to-morrow. Postmaster Ripple yesterday issued the following order regarding the opening of the office:

DUNMORE STATION. February 1, 1902.

By authority of the postoffice department, Washington, D. C., January 2, 1992, Duamore, Pa., postoffice will be from this date consolidated with the postoffice at Scranton, Pa., and will be designated as Dunmore Station, Seranton, Pa-with facilities for the transaction of money order and registery business, the sale of postal sup-plies and the receipt and dispatch of mails, and In order that free delivers service may be ex-tended to the borough of Dunmore, The hours of service will be Week days, from

a. m. to 7.50 p. m.; Sundays, general delivery, stamp window, carriers' window, from b i m, to 10 a. m.
The receipt and disputch of mails between Dummore station and main office will continue at as present until otherwise ordered.

Ezra H. Ripple, Postmaster. Speedway Land Co.

Will give capital stock to every creditor if they will have their true accounts with Franklin & Co., Insurance; Coal Dr. G. E. Hill, Treas.

Send Us Your Clothing for Renovation.

Our steam cleaning is sure death for the germs of smallpox. Davis' Steam Dye Works. 319 Penn Avenue.

DECISION IN

OPINION WRITTEN BY JUDGE EDWARDS.

Judgment Is Directed to Enter for the Plaintiff in the Sum of \$72.50, Which Represents the Commissions Earned by the Office of Delinquent Tax Collector During the Three Months Period Covered by the Case Stated-Indefinite as to Effect on Present Conditions.

President Judge Edwards, yesterday, anded down an opinion in the casestated brought by George W. Jenkins against the City of Scranton to test his claim to the office of delinquent tax collector.

Judgment is given for the plaintiff in he sum of \$72.50 which represents the commissions carned by the delinquent tax collector's office for the period of three months covered by the case stated.

The opinion does not go outside of the facts then existent as presented in the case stated, and as a consequence, the effect of the decision on the present situation is not definitely set forth.

Apppended is the opinion which itself tells the story of the dispute.

The new act for the government of cities on the second class was passed March 7, 1991. The city of Scranton, on account of the increase in econd class, thus introducing reveral chang a methods of government, especially after t nactment of the act of 1901. The councils the city, after the appointment of a record processed to adjust the municipal machinery et the requirements of the new legislation and the advance in classification, and as a ma-ural consequence some complications have arise One of these complications is involved in the case.

The issue before us is formed by means of case stated. The parties have agreed upon at the facts essential for a disposition of the case. We give here a brief statement of some of the facts, and the only facts which we conside material in the present discussion.

1. April 1, 1901, the recorder of the city Secantion appointed the plaintiff collector of d show cause why the prayer should not be granted.

Director of Public Safety F. L. Wormbler taxes. The claiming linquent taxes to perform the daties of level ready at all times to perform the daties of level ready at all times to perform the daties of level ready at all times to perform the daties. the office. 2. An ordinance to carry into effect the act o

March 7, 1991, was passed finally by the councils on March 28, 1991, presented to the recorder on the following day, and by him approved April 2, 1901. The ordinance established certain

tor of delinquent taxes.

1. Section 5 of the ordinance provides that "the department of delinquent taxes shall be in charge of one person, who shall be the cli-reasurer. He shall have charge of the colletion of delinquent taxes."

5. Section 14 of the ordinance provides that "the compensation of the collector of delinquent axes shall be three-fifths of five per centum

the amount of delinquent taxes on real esta-and ten per centum on all occupation or potax, by him actually collected and paid into 6. Section 22 of the ordinance provides that the city treasurer shall give bonds to cover his ou ties as collector of delinquent taxes. He gas such bond and proceeded to collect the taxes.

CLAUSE FROM NEW CHARTER. The part of Article II, section 1, of the act of 1991, P. L. 29, applicable to this case, is r

"No department shall be created other than these are intended for the use of the those acrein enumerated, but councils may, by as a kitchen. This latter apartment is city treasurer may be appointed collector of de iquent taxes

The question to be answered is: Which effect did the passage of the ordinance of April 2, 1301, have upon the office of the delinquent tax col-"It's a splendid place," said he, "and anybody suffering from smallpox who is taken there will be treated first. is taken there will be treated just as time the ordinance was passed the office of city well as if he or she were at home, if treasurer was elective, and that the plaintiff had already been appointed delinquent tax collector, not better." on duty at the hospital to prevent any legislature, gives the recorder the power to approximately formula to prevent any legislature, gives the recorder the power to approximately formula to the power to approximate the p

who may become afflicted with the dis-ease in a crowded tenement or a hotel dated; that the city treasurer ipse facts became collector of delinquent taxes without any action on the part of the recorder; that if the office of collector had an incumbent, the approval of the ordinance on April 2nd in effect legislated him out of his office, because the law gave this power to the councils, and that, therefore, taking the most favorable view of the plaintiff's case, the plaintiff held his office for one day

The plaintiff contends, first, that although the ouncils should consolidate the two departments of ordinance, the recorder could not be compelled to appoint the city treasurer to the office of collector of delinquent taxes, the recorder lone having the power of appointment to fit ordered to use eternal vigilance in see-ing that all pupils show certificates of and spirit of the act of 1901 is to centralize the executive functions of the city government and place them in the hands of the recorder, taking away from the legislative branch much of the lower previously exercised by the councils wi Scrauton was a city of the third class. In our disposition of this case we shall deaver to harmonize the provisions of the act 1901, relating to the matter in dispute, so as preserve the authority of the councils as well be prerogative of the recorder as the appointing

ONE DAY AT LEAST. 1. It is clear that the plaintiff was the delin-ment tax collector on April 1, 1991. The recorder unquestionably had the power, under the law, to make the appointment. The ordinance of April 2nd had no legislative existence when the appointment was made. It can make no disterence in the interpretation of the law whether person has been in office one day or one year

the delinquent taxes during that thre. What ever effect the passage of the ordinance had en the office of collector, it could have no effect on the validity of the appointment made by the 2, The law of 1904. Under section 1 of Arci-

ele II, already quoted, the councils may, by ordinance provide "that one person may be ap the departments concerned in this case, it is could be no controvery as to the power of the recorder to appoint the director, because the right of appointment to each of the department is leaked in the recorder alone. But the office of city treasurer was elective; therefore, there is a necessary change in the phras-ology when this office and that of the collector of delinquent taxes are referred to. 'Councils may, 'y ordinance, provide that the city treasurer may be appointed collected of delinquent taxes.' Appointed by whom? The recorder is the only person who can full the office of collector. This power is expressly given to him, f an the councils by ordinance take away from him the right? Is it not more reasonable to hold that the law and the ordinance are only a limitation and not a destruction of the recorder's power of appointment? Council for the city contends that if the recorder has the right to appoint, although his choice is limited to the city treasurer, and fails or refuses to so so, the purpose of the not of assembly in providing for the consolidation of the departments is defeated. Or, again, if the recorder is bound to appoint the city truethe recorder is being a special to appoint ment would be an act of supercogation.

At first we were impressed by this contention, but, on further consideration, we think this position is untenable. It losses sight a general facts: (1) The recorder, under the law.

Lackawanna and Adams Avenues.

Are You a Lover

he pleased to show you Solitairs Diamona Rings, Diamond and Emerald Rings, Diamond and Raby Rings, Diamond and Opal Rings, Diamond and Sapphire Rings, Dia-mond and Turquois Rings, We will mount

Kern Incandescent

Gunster & Forsyth

lating to the consolidation of the departments in question, and at the same time to preserve the rights of the recorder.

treasurer "may" be appointed collector, twend "may" here is used in its compulse sense. Unless so used, the very object of the cite authorities or to quote text-book law as a tile various conditions which justify the use words of permission as words of command. W

afflity in the chief executive of a city of nied by the legislature for cogeni regions. has the sole power of appointing the collectors (2) the act provides that the city freasurer "may be appointed" collectors (3) the interpretation of the act should be in harmony with its spirit

JENKINS CASE & A FEW MORE DAYS

IN MAIR. CHINA FRUIT PLATES, BREAD and BUTTER PLATES, BREAD PLATES, HAR RECEIVERS, NEEDLE ETCHED WINE GLASSES, GOBLETS, 10C CHINA BUTTER DISHES, FRUIT PLATES, MUSTACHE CUPS AND 25c SACCERS, WATER PITTHERS, each SPECIAL drives in GAS POSTABLES, fitted with WELSBACH \$2.25 BURNERS, MANTLES and TENANCH Shade, complete
A few Special Toilet Sate, complete
Nickle Reading or Sewing Lamps, Central Draft Burner, 19-inch \$1.75 JARDINIERES and a host of other STAPLE ARTICLES which you need, at

China Mall.

Geo. V. Millar & Co. 134 Wyoming Avenue

FURNITURE REPAIRED

Have you in your attic a favorite chair with the upholstering in bad shape, an arm or a rocker broken, or perhaps having the springs out of order, waiting an indefinite sometime to be repaired? Let us mend it, repolish it, put a new cover on it and send it back to you as good as new.

Scranton Bedding

F. A. KAISER, MANAGER.

OUR CLOSING OUT SALE:

Wonderful Shoe Bargains



Of the Beautiful?

Do you wish to have pretty rings? We will Diamonds as there is in human faces, and not infrequently as much hidden deception. When you wish to buy a diamond come

judgment and representation.

A Difference

E. Schimpff, E. Schimpff,

There is as much difference in

You can rely upon our

Headquarters Incandescent . Gas Mantles,

Portable Lamps. THE NEW DISCOVERY

Gas Lamp.

253-327 Penn Avenue.

USE IN A DOUBLE SENSE. The section of the act, above quoted, is Illustration of the use of the word "may" in a double sense. The councils "may" by ordinance consolidate certain departments word is permissive in this comple The matter is left to their legisla tive discretion. They are not bound, and nobod-can compel them, to pass such an ordinance But, the councils having acted and having combined the offices of treasurer and collector the law providing that, in that case, the

ordinance provide "that one person may be appointed director of public safety and the department of charities and corrections." If these were the departments concerned in this case, their could be no controversy as to the power of the powe

The intention of the logislature by the act March 7, 1301, to centralize power and tespons The same legislature that passed the act of Lei by a later are gave the power to the resords to appoint the city treasurer. As the law stan-now, the recorder has the power of appoint

Spring Style Hats



412 Spruce St.

End of the Season Sale F. L. CRANE,

324 Lackawanna Avenue. | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100 | 100

HENRY BELIN, JR., General Agent for the Wyoming District for

Furs Repaired. Fors Manufactured. Baw Furs Bought.

Dupont's Powder Mining, Blasting, Sporting, Smokeless and the Repound Chemical Company's

HIGH EXPLOSIVES. Safety Fuse, Caps and Exploders. Room 401 Con-nell Building ,Scranton.

JOHN B. SMITH & SON Plymouth
W. E. MCLLIGAN Wilker-Barre

We do not consider further discussion necess-sary in this case. Our views as herein we-pressed meet the letter and the spirit of the law and should prevail.

The plaintiff being entitled to judgment, the early question remaining is the amount. Should it be for \$1,250 or for \$72.50. We find no disks.