AN EJECTMENT **SUIT ON TRIAL**

TRACT OF COAL LAND AT GREENWOOD IN DISPUTE.

Heirs of Isaac Dean Claim They Are Entitled to One-half of It-Yesterday Afternoon Spent in Putting in the Paper Title of the Plaintiff. Mrs. Eloise Bonnell Granted a Divorce from Dr. William O. Bonnell. Business Transacted in Orphans' Court-Other Court Matters.

The third week of the common pleas term opened yesterday morning with Judge John P. Kelly on the bench in the main court room, Judge E. C. Newcomb in No. 3, and Judge J. B. Simonton, of the Dauphin county courts, in No. 2.

Before Judge Newcomb, the ejectment suit of A. D. Dean, trustee, against B. M. Winton, administrator, was put on trial in the afternoon. It will take at least several days to try it. Attorneys H. M. Hannah and S. B. Price represent the plaintiff, and Attorneys I. H. Burns and C. H. Welles, the defendant. It is alleged, on the part of the plaintiff, that in 1878 W. W. Winton and Isaac Dean, fathers of the plaintiff and defendant in the sult, bought jointly eighty-five acres ot coal land at Greenwood in this county, Winton giving Dean a trust deed for one-half of the land. Subsequently, the land was sold at tax and sheriff's sale and was purchased by Catherine Winton, wife of W. W. Winton. It is alleged by the plaintiff that after these sales the rights of Isaac Dean in the property were acknowledged and the suit is to recover one-half interest in it. The coal was leased by the Greenw od Coal company and the lease b, that company transferred, a year ago, to the Delaware and Hudson company. All of yesterday afternoon was consumed in offering the paper title of the plaintiff to the land.

A non suit was granted in the case of Thomas F. McDonnell against Michael Manley, no appearance having been made by the plaintiff. Judge Simonton ordered a verdict for the plaintiff in the interpleader of C. D. Falconer against W. H. Reinhart. Because of the non-appearance of the plaintiff a non-suit was granted in the replevin suit of Neugoss Brothers against William Schaffer.

When the divorce case of Charles S. Lowry against Mrs. A. M. Lowry was called, Mrs. Lowry, who some time ago asked for a jury trial, withdrew her request and the divorce will now proceed in the usual way, and the testimony be taken before one of the judges in chambers. The charge is unfaithfulness, and if the case was nired in open court was expected to develop some sensational features. The parties separated in April, 1900, after n married life of sixteen years.

A non-suit was granted by Judge Newcomb in the case of Phoebe Kiesner against A. D. Roberts. Mrs. Kiesner's son worked for Roberts and she sued to recover wages amounting to \$22, as he is a minor and his father is dead. It was shown by R. A. Zimmerman, attorney for Mr. Roberts, that a widow has no right to sue for the wages of a minor child, and thereupon a non-sult was granted.

Attorney James Mahon was the fees from John J. Jennings. Mahon was one of the attorneys in the famous case of Jenning against the Lehigh Valley Railroad company. Jennings did not put in an appearance vesterday to contest the claim, and a verdict was directed in favor of Mahon for the full amount of his claim, with interest,

which amounted to \$63.50. When court adjourned, the case of J. B. Gilhool against L. A. Roberts was on trial. Gilhool conducts a plumbing and tinning establishment at Carbondale, and was employed to do some plumbing work for Roberts, who, in February, was the candidate of the Municipal Water party for mayor of

Meldrum, Scott & Co. 126 Wyoming Ave.

Not Bargain Counter Goods but New Arrivals. The Very Best We Could Buy.

GLOVES.

We won't buy anything With the New Stitching In white, pearl, black; in fact, all shades to go with the Easter Gown. If you have been disappointed else-where, don't give up; come here,

PARASOLS.

done all previous efforts. were silks, laces and chiffons so bewitchingly combined, and even if some pet ideas must be laid aside the 1902 maiden will own

HOSIERY.

ered leads, beautiful lace designs with rosebuds and other dainty flowers interwoven. Another idea is a silk embroidered monogram over the instep. Call and inspect

l seeks to collect his bill of \$230 for the work, and Poberts contents it in the ground that 'e work was improperly do e and in consequence the members of his family became ill from sewer gas, while leaks in imperfectly joined pipes destroyed his carpets and caused the plaster to

fall from cellings. The following cases were continued: Elizabeth Corwin against Scranton Rallway company, trespass; J. J. O'Boyle against James Gallagher, ap-peal; Daniel Holland against W. S. Bartlett and others, replevin; C. M. Butts against Susan Spencer, appeal. The trespass case of Wilson Balley against the Scranton Rallway company was reported settled, and the trespass case of Ralph Bewick against the Pennsylvania Coal company was discontinued. A verdict of \$500 was taken in the trespass scase of John Yost against the Dickson Manufacturing company.

Mrs. Bonnell Granted a Divorce.

Mrs. Eloise Bonnell was yesterday granted a divorce from Dr. William O. Bonnell, to whom she was married at Wyalusing, Wyoming county, on

The testimony indicated that Dr. Bonnell was addicted to the use of morphine and cocaine, and that he neglected to provide for his wife and

In June 1, 1899, he left his home in Meshoppen and went to the home of his father. Since then he has done nothing in the way of providing for his wife and child. His body, the witnesses stated, was covered with sores where he had injected the drugs, and his physical condition was very bad. New Haven, Conn, learning to be a trained nurse.

Company Dissolved.

Court made an order vesterday dissolving the charter of the New York, Wyoming and Western Railroad company, which was chartered to build a road from this city to the Hudson river by a number of individual coal operators.

The reason for the organization of the company and the abandoning of the idea of building the road was told of in a recent issue of The Tribune.

Orphans Court Matters.

In the orphans' court yesterday, Judge A. A. Visburg heard the arguments of counsel in the estate of W W. Smith, deceased, in which the executors are applying for leave to mortgage certain real estate of the devisees object upon the ground that the real estate should be sold, as it A. D. Dean appeared for the executor. and Attorneys R. H. Holgate and Clarence Balentine for the devisees.

Judge Vosburg reserved his decision. Reports were also handed down in he estate of Erastus J. Parrott, deceased, in which the distribution made by the executrix was approved, and in the estate of Andrew Nilson, in which the fund was awarded to the mother of the decedent, who resides in Swe-

Judge Vosburg also handed down the adjudications in eleven estates, in all of which the accounts of the representatives of the estate were confirmed finally.

Marriage Licenses.

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COURT HOUSE NEWS NOTES.

Margaret Jenkins was yesterday granted her nal discharge in insolvency, A charter was granted yesterday to the Ameri-can Russian Social and Beneficial club. Court made an order vesterday striking off the oppeal in the case of David Sloop against J. B.

A rule to open judgment was discharged ye terday in the ca Jennie E. Brink. A charter was allowed by the court yesterday to the St. Michael Archangel Polish Beneficial society of Priceburg.

The final hearing in the insolvency case of Bosiles Burgarian

Bosiloo Bartech, was held yesterday and Bartech was granted his discharge.

The will of Bridget Rogan, late of this city

was yesterday admitted to probate and letters testamentary granted to Authony J. Rogan. A rule was granted yesterday to show cause why a new trial should not be granted in the case of the Union Cash stores against Dr. George axemburger. It is made returnable to argument

Clerk of the Courts Daniels was yesterday 16tified of the fact that Thomas Murphy, a Lacka-wanna county prisoner in the Eastern penitenlary, was discharged yesterday. He was give: our years by Judge Edwards for an alleged at-empt at highway tobbery. Before Judge E. C. Newcomb, yesterday, testi-

mony was taken in the divorce case of Mary Schlack against Fred Schlack, who live on Luke street in the Tenth ward. They have been mar-ried many years and the testimony showed that the husband was addicted to strong drink. When in his cups he frequently abused his wife.

In the divorce case of Phoebe M. Edwards

against George Edwards, court yesterday fixed April 5 as the time for hearing testimony, be-fore Judge E. C. Newcomb, in chambers. On the same day testimony will be heard before the same judge in the divorce case of Howard Satter-thawait against Ada Satterthawait, John Reese and Ella Reese, Margaret Webster and Thomas Webster and C. W. Robbins and Francis H. Rob-

SHORT STORY CLUB.

The Chawbawfigmezz Short Story dub was entertained Saturday evening at the home of its founder and first president, S. Lyon Weyburn, 832 Madison avenue. The members include: Misses Evelyn Gates, Marguerite Gunster, Grace Atherton, Isabelle Feinberg, Anna Clark, Ruth Hann, Harriet Zeigler, Mabel Sloat, Helen Wilcox, Helen McKee, Maud Florey, Messrs, John Burns, Floyd Fuller, Walter Phillips, Cole Price, Fred C. Gunster, Arthur Florey, Harry Connolly, William Mc-Kee, William Mathews, Fred Atherton. former members present were: Miss Anna Russ, Smith college; Miss Alice Breck, Wellesley college; Miss Capwell, Bucknell university; John E. Coolidge, Lafayette college; Messrs. Randolph Frothingham, Lyon

AN INNOVATION

In the Clothing Business.

M. H. Griffin, clothier and men's furnisher, at 318 Lackawanna avenue, has a custom tailoring department to his magnificent store, having taken the agency for the well-known Robert-Wicks custom-made clothing. To introduce this new department to the men of Scranton, Mr. Wells, the cutter and designer of the Robert-Wicks Co., of Utica, N. Y., will be at Griffin's today and this evening, and personally measures for made-to-order suits Mr. Wells will have over 400 different patterns of the newest and finest doestic and imported effects to select

OPENING OF THE INSTITUTE

CITY TEACHERS BEGAN WEEK'S WORK YESTERDAY.

Afternoon Session Was Opened with an Address by President John Gibbons, of School Board, Who Intimated That Teachers Will Be Granted an Increase in Salary-A. J. Demarest Spoke on the New Education, and Miss Anna Williams Spoke of Kindergartens.

Bright-eyed and wide-awake teachers, to the number of over 400, gathered in the auditorium of the High school yesterday afternoon at 1.30 o'clock and took their seats as Superintendent of Schools Howell tapped a bell and declared the ninth annual teachers' institute to be opened.

After singing by the assembled teach ers, under the leadership of Prof. Derman, President John Gibbons, of the board of control, made a brief but characteristic address, in which he referred to the question of increased salaries, which is just now agitating every teacher in the city. He said that he had found it impossible to redeem his promise of assistance made a year ago, because a majority of the board couldn't agree on the matter. The teachers, he said, deserved to receive higher Mrs. Bonnell is now in a hospital in aries, and he intimated very strongly that the latest petition for a twentyfive per cent, increase will not be allowed to go by the board.

This prompted Superintendent Howell to make a few remarks bearing upon the same question. He said that the High school teachers of this city are being paid salaries which rank with the highest paid for similar work in any part of the country, but stated that the other teachers are not receiving anything like what they are entitled to. He urged the teachers present to make a vigorous fight for a recognition of their petition, and impressed them with the necessity of getting right down to work before the committee frames its budget for the coming year.

CHORUS SINGING.

After some excellent chorus singing by fifty of the lady teachers, under the decedent for the payment of debts. The first speaker. A. J. Demarest, of devisees object upon the ground that Hoboken, N. J., was introduced. He leadership, of Mrs. A. P. Barnes, the delivered an address on "The Aim of will now bring a good price. Attorney the New Education," and interested his listeners for upwards of an hour with a bright, keen and incisive talk on the general trend of the newer education.

> In beginning, he told of some of the greatest men in the educational field who won name and fame for themselves because they were different from the others about them, or because they made themselves different by seeking to improve themselves. He pictured with scorn the merely mechanical teacher, who follows out a stereotyped and time-honored programme every day, without any definite purpose and with no conception of the great fact that he or she has entrusted to his or her care "the lives of boys and girls with a higher destiny than mere earthly things." A great purpose, he said, is always the antecedent of a great action, and he urged the teach-

ever seeking after the best and truest uppermost in their minds. The new education, he said. only to teach the three R's, but also to teach the three C's, culture (physical), cheerfulness and citizenship. The great and ever growing necessity of training the body, as well as the mind, was emphasized and in this connection Mr. Demarest said a good word also for the manual training school.

ers to have the one great purpose of

BRING BOTH.

"The commonly accepted idea," said he, "is that children should only bring their heads to school, but I think it a very wise idea if they are allowed to bring both their heads and their hands." The new education, he said, seeks not so much to impart mere knowledge as it does to teach the child to observe, to think and to reason, and thus to develop the powers within him. It seeks also, he said, to bring up a generation of intelligent and virtuous citizens. The national life of this country, he declared, depends upon its public schools, which are the nurseries of its

liberties. Miss Anna W. Williams, introduced by Superintendent Howell as a "successful normal teacher, a lover of children and a noble woman," gave a de-lightful talk on "Popular Misconcep-tions of the Kindergarten." The larger part of her talk was couched in a vein of gentle and at times almost biting sarcasm. She showed that she has been very observant during her visits to certain kindergartens, and her immitations of the methods and mannerisms adopted by the teachers whom she

saw in them was especially amusing. She told of the kindergarten teacher who carries the matter of idealizing her work to extremes, and who wants her pupils to see everything from a poetical point of view. Then she went Pied Piper of Hamelin." who lives up to the rules so that she is almost ideal from a text book standpoint, was given a few gentle little

MISTAKES THEY MAKE. She told of how ridiculous some kindergarten teachers make their work ished in conception.

by over-idealization. One teacher she told of who had been telling her class of the universal unity of everything in the world and of how every beast of the field was of assistance in some way or other. On the day she visited the school the teacher had a picture showing all the known animals, and sh was asking the children what each animal was. "A dear little helper" Weyburn and Carl Zeigler, Colgate uni- the answer she had taught the children to give. Miss Williams humorously told of the ludicrous effect by the child who declared the lion to be a

'dear little helper." The ever-popular Dr. F. H. Green gave a sort of impromptu talk on the bringing of music and melody into every-day life and into the school-room It was a wonderfully inspiring presentation of the gosper of good cheer and pleased his listeners mightily.

LITTLE GIVEN A HEARING.

Alderman Howe Reserved His Decision Concerning Alleged Libel. Before Alderman Howe, Richard Little, Editor of the Sckintonian, was Scranton. The prosecution was the outome of a story printed in the Scrantonian on February 23, regarding statements made by Charles Miller.

Attorney Scragg appeared for the defendant, and Attorney Vokolek for the prosecutor. Mr. Scragg contended that the aggrieved party should first show that the paper containing the alleged libel was purchased from the defend-

Lipowitz was sworn, and testified to having purchased the Scrantonian from a newsboy. The article in question was to the effect that Charles Miller swore before Alderman Fidler that Lipowitz had offered a desperado \$50 to kill

Stephen McDonald, a reporter on the Scrantonian, testified to having re-ceived the alleged libelous information from Miller in the presence of Alderman Fidler.

Fidler was sworn and testifled to having heard Miller tell McDonald the story in his office, when Miller wanted to have Lipowitz arrested for making the alleged threat.

M. J. O'Toole was also sworn, H testified that Lipowitz went to the Scrantonian office and requested a contradiction of the story, and that his version of the affair was given on

Richard Little, the defendant, was sworn. He did not know the prosecutor, and had no knowledge of the article having been printed until the charge was preferred against him. Alderman Howe took copies of the paper in question, and reserved his decision until he familiarizes himself with the offending article.

LAST NIGHT'S CONCERT.

A brilliant assemblage was present at last night's concert at the Lyceum. The local interest, aside from the musical enthusias tensified because it marked the debut of a young woman of whom Scranton has reason to be proud, as well as the second visit greatest contralto on the stage today. Another most significant feature was the prominent place on the programme occupied by a local leader of orchestra with his own quartette.

Last night's, the climax of the series of con erts arranged by Fred C. Hand, was made briliant by the most elaborate stage setting ever arranged for a musical event here. Quantities of palms artistically grouped, and blazing designs f electric lights, heightened the general effect. The flag of the Union draped the upper scenes and was flanked by another across the balcony. The boxes were all filled, and the house presented a gala appearance as the ball guests were out in evening attire. Among box and loge holders who entertained parties were: Mrs. Thomas Dickson, Mrs. Timberman-Randolph, Pt. Rev. Bishop Hoban, Marcus Smith, of Wilkes-Barre; C. D. Simpson, M. J. Horan, Chas. Rob-inson, T. H. Watkins, M. J. Healey, C. G. Boland, R. C. Wills, Charles Schadt and A. J

Madame Schumann-Heink is tired with th long season and its hard work, but nothing dims the glorious radiance of that voice with its heights and its depths that illumine the soul of

the glorious radiance of that voice with its heights and its depths that illumine the soul of the listener and alternately lead it into the shadows where tears are, and the memory of forgotten sorrows hide.

She is so noble of mien, so sumv of face! If she sang in Chinese still the notes would touch our hearts and we should know that she sang of love and sadness and mirth and tenderness and the emotions that are the dearest and the saddest in life. But her German is delightful and her English is charming.

Her opening number, the recitative and gria from Bruch's "Odysseus" gave scope for her phenomenal range and dramatic power. The climax where her wonderful lower tones in their richness were heard at their best was thrilling indeed. As an encore she gave in English the superb aria from "St. Paul," and the timbre of her voice seemed admirably suited to the sacred theme.

The group of Schubert songs were perhaps the most attractive from a popular point of view. The pure lyric quality of Madame Schumann-Heink's voice was strikingly felt in "Die Allmacht," and in the orditi "Bolero," the grace and sprightliness and the oriental temperament were prominent in contrast, Most of all the soul of this woman is felt by her listeners.'

Miss Clare Horen received an ovation when

of this woman is felt by her listeners.

Miss Clare Horan received an ovation when

the came out escorted by Mr. Hand. She did o proud of their young townswoman. She has the true Leschetizsky touch with an individuality of her own, which is a pleasing study to the listener. Most of all Miss Horan is brilliant to a degree. As has been said, she should be very successful in recitals in America, where brilling: is so much of a cult. She has the imaging temperament, the graces of mind and ph. 4.5 which go far to assist ambition and beyond af she has the restless, unwearying energy-that e

she has the restless, unwearying energy—that eigery which spars its possessor on and on, and without which talent is a fragile hope.

Miss Horan played the Chopin Ballade in a minor with a brilliance which was like a gleaming river in the swift current. She seems to breathe the Chopin atmosphere, and at times her reathe the Chopin atmosphere, and at times he interpretation of the theme in its sad little minor chords contained more of the weird poetry which we recognize as Chopinesque than is often heard to recognize. As an encore she gave the

In the little group beginning with the lovely nimit of Schubert, she displayed much versa-ility. Particularly fascinating was the Tschalkowsky song without words where her intellionce and taste were pre-eminent. The beautiful atermezzo of Leschetizsky was played con amore and she threw rare color and expression into its rendering. As an encore she played brilliantly, and with a refinement of view and understanding "Papillons," by Grieg. She has studied four cears with Leschetizsky, and with that great muser's verdict that she has a great career, the

orld will surely agree. Professor Hemberger came in for resounding applause and enthusiasm on both sides of the footlights. "Ab, but he is an artist!" exclaimed Madame Schumann-Heink, behind the seenes. "That's the leader of our symphony or heatra," complacently remarked the people in the audience. "He knows how to do it," and he the audience. "He knows how to do it," and he does know. It is a pity that Scranton in general could not have heard all the pleasant things which the famous out of town artists were say-ing of Prof. Hemberger, and how they marvelled that he should stay here. It may surprise many to know that he played that superb solo without after the superior kindergarten teacher the great accompanist—perhaps the greatest of the trial dance like a great and intellection that the superior kindergarten teacher the great accompanist—perhaps the greatest of his times—was delighted with the violinist's who "leads her pupils a mad intellechis times-was delighted with the violation of the media,"
tual dance like a sort of educational work, it is something seldom attempted by any
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tual dance like a sort of educational work. It is something seldom attempted by any
tual dance like a sort of educational work. night by our own Theodore Hemberger was a triumph of art and feeling. Who will forget that Adagto movement? Who ever saw more charming bowing than in the vivid wonderful finale?
The work of the Hemberger quartette was fine. Well balanced, confident, gracefully modest in their work, they played as one person plays. The Mendelscolin number was notably good, and those from Glazounow were unique and exquisitely fin-

WILL CONTINUE ON STRIKE. Final Decision of the Trolley Car Men.

The executive committee of the strikers, which conferred with General Manager Silliman at 3 o'clock Monday morning, reported to the strikers at 6 a.m. that they could not get better a. m. that they could not get better terms and they thereupon voted to continue on strike.

It will probably be many weeks before another attempt at settlement will

MAGNIFICENT MILLINERY Display of Miss Le Vay at Hotel

Jermyn Today. Miss Le Vay will be at Hotel Jermyi today with an exquisite line of trimmed

and tailored hats. The ladies of Scranton are cordially invited to call and inspect this most stylish and exclusive

Before Alderman Howe, Richard Little, editor of the Schantonian, was given a hearing yesterday on a charge of having printed a libelous article opposite St. Peter's cathedral. •• who conducts a cigar factory for his wife at 343 Penn avenue. He sold and delivered 2,000 cheap cigars to Peter nue, opposite St. Peter's cathedral. •• Tonetti, of Old Forge, where the goods

HEALTHAMDALLITS BLESSINGS

Health will come w is blessings to those who know the way, and it is mainly a queste term implies, but the efforts which strengthen the system, tion of right-living, w the games which refresh and the foods which nourish are important, each in a way, while it is also advantageous to have knowledge of the best methods of promoting freedom from unsanitary conditions. To assist nature, when nature needs assistance, it is all important that the medicinal agents used should be of the best quality and of known value, and the one remedy which acts most beneficially and pleasantly, as a laxative, is-Syrup of Figs-manufactured by

With a proper understanding of the fact that many physical ills are of a transient character and yield promptly to the gentle action of Syrup of Figs, gladness and comfort come to the heart, and if one would remove the torpor and strain and congestion attendant upon a constipated condition of the system, take Syrup of Figs and enjoy freedom from the aches and pains, the colds and headaches and the depression due to inactivity of the bowels. In case of any organic trouble it is well to consult a competent physician, but when a laxative is required remember that the most permanently gratifying results will follow personal cooperation with the beneficial effects of Syrup of Figs. It is for sale by all reliable druggists. Price fifty

The excellence of Syrup of Figs comes from the beneficial effects of the plants used in the combination and also from the method of manufacture which ensures that perfect purity and uniformity of product essential in a perfect family laxative. All the members of the family from the youngest to the most advanced in years may use it whenever a laxative is needed and share alike in its beneficial effects. We do not claim that Syrup of Figs is the only remedy of known value, but it possesses this great advantage over all other laxatives that it acts gently and pleasantly without disturbing natural functions, in any way, as it is free from every objectionable quality or substance. To get its beneficial effects it is always necessary to buy the genuine and the full name of the Co.—California Fig Syrup Co.—is printed on the front of every



San Francisco, Cal. Louisville, Ky.

A MODERN CLOTHING STORE.

Advanced ideas in this line are put forth by us to meet the requirements of our citizens. While our Men's Department is stocked with the finest line of ready-to-wear high-grade suits and our boys' and children's departments contain exclusive novelties, the equal of which has never before come to Scranton. Prominent among them is the famous

"Peter Thompson" Suit For Boys and Girls.

We have still gone a step further and added to our extensive business a Custom Tailoring Department. Mr. Wells, the cutter and designer in the custom tailoring department of Robert-Wicks Co., of Utica, N. Y., will be here today with a complete line of samples and will take measures all day for suits made-to-order. You will have 400 different patterns to select from of the latest and nobbiest effects in the finest imported and domestic fabrics. To be measured for a suit by such an artist is a rare treat. Do not miss it.

CLOTHIER AND FURNISHER 318 Lackawanna Ave., Scranton, Pa.

Ernest Lattieri Arrested by the Revenue Authorities.

some time the internal revenue officials have been trying to locate dealers who sell cigars without having them properly stamped, and they have at last succeeded in unearthing a sweat shop in this city, where the goods are prepared and delivered from.

The first victim is Ernest LattierL

were unearthed by Deputy Revenue Collector Louis Salsburg, of Wilkes

The cigars were unstamped, and were stored away in a showcase and boxes out of sight. Tonetti was arrested, and Lattieri tried to persuade him to acknowledge the whole business and he would stand the costs. But Tonetti Mary Martin, the name first given. to acknowledge the whole business and refused, and instead aided the government officials in locating the guilty

Lattieri was arrested, and at the

HER NAME WAS MILBOURNE.

Woman Who Committed Suicide Was

Not Mrs. John Martin. The real name of the young woman who committed suicide in the Bigelow The body was shipped from Cusick's morgue to Boston yesterday morning under the former name.

The woman's husband, who first said hearing yesterday before United States his name was John Martin, now admits Commissioner George D. Tayler, he was that it is Milbourne. Just what reason held in \$1,000 bail for his ance at ance at he had for giving a wrong name at