#### MANAGE MELLY HE MODERN HARDWARE STORE

Protect Your Trees By using the

## Lloyd Steel Tree Guard

Price, \$1.25.

Foote & Shear Co. 119 N. Washington Ave 20000000000000

#### The Course of Study

In all departments of the Hardenbergh School of Music and Art is arranged on broad lines and according to modern progressive ideas. Send for circular. Carter Building, 604 Linden Street.

#### Girl's Wash Dresses for Summer Wear

Coats for early Spring and Summer wear, Boys' Wash Dresses, Boya' Bloomer Suits.

THE BABY BAZAAR 118 Washington Avenue.

## Shoes

In all styles at \$1.50, \$2.00 \$2.50 and \$3.00 for Ladies' and

#### NETTLETONS

Burr Building, 134

Washington Avenue. Green Trading Stamps.

#### PETER N. HAAN

New Stables, 1415 Mulbery Street. New 'Phone-2057

Cost is Small to Launder Your Lace Curtains. . .

Don't you want to try our way this pool We guarantee artistic lace effects and careful hand work. Lace hundering

ACKAWANNA AUNDRY. 308-310 Penn Avenue



#### SQUARE IS ILLUMINATED.

Eight Arc Lights Make Court House Lawn Brilliant.

Last pight, for the first time, th eight are lights, placed on Court House Square by the county commissioner: were lighted up and for the first time the beautiful aspect of the Square was

The fact that the Square with its great expanse of lawn, picturesque court house and magnificent monuments, is the city's principal place prompted the erection of these lights. Those who viewed the scene last night were unstinted in their approval of the commissioners' action.

#### Physical Culture at Its Best.

The training of a sound body is considered of as much importance a Swarthmore College as intellectual calture. It receives the same discriminating direction and care. The handsomgynmasium recently built is the latest evidence of this.

But physical culture at Swarthmor is intelligently conducted. A course of training is prescribed for each individual case to meet the individual need As a result the health record of Swarthmore is remarkable,

In this, as well as in every other department, the advantage of the "small college" is manifest. It makes possible that close personal relation between in structor and student that awakens and develops the best there is in a man o

The same discrimination, thorough equipment and intelligent direction exto every branch of the college work—the libraries, the physical chemical and biological laboratories machine shops, astronomical observa-

tory, etc. Swarthmore is co-educational. offers four courses-Arts, Science, Letters and Engineering. It is under the conservative, yet progressive management of Friends-yet is distinctly nonment of Friends—yet is distinctly non-sectarian. It is ideally located amid 100 feet and a depth of 180 feet, is ele-200 acres of wood and lawn, affording ample opportunity for all kinds of outdoor sports. For catalogue and further particulars address the president, William W. Birdsall, Swarthmore, Pa.

## IS SUSTAINED

SUPREME COURT IN GILMORE-DUFFY CASE.

Agreement Between Partners That Ten Per Cent Interest Should Be Allowed on the Difference Between Their Centributions to the Firms' Capital Is Not Usury-City Wins in a Damage Case Tried Before a Referee-Other Matters of Interest in and About the Courts.

The opinion of the supreme court in the Gilmore-Duffy case was received yesterday by Prothonotary Copeland. It affirms Judge Kelly's finding that an igreement by one partner to pay ten per cent, increst on the difference between their investments in the partnership is not affected by the usury

Gilmore and Duffy entered into partnership in the wholesale grocery business. Gilmore put in about three times as much as Duffy in the capitalization of the concern. When it came to a dissolution of the partnership, Gilmore claimed \$2,700 more than Duffy was willing to allow, the claim being based on a provision of their agreement, that Duffy should allow Gilmore 10 per cent. interest on the difference between the respective amounts invested.

Attorney D. J. Davis, who was an pointed master to adjust the dispute refused to allow the Gilmore claim on the ground that it was in violation of the usury laws, which restrict usury laws to 6 per cent.. Judge Kelly in reviewing the master's report, reversed this finding and allowed the 10 per ent. The supreme court now affirms Judge Kelly's finding. The opinion of the supreme court was written by Jusice Mitchell and is as follows:

appellant's paper book did not contain the le of the evidence, all the assignments of eror were withdrawn except the tenth, and in ot-ler to facilitate the hearing upon that, the fol-lowing statement of facis from the appeller's paper book was agreed to as the basis of the court's consideration of the case; "The undisputed facts is that these two parties in forming their partnership agreement, there be-ing a great disparity in the capital which each had contributed, agreed that in distributing the profits at the end of each year, Duffy should pay diffuse ten per cent, interest on the difference a their capital. This was actually done at the nd of each year, and the charges fairly entered pon the books, which were entally open to exmination by both paramers, and of the result of thich statements were given to Duffy each

Objections having been made by appellee that

The master found that this agreement we urone, but the court sustained an exception and held otherwise. This taking is the subject of the only assignment of error now before us. The agreement was not within the usury laws. t was not for interest properly so called, but or a share of profits. The money was not a oun from ereditor to debtor, but a contribution to the partnership capital and was all the time at the risk of the business. The agreement was a re method of division of profits between part ers having unequal interests in the firm, If it had stipulated that Gilmore should first ave one-tenth or any other fixed proportion of the profits, and then the rest should be divided, the effect would be the same. As said in Scott Kennedy, opinion filed at this term, "Whether sum to be paid was fixed in advance or left o be determined by a fixed percentage, is un-

Referee Davis allowed Gilmore \$5,-10.35. He claimed \$8,610.35. The Supreme court awards him the full amount Livery, Boarding, Heavy Teaming of his claim. F. H. Jermyn was Mr. buffy's bondsman in the appeal.

#### City Wins a Damage Case.

In the case of Mary Dickson against the City of Scranton, Referee C. B. Little vesterday filed a report finding that the plaintiff has no cause of ac-

She is a resident of Brick avenue, North Scranton. In the rear of her ome is a pond, formed by surface water lodging in a depression of what would be a continuation of Beaumont street. She was taken with malarial over and alleged that her illness was caused by the miasmatic germs emanting from this pond. The pond, it was illeged, was formed as a result of the

city's grading of Cayuga street. The referee finds that the city did not grade Cayuga street; that Beaumon street at this point is not a city street and that the city in consequence is not liable, although Mrs. Dickson's ailments may be the result of the miasmatic Exceptions to the report have been

germs generated by the bond, filed by C. W. Dawson, B. F. Tinkham and George Benedict, attorneys for the plaintiff. The city was represented by City Solicitor George M. Watson.

#### In the Degister's Office.

Register Koch yesterday granted leters testamentary, as follows: To William H. Evans, in the estate of Rachel Evans, late of Scranton; to John J. Morgan and D. D. Evans, in the estate of W. D. Thomas, late of Scranton; to

#### OUR SUMMER SCHOOL OF EIGHT WEEKS.



Opens June 19th, 1902.

Call or Write For Particulars. Both 'Phones,

J. ALFRED PENNINGTON. Director. Adams Avenue and Linden St.

Elizabeth Neuls, in the estate of Adam Neuls, late of Scranton; to Mary Manning, in the estate of Peter Manning, late of Carbondale. The will of Thomas Reap, late of Scranton, was admitted to probate. No

#### Before the Grand Jury.

letters were granted.

The petition for the establishment of county morgue was yesterday presented to the grand jury. It was sup-ported by testimony of Coroner J. F. Saltry, Jail Physician S. P. Longstreet and Undertakers M. F. Wymbs, William Price, Patrick Cusick and John E.

Regan. Among the cases heard yesterday were those in which Agent Robert Wilson, of the Municipal league, is proseuting John Brink, William Lisk and John Coleman, of Dunmore, for selling liquor without a license, and Patrick Regan, of the same place, for selling on Sunday and election day. The jury will not be able to complete

#### continue its sessions into next week, Signing the Bonds.

its work today, and will ask court to

County Commissioners J. C. Morris, John J. Durkin and John Penman, accompanied by Controller E. A. Jones, County Solicitor H. L. Taylor and Commissioners' Clerk W. G. Daniels, have been in Philadelphia for two days. signing the bonds bought by Dick & Co. Commissioner Penman returned last vening. The others will return today, bearing with them the \$225,000, the amount of the issue and the premium

#### TWO LETTERS.

of \$13,000.

Scranton Business College.

Williamsport, Pa., May 5, 1902. Scranton Business College: We shall be in need of an assistant bookkeeper by the beginning of next week, and would be glad to have you advise us promptly if you have a young man you can thoroughly recommend for that position. One of our office men expects to leave us next week, and we shall advance another to fill his position, and advance Herman Schmaltz to the next higher position, which will necessitate filling his position. We pay the assistant bookkeeper \$10 per week, but do not wish anyone the right qualifications for advancenent when a vacancy occurs. Please advise promptly.

The college sent Herman Schmaltz but a few weeks ago

Williamsport, Pa., May 8, 1902. Scranton Business College: W. C. Runyon to us. As we wish to have the opportunity of having him instructed in his work before the other man leaves, we would be glad to have

I am in receipt of your favor of the 7th inst., and thank you for referring you advise him to come here at once, Also request him to advise us the time that we may expect him.

#### To Go to Wilkes-Barre.

The members of Sosthenes Lodge, G. U. O. of O. F., have been invited to Wilkes-Barre on Sunday evening, May 11th, to take part in the annual Thanksgiving service. All of those that can go will meet at the D. & H. depot it 6 p. m. Sunday with badges, white gloves, etc., by order of

#### George W. Brown, Marshal. L. E. Morton, Secretary,

AMATEUR BASE BALL. The Lackawannas will cross bats with the Oly-

phant Browns on Saturday at 3 p. m., Brown's ground. E. Smith, captain.

What is FRUITED WHEAT?

### FOR SALE W. T. HACKETT



This beautiful residence, one of the appeal to anyone of refined tastes. The tandsomest homes in our city is offered price is \$19,000. gantly situated on the shady side of one or address W. T. Hackett, the real esof the finest of our residence blocks. tate dealer, Room 10 Real Estate Ex-This avenue is paved with asphalt, and change building, 126 and 128 Washing-

Persons who contemplate buying or building such a home should call upon there is an abundance of shade trees, ton avenue, Scranton. He has also a shrubs, etc. The interior plan and full line of residences, ranging in price finish of the house is excellent and will from \$800 to \$80,000.

#### LECTURE OF MISS STONE.

The Missionary Will Tell of Her Wonderful Experience.

Miss Ellen M. Stone, the American missionary, captured by Bulgarian brigands and held in captivity six months, until her ransom of \$20,000 was paid, will give an illustrated lecture in the Lyceum, Monday evening, May 19,



under the auspices of the Jackson Street Baptist church, Rev. Thomas de

Gruchy, D. D., pastor. The proceeds of Miss Stone's lectures will be devoted to the noble endeavor

on her part to return the money to any person who may have become embarrassed by giving toward her ransom In the Lyceum she will give a detailed tory of her capture and her long captivity in the wilds of that mountainous

A story thrilling in many of its fea ures, dramatic in its intensity and breathing in every word the Christian fortitude of faith. A wonderful recital from her own lips of the capture of herself and Madame Tsilka, their experiences during the 172 long days, when often they seemed near deliverance and as often near death.

She illustrates her lecture with special views, and throws upon the canfor that position who would not have which she trudged by day and by night. hurst, Archbald, Dundaff, Waymart As a lecturer Miss Stone has disap pointed all her critics. She has a wellrounded voice and it is musical in tone. She was heard distinctly by the thousands that gathered in the Academy of Music. Philadelphia, and held them

nellbound. Miss Stone will be the guest of Colonel and Mrs. E. H. Rippie while in Scranton. In London she was the guest of no less a personage than our United States ambassador to England, Mr. and Mrs. Joseph Choate. Tickets are now for sale at Phelps' drug store, Powell's music store, Guernsey's music store: Watkins' drug store, Olyphant; Henwood's drug store, Providence. gram opens Wednesday, May 14, at 9

#### SCRANTON BUSINESS COLLEGE.

Diary Record for the Week. MONDAY, MAY 5.-Claude Simmon has secured employment in one of the Lackawanna Railroad offices,

secured a position with the Gordon Supply company. A request for a young man, book ceeper, to work in a railroad office, Miss Minnie Weisser goes to work at he Klotz Silk mill. Two other S. C. B. ladies are in the same office.

Learned that Andrew Druffner has

TUESDAY, MAY 6.-The Williamsport Staple company, write for an assistant bookkeeper and announce that Herman Schmaltz, whom we sent a few weeks ago has been promoted.
THURSDAY, MAY 8.—The Scranton Railway company ask for a lady sten-

ographer. Miss Mabel Lesh is recommended and secures the place. FRIDAY, MAY 9 .- W. H. Dermody bookkeeper, is sent to Mr. O'Connor o the Lackawanna road.

Tomorrow W. C. Runyon will go to Williamsport to take the position with the Williamsport Staple company.

Soft Shell Crabs Fresh daily at Scranton House.

## GARCIA VEGA & CO.'S

Cigars

We believe are equal to the finest imported Havana Cigar -such as Bock & Co., Carolinas or Vencedoras. We offer 50 Conchas at \$3. Any purchaser after smoking 5 may return the balance (if not satisfactory) and we will refund the pur-

purchase price namely \$3.00.

Lackawanna Avenue.

## CHANGES

THOMPSON MOVES UP NEXT TO THE LEADERS.

Four New Workers in the Tribune's Educational Contest-Another Big Day-Twelve Contestants Made Returns-Kellerman Maintains His Lead, While Freedman Goes from Seventh to Third Place-Bright Prospects for Any Who Begin

#### Standing of Contestants

1. A. J. Kellerman, Scranton 53 

7. Homer Kresge, Hyde Park 28 8. Wm. T. S. Rodriguez, 9. Wm. Sherwood, Harford. 13 10. J. A. Havenstrite, Scran-

ton ...... 10 11. John Dempsey, Olyphant.. 12. William Cooper, Priceburg 13. Charles O'Boyle, Scranton 14. Edna Coleman, Scranton. . 15. Miss Nellie Avery, Forest

16. C. J. Clark, Peckville.... 17. Hugh Johnson, Forest City 18. Charles W. Dorsey, Scran-19. R. D. Dorsey, Scranton...

Yesterday was another big day in The Tribune's Educational Contest, the greatest but one of the week. Twelve contestants in all reported points and progressed in standing, if not in the list. Four of them were contestants who have not previously brought in points. They were John Dempsey, of Olyphant, now in eleventh place; Miss Nellie Avery, of Forest City, now fifteenth; Hugh Johnson, of Forest City, now seventeenth, and R. D. Dorsey, of Scranton, now nineteenth.

A. J. Kellerman, of Scranton, maintains his lead by fourteen points from his nearest competitor, Herbert Thompson, of Carbondale, while Charles Burns, of Vandling, who was second yesterday morning, is now sixth, Albert Freednan, of Bellevue, goes from seventh to third place, and Grant M. Decker, of Hallstead, is fourth, one point away. There is a difference of fourteen points between seventh and eighth place, the greatest gap that separates any of the

ontestants. A contestant beginning now with one early subscriber, counting 12 points, vould be in tenth place and entitled to a choice of a scholarship valued at \$600. There are thirty-three scholarships to be disposed of as special rewards, and there are but nineteen contestants so far, leaving fourteen scholarships unepresented. This is a great opportunity for the young people, if they would only realize it. Those who have aleady started have done well, and there is lots of room for any ambitious young people. Some of the best towns outside of Scranton have no contestants or entries, such as Clark's Summit, Factoryville, Nicholson, New Milford, Hopvas the mountains and forests through bottom, Pittston, Wilkes-Barre, Elmand Stroudsburg.

Full particulars are printed on the ourth page of The Tribune daily. The entry list is still open.

#### A BIG SEASON ASSURED.

Lodore Will Be the Mecca for Excursionists the Coming Season.

All indications point to Lake Lodore is the most popular of all excursion reorts for the fast-approaching season. and to even surpass its immense business of last year. The individual ex-cursionist prefers a lake resort, and the scenic beauties of Lodore itself, its farsprending grove, incomparable dance pavilion, its merry-go-round, the delight of the children, its well-equipped kitchens, clam oven, refreshment booths, Spalding ball grounds, naphtha aunches, steamer, large excursion boat ind varied other amusements render it summer paradise, and at the same ime the most profit-making resort for hurches and societies. There are some splendid dates left, for the privilege of hich please appply to W. L. Pryor, district passenger agent. Delaware and Hudson Railroad, Scranton, Pa.

#### New Dining Car Service on the

Lackawanna Railroad. Effective Monday, May 12, a new dining car will be placed in service eaving Scranton train No. 15 at 6.22 a n. to Owego, returning Owego to Binghamton in train No. 42 and Binghamton to Dover, N. J., in train No. 4 leaving Scranton for New York at 12.45 noon, and Dover to Scranton in train No. 25, which leaves New York at 4.00 p. m., arriving Scranton 8.55 p. m.

Special Low Rates to St. Paul, Minn. On account of the National Baptists anniversaries at St. Paul, Minn., May 20th to 28th the Lackawanna railroad will sell round trip tickets to St. Paul and Minneapolis, Minnesota, at \$33.70. Tickets will be sold good going May 17th, 18th and 19th and for return until June 30th inclusive, upon payment of 50 cents additional.

We would give all the money in the State of Pennsylvania if everyone who tried COFo made it right. We could afford to, because they would never drink anything else.

Dr. Lindabury, Surgeon, diseases of yomen a specialty, 215 Connell building, Hours: 11 a. m. to 4 p. m.; 7 to 8.30 p. m.

Hardy Vines At Clark's Florist.

#### You Can Save 30 per cent, on the dollar when

you purchase direct from the manufacturer. Our line of Umbrellas and Parasols is large and complete, and embraces all the latest pat-We guarantee all

Scranton Umbrella Manufacturing Co. 313 Spruce Street

## ARE MANY A BOSTON LADY

Marvelously Restored to Perfect Health.

Paine's Celery Compound Was Her Doliverer from Nervous Prostration, Insomnia, Menial Dipression and Weakness of

#### A Special Message of Comfort for Sick and Despondent Women.

Her Digestive Organs

Mrs. F. L. Bernhardt, 382 Newbury street, Boston, Mass., found herself in an extremely perilous condition of health after a surgical operation. Her touching story, written for the benefit of other sufferers, is as follows:-"It is with a feeling of extreme gratitude and thankfulness and a humane desire to benefit others, that I write out my own experience in th use of Prof. Edward E. Phelps' won-derful preparation, called Paine's Celery Compound. Owing to a fall from a horse several years ago I became a nervous invalid, and last year I entered a hospital where I was operated upon by a famous New York

surgeon. "The surgical operation was successful, but nervous prostration followed A summer in Newport with the bes medical attendance failed to restore my nerves to their normal condition was absolutely unable to digest any solid food, and this weak condition of my digestive organs, combined with insomnia, caused the deepest depression. A constant tenderness and soreness in the region of my stomach with a dull headache and extreme weakness created a feeling of helplessness from which I was unable to rise.

"It was in this melancholy frame of mind that I chanced to meet a Boston lawyer who said to me, 'I was in almost the condition that you are now in and after spending hundreds of dollars without receiving any benefit I was induced by a friend to give Paine's Celery Compound a trial, which I did, and t cured me completely when everything else had failed."

"I was rather skeptical about trying a patent medicine, but I ordered a bottle from my druggist and began to take it according to directions. Much to my surprise, I slept soundly at night and did not awake in the morning with the usual dull headache. Then, too, I developed an appetite for solid food, and soon I was able to digest a course dinner without any unpleasant sensations. I am now completely restored to health after about two months' use of the compound.

"Sympathizing with all who may be suffering as I did, I take this method of reaching strangers, after writing personal letters to my particular friends.'

DIAMOND DYES The only pure and ur erated. Never crock! Never fade!

#### Why Suffer

Catarrh, Nervousness, Asthma, Constipation or Stomach Troubles when you could be so quickly cured by our system of treatment? No drugs, but a scientific combination of OS-TEOPATHY, HOT AIR, ELEC-TRICITY and other rational means.
Of all chronic and lingering affections pronounced incurable by other systems of treatment we absolutely oure 80 per cent, and permanently

benefit 95 per cent. Come in this week and talk the matter over and be examined. won't cost you anything. If you can't come in, send for OUR BOOK-LET, FREE. It will tell you at about the

#### Green Ridge Sanitarium,

DR. HERBERT I. FURM N SUPT. 1530 NORTH WASHINGTON AVE., (Between Marion and Green Ridge Sts.) ity treating rooms in Carter Building, corner Adams avenue and Linden street, Scranton.

We are sole agents for

Masury's Liquid Colors, **House Paints** 

Carriage Paints Unexcelled for durability.

Bittenbender&C. 126-128 Franklin Ave.

\*\*\*\*\*\*\*\*\*\*\*\*\*

## Collars to **Embroider**

5 cents each or 6 for 25 cents.

We place on sale this day an elegant line of these Collars for three day's only.

### Cramer-Wells Co.

130 Wyoming Ava. Phone 353-3.

## Advertising **Batteries**

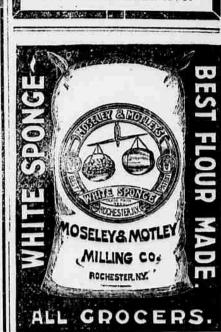
Have but one shaft-one objectto induce the reader to try the

article ONCE.

If you will but give us a chance o show you the class of clothing we handle, we shall feel satisfied to leave the rest of the matter

John D. Boyle, Clothier

416 Lackawanna Ave.



# 

Is what we are paying particular attention to at present-and we believe it will be an advantage to those interested in this particular line to visit

## Engravings.

our place before placing orders.

We have all the new and most popular style together with an additional-number of new wedding shapes which will enable us to offer a most complete line for

REYNOLDS BROS.

General Stationers and Engravers,

SCRANTON, PA.

**\$** 

#### Lubricating and Burning OILS

Maloney Oil & Manufacturing Company, 141-149 Meridian Street. OLD 'PHONE 62-2. NEW 'PHONE 258!