

ROBINSON WAS NON-SUITED THE MARKETS

JUDGE DECIDED HE HAD NO STANDING IN COURT.

Was Not Invited Into the Mine and the Defendant Owed Him No Duty While He Was There—Case of Keegan Against the Metropolitan Life Insurance Company Was Given to the Jury Late in the Afternoon. A Peculiar Action in Ejectment. Other Court Matters.

A non-suit was granted by Judge McClure yesterday afternoon in the case of James Robinson against the D. L. & W. Railroad company. The plaintiff went on the stand yesterday and told the story of the manner in which he was burned by an explosion of gas in the Sloan mine. He went there to seek employment and was injured while leaving the mine. Peter Chappell, who was with Robinson at the time, and was also slightly burned. The plaintiff's statement made by Robinson to the effect that in leaving the mine he followed the directions given him by the footman of the Sloan mine concerning the route he should take.

After the plaintiff rested Major Everett Warren for the company was vigorously opposed by Attorney L. P. Wedemeyer who represented Robinson. The matter was argued at length by both attorneys and at the conclusion of the argument Judge McClure granted the non-suit for the following reasons: "No invitation to enter the mine was extended to the plaintiff by the company nor does it appear that permission to enter them was given to him by Williams when he referred him to Evans to ascertain whether or not he could secure employment. The plaintiff went on the premises within the mines of the company of his own motion. Hence the defendant owed him no duty to provide for or secure his safety."

"When the plaintiff attempted to reach the surface by way of the shaft, gangway and slope, a very heavy gas, he assumed the risk of the passage and is not entitled to recover from the company for the injury he sustained."

In connection with the non-suit Judge McClure granted a rule to show cause why it should not be stricken off. Returnable to argument court. The case of Kate Keegan against the Metropolitan Life Insurance company was given to the jury at 5 o'clock yesterday afternoon when Judge Weand completed his charge. Dr. Sullivan, who was on the stand when court adjourned yesterday, after court opened and his cross-examination at the hands of Attorney C. W. Dawson was completed. James Powell swore that he was employed by the Baltimore and Annapolis and from 1892 to 1899 plaintiff, Mrs. Mary Keegan, the deceased, stock benefits at intervals during all that time on certificates furnished by Dr. Sullivan.

Dr. W. E. Keller was called as an expert and testified that if Mrs. Keegan's condition was as described by Dr. Sullivan she could not have been in good health at the time she was insured by the defendant company.

In rebuttal a number of the neighbors of Mrs. Keegan were called who testified that she was a hard working woman who had every appearance of being in rugged health. Dr. George Koch, Dr. G. C. Caldwell and Dr. Daniel Webb testified that they examined Mrs. Keegan for different insurance companies and found her in a healthy condition. The closing addresses were made by Judge Willard for the company and Attorney Dawson for the plaintiff.

The case of Mrs. Margaret Ridge-way against the Hillside Coal and Iron company was called for trial yesterday before Judge Newcomb. The plaintiff asked permission to amend the pleadings and it was granted, whereupon the defense pleaded surprise and was continued.

Verdict of \$27.20 for the plaintiff was taken in the case of D. E. Baldwin against M. E. Worden.

An Action in Ejectment. The Winton Coal company, limited, E. S. Dolph and Isaac P. Hand, trustees of the estate of Edward Dolph, yesterday began an action in ejectment against J. Randall James and J. C. Humber. A confession of judgment by I. H. Burns, attorney for the defendant, was attached to the papers instituting the suit.

The plaintiffs leased a culm pile at the Mt. Jessup colliery, together with the necessary land to erect a washery on, to the defendants, but they have done nothing in the way of erecting coal or paying royalties and therefore the plaintiffs desire to regain possession of their property.

Marriage Licenses. James Davies and Mosie Winifred Ring. Greenwood. William McLaughlin and Olyphant. May Williams and Olyphant. Abraham M. Blumberg. Scranton. The Gollstein. Wilkes-Barre. Anna Thomas and Wilkes-Barre. William J. Francis and Olyphant. Grace M. Robertson and Peckville. A. D. Whiting and Scranton. Martha Eastwood and Scranton. William Vandewort and Peckville. Fessie M. Taylor and Peckville. Charles I. Childs and Scranton. Charlotte J. Swope and Scranton.

D. L. AND W. BOARD FOR TODAY. Following is the make-up of the Delaware, Lackawanna & Western board for today:

FRIDAY, MAY 30. Summits West-8 a. m. Carriage. Fishers-7 a. m. Houser; 11:45 a. m. Moran; 7:30 p. m. Murphy; 9 p. m. W. H. Bartholomew. Helpers-1:30 a. m. McGovern; 7 a. m. Carney; 10 a. m. Secor; 4:30 p. m. Stanton.

YOUR FAITH will be as strong as Shiloh's Consumption Cure and cure is so strong we guarantee a cure or refund money, and we send you free trial bottle if you write for it. Shiloh's Cough Syrup and Lung Troubles. Will cure a cough or cold in a day, and prevent serious complications. It has been doing these things for 50 years. S. C. Walter & Co., Le Roy, N. Y.

Wall Street Review. New York, May 29.—The new committee in the stock market today were entirely insignificant, proportion owing to fear of possible developments over the triple holding. There was some closing up of open accounts, however, and as these proved to be mostly on the short side the tone of the market was rather firm, in sympathy with the leaders. The movement in the general list was listless and very unmarked. The market in wheat, in point of activity was reading, and its advance of nearly 2 points was attributed in large degree to the demand from shorts to cover in the fear that a strike settlement might be reached between now and next Monday. The immediate news today did not favor such a presumption. President Fowler, of the Ontario and Western, authorized an emphatic denial of reports that concessions to the strikers were contemplated on the part of the operators. The reported utterance of R. J. Sargent, of the arbitration committee of the Civic Federation, that he believed a sympathy strike among the soft coal miners was also given some attention, but this did not pressure traders on the market sufficiently to induce them to remain uncovered for an interval of three days. The advance in Canadian Pacific was also renewed, in spite of denials of reported buying for control in behalf of Northern Securities interest. The promise today of the British parliamentary leader in special cable as tantamount to an announcement of peace. Total sales today, 325,500 shares. Today's bond market showed in the dullness of the stock market and the closing was semi-stagnant below the best. Total sales of bonds, par value, \$1,250,000.

Table with columns: Open, High, Low, Close. Lists various stocks like Amal. Copper, Am. C. & P., American Ice, etc.

Table with columns: Open, High, Low, Close. Lists various grains like WHEAT, CORN, OATS, RIBS, NEW YORK COTTON MARKET.

Table with columns: Bid, Asked. Lists various banks like Lackawanna Dairy Co., County Sav. Bank, etc.

Table with columns: Bid, Asked. Lists various commodities like Flour, Butter, Cheese, etc.

Table with columns: Bid, Asked. Lists various stocks like Scranton Board of Trade Exchange Quotations.

Chicago Grain Market. Chicago, May 29.—Bull speculators in grain who figured confidently on a rally in prices after yesterday's serious slump, came to grief again today. For a time they took hold of a few early bull arguments and had but made to order weather and indications that the farmer was rushing his holdings to market pushed at prices down to a new level. July wheat closed 5c lower; July corn, 5c depressed and July oats, 3/4c down. Provisions closed 1/4c lower to 3/4c higher. Cash quotations were as follows: Flour, Dull; No. 2 spring wheat, 95c; No. 2 hard, 94c; No. 3 yellow, 93c; No. 2...

Chicago Live Stock Market. Chicago, May 29.—Cattle—Receipts, 7,000, including 600 Texans; slow and low; good to prime steers, \$10.00; poor to medium, \$7.00; stockers and feeders, \$2.50; cows, \$1.50; heifers, \$2.00; canners, \$1.50; hogs, \$1.50; calves, \$2.00; Texas fed steers, \$5.00. Hogs—Receipts today, 23,000; tomorrow, 20,000; left over, 4,000; active and 50c higher; mixed and butchers, \$6.00; good to choice to heavy, \$7.00; rough heavy, \$6.00; light, \$5.00; bulk of sales, \$7.25. Sheep—Receipts, 10,000; sheep, ewes lower; wethers, steady; lambs, choice strong; good to choice wethers, \$4.00; western sheep, \$2.00; native lambs, \$4.00; top spring lambs, \$7.50.

East Liberty Live Stock. East Liberty, May 29.—Cattle—Steady; choice, \$7.50; prime, \$7.00; good, \$6.50; Hogs—Slow; prime heavy, \$7.00; medium, \$6.50; heavy Yorkers, \$5.50; light do, \$5.00; pigs, \$6.00; round, \$5.00. Sheep—Slow; prime wethers, \$4.50; culls and common, \$2.50; choice lambs, \$6.50; veal calves, \$7.50.

Oil Market. Oil City, May 29.—Credit balances, 120; certificates, no bid; shipments, 57,700 barrels; average, 102,345 barrels; runs, 99,554 barrels; average, 90,412 barrels.

FINANCIAL THIRD NATIONAL BANK OF SCRANTON. Capital, \$200,000 Surplus, \$600,000 Pays 3% interest on savings accounts whether large or small. Open Saturday evenings from 7.30 to 8.30. THE Six Eagles Mines An investment opportunity of extraordinary merit. It is the best known mining property in the state of Washington.

A Developed Working Mine Not a Prospective Proposition. A limited amount of stock is now being offered to raise money for improvement in equipment and general development of the property. Awarded Bronze Medal At the Pan-American Exposition at Buffalo last season. Stock now selling at \$1.50 a share. The price will soon be advanced. Get in now on the ground floor. Write for full particulars, SIX EAGLES MINING CO 1202 Crozier Bldg., Philadelphia, Pa.

The Month Of Weddings Will soon be here. Some of your friends are going to be married. You have probably received an invitation, perhaps several. What to give that will please and at the same time be useful, is the question. This store offers a hundred good things to the gift-seeker for its

Furniture Carpet and Drapery Departments. Are here in all their newness and endless variety. Cool in appearance, comfortable, beautifying, and above all else, durable. Porch and Lawn Furniture, Lounges, Enamelled Bedsteads, Odd Pieces, Choice Draperies, Japanese and China Mattings, Fiber Mattings, Domestic and Oriental Rugs.

Williams & McNulty, 120 Wyoming Avenue. Reasonable Prices prevail throughout the store. Call in and look around. Five floors loaded with new goods.

Dorothy Dodd \$3 The Faultless Fitting Shoe for Women A HIT==A PALPABLE HIT! The women are delighted with the "Dorothy Dodd" Shoe. Such a shoe for three dollars is a revelation. It fits the foot in every spot -- it doesn't wrinkle nor does it pinch. It's just right, and besides it has all the lines of beauty that you would expect in a shoe designed for women by a woman of artistic taste and special skill. The Boots are \$3.00 Oxfords \$2.50 (A Few Specials 50 Cents Extra.) Let us show you the new shoe that is causing the sensation in the shoe trade. The Brooks & Sanderson Shoe Co Cor. Lackawanna and Wyoming Aves. WE GIVE TRADING STAMPS.

E. Robinson's Sons Lager Beer.. Manufacturers of Old Stock Pilsner Brewed by 435 to 455 N. Seventh St., Scranton, Pa. Old Phone, 3331. New Phone, 2935.

Headquarters for Incandescent Gas Mantles, Portable Lamps. THE NEW DISCOVERY Kern Incandescent Gas Lamp. Gunster & Forsyth 253-327 Penn Avenue.

The Moosic Powder Co. Rooms 1 and 2 Commonwealth Bldg. SCRANTON, PA. MINING AND BLASTING POWDER Made at Moosic and Rushdale Works. Laffin & Band Powder Co's ORANGE GUN POWDER Electric Batteries, Electric Exploders, Explosive Blasts, Safety Fuse. REPAUNO CHEMICAL CO'S HIGH EXPLOSIVES.

SCRANTON'S BUSINESS HOUSES. THESE ENTERPRISE DEALERS CAN SUPPLY YOUR NEEDS OF EVERY CHARACTER PROMPTLY AND SATISFACTORILY. FOR SALE BUGGIES and WAGONS of all kinds; also Harness and Building Leas at bargains. HORSES CLIPPED and GROOMED at M. T. KELLER Lackawanna Carriage Works. J.B. WOOLSEY & Co CONTRACTORS AND BUILDERS. Dealers in PLATE GLASS and LUMBER OF ALL KINDS. SECURITY BUILDING SAVINGS UNION Home Office, 208-209 Mears Building. We are maturing shares each month which show a net gain to the investor of about 12 per cent. We loan money. We also issue FULL PAID STOCK \$100.00 per share, interest payable semi-annually. ALBERT BALL, Secretary. E. JOSEPH KUETTEL rear 511 Lackawanna avenue, manufacturer of Wire Screens of all kinds; also prepared for the spring season. We make all kinds of porch screens, etc. PETER STIPP General Contractor, Builder and Dealer in Building Stone, Cementing of culverts a specialty. Telephone 2592. Office, 237 Washington avenue. THE SCRANTON VITRIFIED BRICK AND TILE MANUFACTURING COMPANY Makers of Paving Brick, etc. M. H. Dale, General Sales Agent, Office 229 Washington ave. Works at Nay Aug, Pa. E. & W. Y. R.

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RAILROAD TIME TABLES. Lehigh Valley Railroad. In effect May 15, 1902. Trains leave Scranton for Philadelphia and New York via D. & H. R. R. at 6:38 and 9:38 a. m., and 2:15, 4:37 (Black Diamond Express), 1:39 p. m., Sunday, D. & H. R. R., 9:58 a. m., 1:58, 8:27 p. m. For White Haven, Hazleton and principal points in the coal regions via D. & H. R. R., 6:38, 2:15 and 4:27 p. m. For Pottsville, 6:38 a. m., 2:18 p. m. For Bethlehem, Easton, Reading, Harrisburg, and principal intermediate stations, via D. & H. R. R., 6:38, 9:38 a. m.; 2:15, 4:37 (Black Diamond Express), 1:39 p. m., Sunday, D. & H. R. R., 9:58 a. m., 1:58, 8:27 p. m. For Tunkhannock, Towanda, Elmira, Ithaca, Geneva and principal intermediate stations, via D. & H. R. R., 6:38 a. m., 1:58, 8:27 p. m. For Geneva, Rochester, Buffalo, Niagara Falls, Chicago and all points west, via D. & H. R. R., 7:48, 12:03 a. m.; 3:28 (Black Diamond Express), 6:10, 10:41, 11:29 p. m., Sunday, D. & H. R. R., 12:03, 8:27 p. m. Pullman parlor and sleeping on Lehigh Valley Parlor cars on all trains between Wilkes-Barre and New York, Philadelphia, Buffalo and Suspension Bridge. BOLLY H. WILDER, Gen. Supt., 28 Cortland street, New York. CHARLES S. GEE, Gen. Pass. Agt., 28 Cortland street, New York. For tickets and Pullman reservations apply to city ticket office, 69 Public Square, Wilkes-Barre, Pa.

READING SYSTEM. Central Railroad of New Jersey. In Effect May 15, 1902. Stations in New York, foot Liberty street and South Ferry, N. Y. Trains leave Scranton for New York, Philadelphia, Easton, Bethlehem, Allentown, Mauch Chunk, Gettysburg, Harrisburg, Wilkes-Barre and Pittston at 7:30 a. m., 1 p. m., and 4 p. m., Sunday, 2:10 p. m. Quaker City Express leaves Scranton 7:30 a. m., through solid vestibule train with Pullman Buffet Parlor Car for Philadelphia with only one change of cars at Philadelphia and Washington, D. C., and all principal points south and west. For Avoca, Pittston and Wilkes-Barre, 1 p. m. and 4 p. m., Sunday, 2:10 p. m. For Reading, Lebanon and Harrisburg via Allentown at 7:30 a. m., 1 p. m., and 4 p. m., Sunday, 2:10 p. m. For Towanda and Pottsville, 7:30 a. m., 1 p. m. and 4 p. m. For rates and tickets apply to agent at station. C. M. BURTON, Gen. Pass. Agt.

RAILROAD TIME TABLES. Delaware, Lackawanna and Western. In Effect Nov. 3, 1901. Trains leave Scranton for New York—At 1:40, 8:15, 6:05, 7:50 and 10:05 a. m.; 12:45, 2:40, 3:35, 5:00 a. m., and 12:45 and 3:35 p. m. For Towanda and Pottsville—At 6:15 p. m. For Buffalo—1:15, 6:22 and 8:00 a. m.; 1:55, 6:50 and 11:35 p. m. For Binghamton and way stations—10:50 a. m. and 1:10 p. m. For Owego, Syracuse and Utica—1:15 and 6:22 a. m.; 1:55 p. m., On Owego, Syracuse and Utica train at 6:22 a. m. daily, except Sunday. For Montrose—6:00 a. m.; 1:10 and 6:50 p. m. Nicholson accommodation—1:00 and 6:15 p. m. Bloomsburg Division—For Northumberland, at 6:25 and 9:45 a. m.; 1:05 and 6:15 p. m. For Piquetteville, at 8:19 a. m.; 3:40 and 9:00 p. m. For Genesee Falls, New York, 1:40, 5:15, 6:08 and 10:05 a. m.; 3:40, 3:55 p. m. For Buffalo—1:15 and 6:22 a. m.; 1:55, 6:50 and 11:35 p. m. For Binghamton and way stations—10:50 a. m. and 1:10 p. m. For Owego, Syracuse and Utica—1:15 and 6:22 a. m.; 1:55 p. m., On Owego, Syracuse and Utica train at 6:22 a. m. daily, except Sunday. For Montrose—6:00 a. m.; 1:10 and 6:50 p. m. Nicholson accommodation—1:00 and 6:15 p. m. Bloomsburg Division—For Northumberland, at 6:25 and 9:45 a. m.; 1:05 and 6:15 p. m. For Piquetteville, at 8:19 a. m.; 3:40 and 9:00 p. m. For Genesee Falls, New York, 1:40, 5:15, 6:08 and 10:05 a. m.; 3:40, 3:55 p. m. For Buffalo—1:15 and 6:22 a. m.; 1:55, 6:50 and 11:35 p. m. For Binghamton and way stations—10:50 a. m. and 1:10 p. m. For Owego, Syracuse and Utica—1:15 and 6:22 a. m.; 1:55 p. m., On Owego, Syracuse and Utica train at 6:22 a. m. daily, except Sunday.

RAILROAD TIME TABLES. New York, Ontario and Western. In Effect Tuesday, Sept. 17, 1901. Trains Leave Arrive Scranton Carbondale Catskill No. 1 6:10 a. m. 11:40 a. m. 1:00 p. m. SOUTH BOUND. Trains Leave Arrive Scranton Carbondale Catskill No. 2 3:15 p. m. 7:40 p. m. 7:40 p. m. SUNDAY ONLY, SOUTH BOUND. Trains Leave Arrive Scranton Carbondale Catskill No. 9 8:00 a. m. 9:10 p. m. 10:45 p. m. SOUTH BOUND. Trains Leave Arrive Scranton Carbondale Catskill No. 10 10:00 a. m. 11:40 a. m. 1:00 p. m. SUNDAY ONLY, NORTH BOUND. Trains Leave Arrive Scranton Carbondale Catskill No. 11 4:00 p. m. 6:00 p. m. 6:45 p. m. SUNDAY ONLY, NORTH BOUND. Main line connections for New York, Middletown, Walton, Norwich, Oneida, Oswego and all points west. For further information consult ticket agents and car agents. J. B. HUTCHINSON, Gen. Mgr. J. B. WOOD, Gen. Pass. Agt.