NO CONTRACTS ARE REQUIRED

SOLICITOR WATSON'S INTERPRETATION OF "RIPPER."

In the Opinion Sent to City Controller Costello He Asserts That Contracts Need Only Be Let When the City Authorities Deem It Advisable and Declares for the Legality of the Mulligan and Spruks' Bills. The Controller, However, Still Refuses His Approval.

The exhaustive opinion which City Solicitor Watson furnished to City Controller Costello on September 19, advising him that the claims of Peter Mulligan and Spruks Bros. are legal claims and should be paid, and which Controller Costello disregarded in favor of an opinion rendered by his private attorney, M. J. Martin, is a most interesting document and contains a new interpretation of the contract section of the "ripper" bill, an interpretation which Mr. Watson feels confident will stand the test of the courts.

It will be understood that Controller Costello refused to approve the claims in question because he believed, and was later advised by his attorney, that a contract should have been entered into between the city and the persons furnishing the material ordered by the director of public works.

In his opinion the city solicitor first cites that section of the "ripper" which gives the director of public works the direction, control and management of all things pertaining to the public streets, and points out that the question as to whether the materials and labor necessary to keep the streets in repair shall be made the subject of contract "seeems to have been avoided."

He then quotes the contract section of the bill, which reads, in part, as follows:

CONTRACT SECTION.

"All contracts relating to city affairs shall be let to the lowest responsible bidder, after reasonable notice. When the contract exceeds $250, such notice shall be by advertisement; when less than that amount, advertisement may be dispensed with. Every contract shall be let by the city recorder and the head of the proper department, etc."

"This act as amended," Mr. Watson writes, "provides for the letting of a contract when the city authorities deem it advisable, but it does not provide that all city work shall be done by contract. * * * It leaves us without any legislation, as far as cities of the second class are concerned, requiring that all city work shall be done and materials furnished under contract. We are then forced to interpret Section 1 of Article IV of the Act of March 7, 1901, as above quoted. Did the legislature intend to put the direction, control and administration of the departments of streets and highways in a person without giving him authority to procure labor and purchase materials to carry out the purposes of the act? We think not."

Mr. Watson refers to the third-class city act of 1889, which provides for contracts for all city work "except ordinary repairs of highways," and expresses his belief that this act was repealed by the "ripper," but that even if it was not, the director of public works would still "have ample authority to engage such labor, employ such means, and provide such materials as would be necessary for the ordinary repairs of the public streets of the city—the money having been first appropriated by the councils to carry out said work." Mr. Watson says, in conclusion:

AUTHORITY CLEAR.

"It clearly seems to me that there can be no doubting the authority of the director of public works to require the work specified in the bills to be done, and to purchase the necessary materials for that purpose, and that the bills rendered for the services and materials in the repair of streets should be paid from the proper appropriations."

It will be seen that the solicitor's opinion is in effect that any work required by the city, no matter of what magnitude, could be done without contract, should the city authorities deem it advisable.

The reason why the materials purchased by the director of public works were purchased, as they were, entirely apart from his authority to legally do what was done, was that they were required at once and that there was no time to ask for bids or enter into contracts. The lumber purchased from Spruks Bros. was needed for the immediate repair of bridges and there was no time to wait for councils to pass a contract ordinance, a process which generally takes two months and sometimes six.

Controller Costello said yesterday that he is not prepared as yet to give out for publication the opinion furnished him by Attorney Martin. He re-asserted his determination to refuse his approval to the bills in question and reiterated his earnest desire to have the whole question settled by court. He justifies his consultation with Attorney Martin by precedent, claiming that city officials have frequently consulted private counsel.

It is expected that suits against the city for the amounts of the several bills will be brought in a few days.

WAYNE COUNTY FAIR.

Will Be Held Tuesday, Wednesday and Thursday, Oct. 7, 8 and 9.

Undaunted by the discouraging weather, which caused a postponement of the Wayne county fair, the promoters have made arrangements to hold the carnival next Tuesday, Wednesday and Thursday, October 7, 8 and 9.

The programme will include trotting and running races, bicycle and foot races, sack and obstacle races, catching a greased pig, climbing the greased pole, and exhibits of farm machinery in operation. The Guideless Wonder will trot against time. Numerous additional attractions will be presented.

The Proper Treatment for a Sprained Ankle.

As a rule a man will feel well satisfied if he can hobble around on crutches two or three weeks after spraining his ankle, and it is usually two or three months before he has fully recovered. This is an unnecessary loss of time, for in many cases in which Chamberlain's Pain Balm has been promptly and freely applied, a complete cure has been effected in less than one week's time, and in some cases within three days. For sale by all druggists. **

THE MARKETS

Wall Street Review.

New York, Oct. 3.—The principal news in today's stock market turned out to be untrue, but the false report was effective in breaking the market and throwing it instantly into a state of confusion as great as that of last Monday. The report, which was circulated immediately after 2 o'clock, was that the comptroller of the currency had declared illegal Secretary Shaw's plan to abolish the 25 per cent. reserve on government deposits in national banks and thus put $30,000,000 out to relieve the money market. The news was flashed through Wall street by the ticker service, and in a short time heavy blocks of stocks were offered for sale at rapidly falling prices. St. Paul, which had been strong all day, fell 5¾. Missouri Pacific 4¼, Reading 4, Union Pacific 4, Illinois Central 3½, Baltimore and Ohio, General Electric and Colorado Fuel 3¼ each and other stocks from 1 to 3 points. The rush to unload was overwhelming for a time, but orders to buy were given by strong interests to protect securities and a rally followed. Near the close an authorized denial was received from the comptroller of the currency and the market closed active and strong. Total sales today, 872,300 shares. The bond market was steady, except for the flurry in the last hour of the market. Total sales, par value, $4,985,000. United States bonds were all unchanged on the last call.

The following quotations are furnished The Tribune by Haight & Freese Co., 314-315 Mears Building. W. D. Runyon, manager.

	Open.	High.	Low.	Close
Amal. Copper	65¾	65¾	65	65½
Am. C. & F	37⅛	37⅝	36	37
American Ice	11	11¼	11	11¼
Am. Ice, Pr	38½	38½	38½	38½
Am. Locomotive	31¾	31¾	31	31⅛
Am. Locos, Pr	94½	94½	94½	94½
Am. S. & R. Co	46½	46½	46	46
American Sugar	125½	126¼	125¼	125¾
Atchison	90¾	91½	89¾	90¼
Atchison, Pr	101½	101¾	100¼	101
Balt. & Ohio	107⅞	108¾	106	107⅝
Brook. R. T	65	65¾	64½	64¾
Canadian Pacific	137¾	138¼	137	137¾
Ches. & Ohio	52½	53	51	52
Chicago & Alton	37¾	38¼	37¼	37½
Chic. & G. W	31	31⅛	30	31
C., M. & St. P	191⅞	196⅝	191⅞	193¾
C., R. I. & P	201	202½	201	202½
Col. Fuel & Iron	83	86½	83	86¼
Col. & South	31¾	32¼	31¾	32¼
Del. & Hud	177	177	177	177
Den. & R. G	45½	45¾	45½	45¾
Den. & R. G., Pr	92¾	93	92¾	93
Detroit Southern	21¾	22	21½	21⅞
Erie	40	40⅞	39¾	39⅞
Erie, 1st Pr	69	69½	67¼	68¼
Erie, 2d Pr	55½	55¾	55⅛	55⅛
Hocking Valley	96	96¾	95	95
Illinois Central	153½	153½	150	152
Iowa Central	46½	46½	46¼	46¼
Kan. City & South	35	35¾	35	35⅜
Louis. & Nash	139½	140¼	138½	139½
Manhattan	137¼	138½	136⅞	137½
Met. St. Ry	141½	142	139¾	140¼
Mexican Central	26½	26½	26½	26½
Mo., K. & Tex	30⅞	30⅞	30	30
Mo., K. & T., Pr	62¼	62¾	61½	62½
Mo., Pacific	115½	116⅞	112¾	115⅝
N. Y. Central	158	158¼	156½	157¼
Norfolk & West	75⅛	76	73½	75¼
Ont. & West	34¾	36⅛	34¾	35⅛
Penna. R. R	164⅛	165¼	163⅞	164
People's Gas	104¾	104¾	104	104¾
Pressed Steel Car	59⅞	61½	59⅞	61½
Reading	88	88½	88	88
Reading, 2d Pr	78	79⅞	78	78¾
Republic Steel	21½	22⅛	21½	22⅛
Republic Steel, Pr	78	78	78	78
St. L. & San F	79	79	78½	78½
St. L. So. W	34¼	34¼	34	34
Southern Pacific	75⅛	75¾	75⅞	74⅞
Southern R. R	39⅛	39¾	38¼	38¾
Southern R. R., Pr	90½	90½	90½	90½
Tenn. Coal & Iron	66	68¾	66¼	67¾
Texas & Pacific	47¾	48¼	47	47½
Union Pacific	105⅞	106⅞	102½	105⅝
Union Pacific, Pr	91	91	90½	90½
U. S. Leather	14¼	14⅞	14¼	14⅞
U. S. Leather, Pr	89¾	90	89	90
U. S. Rubber	18⅞	19	18	18
U. S. Steel	40¾	40¾	39⅞	40½
U. S. Steel, Pr	90¼	90½	89⅞	90
Wabash	23⅞	23½	21¼	21¼
Wabash, Pr	50¾	51	49¾	49⅞
Western Union	92½	93½	92	92⅞
Wheel. & L. E	28	28	27¼	27¼
Wis. Central	28⅛	28½	28	28

CHICAGO GRAIN & PRODUCE.

	Open.	High.	Low.	Close.
WHEAT—				
December	69⅞	70¼	69⅞	70⅛
CORN—				
December	48⅞	49½	48⅝	49½
OATS—				
December	31⅝	32⅞	31½	32¾
PORK.				
January	15.55	15.75	15.55	15.72
LARD—				
January	8.80	8.82	8.80	8.82
RIBS—				
January	8.22	8.22	8.20	8.22

NEW YORK COTTON.

	Open.	High.	Low.	Close.
October	8.62	8.62	8.58	8.62
December	8.75	8.82	8.72	8.81
January	8.82	8.88	8.77	8.87
May	8.61	8.68	8.57	8.66

Scranton Board of Trade Exchange Quotations—All Quotations Based on Par of 100.

STOCKS.	Bid.	Asked.
Lackawanna Dairy Co., Pr	60	...
County Sav. Bank & Trust Co	300	...
First Nat. Bank (Carbondale)	...	500
Third National Bank	550	...
Dime Dep. & Dis. Bank	300	...
Economy L., H. & P. Co.	...	46
First National Bank	1300	...
Lack. Trust & Safe Dep. Co	195	...
Clark & Snover Co., Pr	125	...
Scranton Savings Bank	500	...
Traders' National Bank	225	...
Scranton Bolt & Nut Co.	123	...
People's Bank	135	...
BONDS.		
Scranton Packing Co	...	35
Scranton Passenger Railway, first mortgage, due 1920	115	...
People's Street Railway, first mortgage, due 1918	115	...
People's Street Railway, General mortgage, due 1921	115	...
Scranton Trac. Co., 6 per cent.	115	...
Economy L., H. & P. Co.	...	97
N. Jersey & Pocono Ice Co.	...	97
Consolidated Water Supply Co	...	105

Scranton Wholesale Market.

(Corrected by H. G. Dale, 27 Lacka. Ave.)

Flour—$4.40.
Butter—Fresh creamery, 24c.; fresh dairy, 22c.
Cheese—11½a13c.
Eggs—Nearby, 22½c.; western, 21c.
Eggs—Nearby, 22½c.; western, 21c.; candled, 22c.; case count, 21c.
Marrow Beans—Per bushel, $2.35a2.40.
Marrow Beans—Per bushel, $2.35.
Onions—Per bushel, 90c.
New Potatoes—60c. per bushel.

Philadelphia Grain and Provision.

Philadelphia, Oct. 3—Wheat—Firm; contract grade, October, 72¼a72½c. Corn—Firm; No. 2 yellow on track, 69c. Oats—Firm, ½c. higher; No. 2 white clipped, 36c. Butter—Firm, prints 1c. higher; extra western creamery, 23c.; do. nearby prints, 25c. Eggs—Dull; fresh nearby, 23½c. loss off; do. western, 23c.; do. do. southwestern, 21a22c.; do. do. southern, 20a21c. Cheese—Firm; New York full creams, prime small, 12a12¼c.; do. do. fair to good, 11¼a11¾c.; do. do. prime large, 11½a11¾c.; do. do. fair to good, do., 10¾a11¼c. Refined Sugars—Dull and 5 points lower; crown A, 490; cubes, 490; powdered, 475; extra fine granulated, 475; standard granulated and crystal A, 465; confectioners' A, 450; No. 1, 435; Nos. 2 and 3, 430; No. 4, 425; No. 5, 420; No. 6, 415; No. 7, 410; No. 8, 405; No. 9, 400; No. 10, 395; No. 11, 390; No. 12,385; No. 13, 380; Nos. 14 and 15, 475; No. 16, 570. Cotton—1-16c. higher; middling uplands, $8.91. Tallow—Firm and ⅛c. higher; city prime in tierces, 6¼a6¼c.; country do. barrels, 5⅞a6c.; do. dark do., 5½a5⅝c.; cakes, 6¼a6½c. Live Poultry—Dull and lower; fowls 11a11½c.; old roosters, 9a9½c.; spring chickens, 10a11½c.; spring ducks, 11c.; turkeys, 10a12c.; geese, 11. Dressed Poultry—Unchanged; fowls choice western, 13½c.; do. southern and southwestern, 21½a13c.; do. fair to good, 11½a12c.; roasting chickens, nearby large, 16c.; do. small and medium, 14a15c.; western do., large, 13a14c.; do. small and medium, 10½a12c. Receipts—Flour, 1,400 barrels and 3,352,000 pounds in sacks; wheat, 7,000 bushels; corn, 3,300 bushels; oats, 27,000 bushels. Shipments—Wheat, 4,000 bushels; corn, 4,200 bushels; oats, 24,000 bushels.

New York Grain and Produce Market

New York, Oct. 3.—Flour—Firm and active with top grades held higher. Wheat—Spot firm; No. 2 red, 74½c. elevator; No. 2 red, 75a75¼c. f. o. b. afloat; No. 1 northern Duluth, 80½c. f. o. b. afloat. Wheat was active and firm all day. The close was firm at ⅝c. net advance. May closed 75⅛c.; December, 74½c. Corn—Spot firm; No. 2, 70c. elevator and 70c. f. o. b. afloat; No. 2 yellow, 70½c.; No. 2 white, 70½c. Corn advanced sharply today on a large trade and closed very firm at 1¼a1½c. net advance. January closed 50c.; May, 48½c.; October, 67c.; November, 63½c.; December, 55½c. Oats—Spot firm; No. 2, 33½c.; standard white, 36½c.; No. 2 white, 36½c.; No. 3 white, 35½c.; track western, 37a37½c.; track white state, 37a37½c.; options active and stronger west on small receipts, unfavorable weather and the corn advance. October closed 30½c.; December closed 37½c. Butter—Steady; extra creamery, 22½c.; do. factory, 18a18c.; creamery, comon to choice, 17½a22c.; imitation creamery, 16a19c.; state dairy, 17a21½c.; renovated, 16½a19c. Cheese—Steady; new state full cream, small colored fancy, 12c.; small white, 12c; Eggs—Dull; average best, 22a24c.; western candled, 21a23c.; refrigerated, 19a21c.

Chicago Grain Market.

Chicago, Oct. 3.—Corn today was again the absorbing feature on the board of trade, and with generally unfavorable weather prices for that cereal were strong and higher. December closing 1c. over last night's close. December wheat closed from ⅞a1c. to 2c. higher. Cash quotations were as follows: Flour—Moderately active and steady; No. 2 spring wheat, 73a73½c.; No. 3, 69a71c.; No. 2 red, 68¾a69½c.; No. 2 corn, 61a61½c.; No. 2 yellow, 62½c.; No. 2 oats, 28c.; No. 3 white, 30a30½c.; No. 2 rye, 48c.; No. 1 flax seed, $1.27; No. 1 northwestern, $1.28; mess pork, $16.90a17; short ribs, $11.20a11.40; shoulders, $9.25a9.50; short clear sides, $11.50a11.62½; whiskey, $1.32.

large colored, 11½c.; large white, 11½c.

Chicago Live Stock Market.

Chicago, Oct. 3.—Cattle—Receipts, 3,000, including 200 westerns; slow; good to prime steers, $7.50a8.40; poor to medium, $3.75a6.75; stockers and feeders, $2.25a4.90; cows, $1.25a4.40; heifers, $2.25a5.50; canners, $1.25a2.40; bulls, $2a4.50; calves, $3a7; Texas fed steers, $3a4.50; western steers, $3.50a5.75.

Hogs—Receipts today, 12,000; tomorrow, 8,000; left over, 3,869; mostly 10c. higher; mixed and butchers, $7.25a7.75; good to choice heavy, 7.40a7.85; rough heavy, $6.80a7.35; light, $7.15a7.60; bulk of sales, $7.25a7.40.

Sheep—Receipts, 7,000; sheep strong; lambs, 15a25c. higher; good to choice wethers, $3.25a4; fair to choice mixed, $2.50a3.50; native lambs, $3.50a5.75.

Buffalo Live Stock Market.

East Buffalo, Oct. 3.—Cattle—Receipts, 100; demand steady; veals, receipts, 175; firm; tops, $8.50a8.75; common to good, $5.50a8.

Hogs—Receipts, 5,100; active; Yorkers, $7.25a7.35; light do., $6.80a7; pigs, $6.60a6.70; roughs, $6.25a6.60; stags, $5a6; grassers, $6.50a7; dairies, $7.10a7.40.

Sheep and Lambs—Receipts, 6,500; sheep firm; lambs, strong, 15a20c. higher; top lambs, $5.60a5.70; culls to good, $4.25a5.50; yearlings, $4a4.50; ewes, $3.50a4; sheep, top mixed, $3.75a4; culls to good, $2a3.25.

East Liberty Live Stock.

East Liberty, Oct. 3.—Cattle—Steady; choice, $6.80a7; prime, $6a6.50; good, $4.75a5.50.

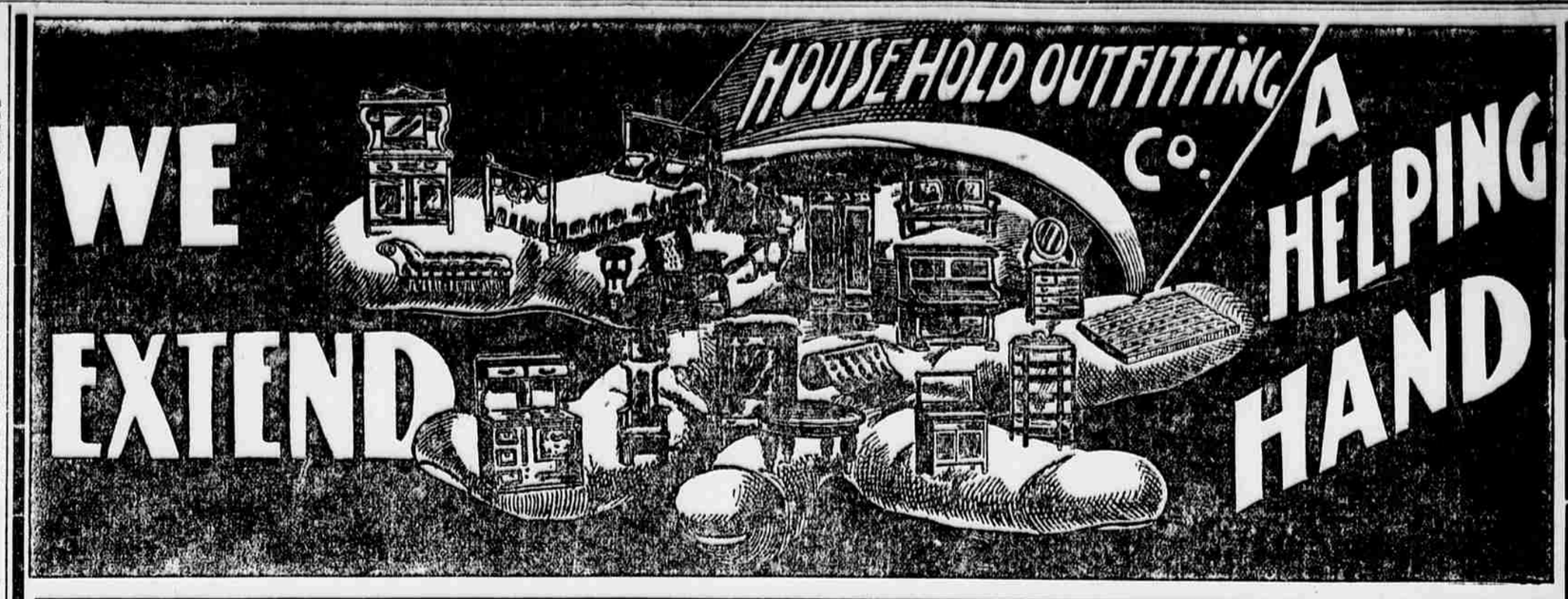
Hogs—Higher; prime heavies, $5.55a5.75; mediums, $7.35a7.40; heavy Yorkers, $7.20a7.30; light do., $6.90a7.15; pigs, $6.40a6.50; skips, $2a4; roughs, $6a7.

Sheep—Steady; best wethers, $3.50a3.75; culls and common, $1.50a2; choice lambs, $5.25a5.40; veal calves, $7.50a8.

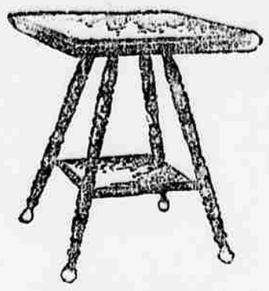
Oil City.

Oil City, Oct. 3.—Credit balances, 122; certificates, no bid; shipments, October 2, 85,988 barrels; average, 92,105 barrels; runs, October 1, 92,745 barrels.

IOWA FARMS $4 PER ACRE CASH BALANCE CROP TIL PAID. J. C. HALL 309 CITIZENS



To Home Furnishers—Our low prices bring the comforts and necessities of home within the easy reach of all. No matter what you may need in the way of Furniture, Carpets, Stoves or Household Goods—you'll be sure to find it here and at far lower prices than elsewhere.



Center Stand

Solid oak, size of top 24 inches square, a $2.00 value. Special price.... **98c**

Carpet Department.

Quick Selling Carpet and Rug Prices.

Standard Ingrains—Beautiful patterns, a 40c value, only..... **28c**

Brussels Carpets—A large selection of patterns, the 60c kind, only..... **49c**

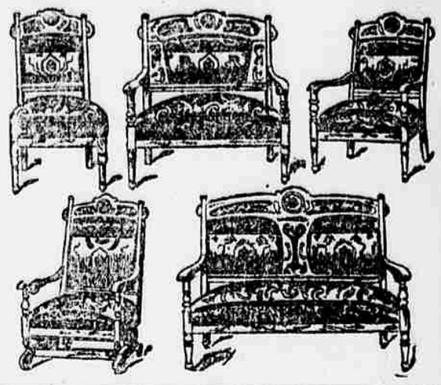
Velvet Carpets—Choice, rich colors, handsome fall patterns, made to retail at $1.25 per yard, only..... **$1.00**

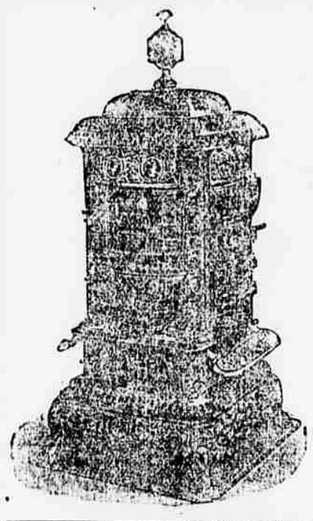
Room Size Rugs—We will have on sale for one week an excellent Brussels Rug, 9 ft.x10½ft. in size. Variety of patterns. $18.00 the proper price. This week..... **$12.75**

Parlor Suites..

Here is a 5-Piece Parlor Suite we consider worth $28.00. You will say so after seeing it. Mahogany finished frame, silk damask, upholstered. Special price for complete Suite,

19.75





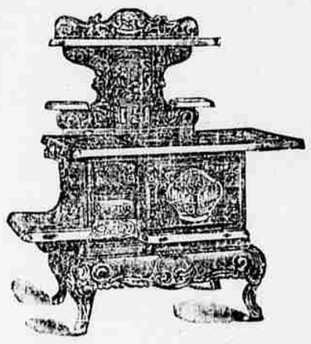
Of Special Interest to Stove Buyers

We wish to announce that we have succeeded in securing the agency for the Bride Ranges and Heaters. There are many reasons why we are pleased to be in a position to offer this line. Chief among these is the fact that the Bride Stoves and Ranges are the most perfectly constructed ones on the market. So sure are we of this fact that every one is backed by an absolute guarantee.

Some Reasons Why the Bride Ranges and Stoves Are the Best

Large fire box, large flues; every part of the oven is surrounded by hot air, excepting the oven door; sectional top; no warping; improved duplex grates, which can be removed for repairs without disturbing any other part of the fire box; ventilated oven and extra large cooking top.

On October 14, 15 and 16 we will have a special exhibit of these goods under the supervision of Mr. Miller, representing the manufacturers. Mr. Miller is an expert on all things pertaining to stoves, and will gladly give any desired information. During the exhibition days we will give, ENTIRELY FREE OF CHARGE, A MODEL NICKEL-PLATED RANGE, worth $45.00. Watch our advertisements for particulars. In the meantime the stoves are here. Let us acquaint you with their merits.



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322 LACKAWANNA AVENUE.

Cash or Credit

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THIRD NATIONAL BANK OF SCRANTON.

Capital, $200,000
SURPLUS (Earned.) $600,000

Pays 3% interest on savings accounts whether large or small.

Open Saturday evenings from 7.30 to 8.30.

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Incandescent Gas Mantles, Portable Lamps.
THE NEW DISCOVERY
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Gunster & Forsyth
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For One Week Only

In order to introduce our $2.00 Hat, we are offering for one week only, this hat at

$1.75

We guarantee this hat to be the equal of any $2.50 hat in Scranton. The latest shapes in both Derby and Soft Hats.

Louis H. Isaacs
412 Spruce St,
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The Color in Every Hat We Sell Is Guaranteed.

A Shoe For Service...

This is one of our new medium priced Shoes that is exceptionally well made from material that will withstand the hard service which this season of the year forces upon Footwear. This is the kind of a Shoe we like to advertise, the kind we like to show, and the kind you can wear if you buy here.

BOX CALF.	VICI KID OR ENAMEL.
Ladies'...$2.00, $2.50, $3.00	Ladies'....$2.00, $2.50, $3.00
Misses'.....$1.25, $2.50	Our Special School Shoe for the Boy sells at ..$1.00
Children's.....75c, $1.00	

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330 Lackawanna Avenue.
Next Door to new First National Bank Building.