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Base burner and hot air circulator—duplex grate and shaking ring. Three sizes for hard coal.

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PERSONALS.

Dr. C. L. Frey is out of town for the week. Colonel E. H. Hipple went to Washington, D. C., yesterday. Mr. and Mrs. F. E. Nettleton have returned home after a month sojourning at Cumberland, Tenn. A. T. Bridgman, of New York, traveling auditor of the Lackawanna railroad, was in the city yesterday. James J. Kelly, John R. Kelly and William Fahy left yesterday for a tour of several weeks through the South. James Calden, Walter Hatfield and Albert Billingsley left on the late train Sunday night for New York city, on a business trip. From R. W. Archibald, of the United States district court, presiding in the court of appeals. Mrs. Myrtle Jones and daughter, of Orange, N. J., are spending the month of October with Mrs. E. H. Browning, of Washington avenue. Yesterday's Wilkes-Barre Leader announced the engagement of Miss Jessica L. Betherly, of Wilkes-Barre, to P. Silas Walter, of Scranton. Lewiston N. Isaacs, vandeville pianist, late of Proctor's Fifth Avenue theater, New York, has been engaged as director of music at the Dixie theater. Corbin P. Delacy and daughter, Mrs. M. D. Bowen, of Canaan avenue, left yesterday morning for Washington, to attend the Grand Army of the Republic encampment. Simon Shady, of Pine Grove, Pa., first lieutenant of Company G, Eleventh regiment, stationed at Durys, was the guest of the Hank brothers in this city on Sunday. Mr. and Mrs. J. W. Schielel, of Elmhurst, have issued invitations to the marriage of their daughter, Carolyn E. Schielel, to Joseph P. Badman, of Buffalo, on Tuesday, Oct. 14, at 5 o'clock. Mr. and Mrs. Samuel Sticker and family of Philo street, left yesterday morning for San Diego, Cal., where they expect to make their future home. Mr. Sticker conducted a drug store on Providence road for the past fifteen years. Charles D. Oldknow, of the Temple Iron company engineering department, has resigned to accept position of mining engineer for the Buffalo and Susquehanna coal and coke company. With headquarters at Du Bois, Clearfield, county, Pa. NIGHT SCHOOL. St. Thomas College. The evening classes will be resumed at St. Thomas college on Monday, October 13th. Ten painstaking instructors are on hand. Classes in reading, spelling, arithmetic, grammar, correspondence, bookkeeping, shorthand and typewriting. Particular attention given to backward students. Special classes preparatory to Civil Service examinations. For particulars call on, or address Brother E. Andrew, President. Miss Le Vay at Hotel Jermyn. Tuesday, Oct. 7th, with exclusive styles in Millinery. Miss Le Vay will not be in Scranton again for two weeks. FRUITED WHEAT sounds good—tastes delicious. Coursen sells it. BORN. DIED—In Scranton, Pa., Oct. 4, 1902, Mr. and Mrs. John Whitted, of Lackawanna avenue, a boy.

CHICKURE IS NOT GUILTY

SO SAID JURY BY DIRECTION OF THE COURT.

Commonwealth Showed That the Boy Killed Mary Kubius by Striking Her with an Iron Rivet but Did Not Prove His Criminal Capacity. First of the Numerous Strike Cases Was Tried and a Conviction Resulted—Frank McVittie Enters a Plea of Guilty.

Ten-year-old Stephen Chickure, of Winton, was yesterday returned not guilty of the murder of little Mary Kubius, at Winton, on June 4 last, the commonwealth not having proved the criminal capacity of the boy. The case was called for trial before Judge Ferris, in No. 3, and it was shown that on June 4 last a number of children were playing around a hydrant in front of the home of Mr. and Mrs. John Kubius, at Winton. Their daughter, Mary, who lacked a month of being 10 years of age, chased the children away from the hydrant, except one little girl named Chickure, who refused to go, and Mary Kubius pulled her hair. This angered Stephen Chickure, the girl's brother, and he started in pursuit of Mary Kubius. Not being able to overtake her he pulled an iron rivet from his pocket and threw it at the girl, striking her behind the ear and fracturing the skull. She died almost instantly. The commonwealth called Coroner J. F. Saltry, County Detective W. A. Phillips, Constable William Bell, John Kubius and the latter's wife as witnesses.

For the commonwealth rested Attorney T. P. Duffy, who represented the defendant, asked the court to give binding instructions to the jury to return a verdict of not guilty on the ground that the criminal capacity of the defendant had not been shown by the commonwealth and the law says that in the case of a child between the ages of 7 and 14 the criminal capacity of the accused must be proved as is any other fact in the case.

THEY OBJECTED. Attorneys Louis Gramer and Joseph Gilroy, representing the prosecution, objected to the request of Mr. Duffy, but Judge Ferris said it was a correct statement of the law, and in the absence of any evidence concerning the criminal capacity of the defendant he directed a verdict of not guilty.

Yesterday was the first day of the October term of criminal court, and the list that confronted the judges had 679 cases on it. Judge E. C. Newcomb is presiding in the main court room this week. Judge H. M. Edwards in No. 2, and Judge George S. Ferris, of Luzerne county, in No. 3. The list case of Wade M. Finn against W. W. Scranton, which was the second case on yesterday's list, was continued until next Monday.

The first of the numerous cases growing out of the strike which will be tried this term, was called before Judge Edwards in No. 2, where Mrs. Minnie Borden and Mrs. Josephine McCusick, of Priceburg, were arraigned for committing an assault and battery on John Bufon, a night watchman, who is a pump- runner at the Johnson mine at Priceburg. Bufon's story was that on the evening of July 23 last, he was on his way home from work when the two defendants met him. They had a number of stones in their aprons, and after calling him a "scab" and like names they pelted him with stones. His testimony was corroborated by three witnesses.

DEFENSE A DENIAL. The defense was a complete denial of the stone throwing. The women said that Bufon was crossing Mrs. McCusick's lot and they told him not to do that. He replied by calling them vile names. They had some words, but no stones were thrown. Attorneys Joseph O'Brien and J. E. Burr, of New York, Ontario and Western company, conducted the prosecution, and Attorney John J. Murphy, counsel for the mine workers, the defense. The jury found both women guilty, but recommended them to the extreme mercy of the court.

James Cook, of Priceburg, was tried before Judge Newcomb for the theft of coal poked on one of the dumps at Priceburg. He pleaded guilty. His property was picked by him and was his property, and that Cook had it carried to his home. Cook declared that he picked the coal. Both parties had a number of witnesses to support their case. The jury found Cook guilty.

Chauncey C. Johnson did not appear to prosecute a charge of larceny by bailie against Harry Spitz, and a verdict of not guilty was taken. When the case against Nazareno Pascolini, charged with felonious wounding and carrying concealed weapons, was called, it was reported that the accused is now in Italy, and the cases were marked off the list. Superintendent of Police Day was the prosecutor.

Bail was forfeited and a capias issued in each of these cases: James Carney, larceny and receiving; Anthony Mulroney, prosecutor; Joseph Spitzer, selling on Sunday; Robert Wilson, prosecutor.

PLEADED GUILTY. Frank McVittie pleaded guilty to issuing a bogus check and was sentenced to twelve months in the county jail. He drew a check for \$5 in the name of H. G. Edwards, of the First National bank, endorsed it, and passed it on wagon. Kate Toomey, who was arrested at Buffalo for the theft of a number of articles from Mrs. Kelly's hotel on Penn avenue, entered a plea of guilty and had sentence suspended for the reason that a sister is willing to take charge of her, and that she has been in the county jail for four months awaiting trial.

William Greame, a 16-year-old boy, who lives in West Scranton, pleaded guilty to the charge of burglarizing the store of A. Hudal, at Robinson and Chestnut streets, and was sent to the Huntington Reformatory by Judge Newcomb.

A. H. Adams, who saved his way out of the county jail one Sunday night in the latter part of August, pleaded guilty. Myrtle Hill and Nellie Williams, who are accused of assisting Adams to escape, will be arraigned today.

Webber's Good Name Damaged. William Webber is the plaintiff in an action in trespass begun yesterday to recover \$2,000 damages. It is alleged by the plaintiff, through Attorney E. A. Zimmerman, that on Aug. 2 last, at a hearing before Alder-

First-Class Advantages..... Are offered by the Conservatory for Piano-forte Instruction to Students of all grades, from beginners to prospective professionals. Students can begin now. J. ALFRED PENNINGTON, Director. 604 LINDEN STREET.

man Myron Kisson, Berger said, in the presence of a number of witnesses that Webber "swore false and I will prove it." This declaration, the plaintiff says, has greatly injured him, and he asks the amount of damages above noted.

Crison Against Crison. A hearing in the divorce case of Clara Crison against John Crison was conducted yesterday, before Judge Newcomb. Ex-Judge H. A. Knapp appeared for the libellant. Testimony by Mrs. Crison, the libellant; Frank Rauschmeyer and Mrs. Dietrich, neighbors, was to the effect that Crison was a dissolute fellow; that he left his wife July 15, 1895, and that nothing has been heard of him since in Moscow, where the parties reside. The Crisons were married in 1879 at Elmhurst.

Wants a Receiver Appointed. Solomon Goldsmith yesterday began a suit in equity against the Victory Oil Filler company of which Samuel Kramer is president; George D. Taylor, secretary and Joseph Levy, treasurer. Goldsmith has a judgment against the company of \$504.50 and as there is no way of collecting the debt from the company he asks that a receiver be appointed and that the company be compelled to assign to the receiver its letters patent, the receiver to sell them to satisfy the judgment.

Want to Revoke Licenses. Robert Wilson, agent for the Municipal league, yesterday asked the court for rules to show cause why the hotel licenses of Charles Moore, of 105 Lackawanna avenue; Dominic E. Redington, of 331 Penn avenue; Thomas J. Hayden, of 447 Penn avenue, and Anthony Landy, of 229 Wyoming avenue, should not be revoked. The petitions in each case set forth that the revocation of the license is asked for the reason that liquor has been sold on Sunday in the place.

Naturalization Court. Judge Edwards held a session of naturalization court yesterday, and the following were made citizens: Dunmore—John Sivoine, Mike Yuhas, Joseph Grip, Peter Slesok, John Rusurik, Joseph Robich, John Givone, Peter Luzowick. Vandling—Joseph Strigolus, Andrus Premlkowsky. Jermyn—David J. Jenkins, John Parto, Scranton—Michael Yuhas, Abraham Fernberg, George Alb Nicholas (Gsypp), Mogib Kollie Yousif (Turkey). Carbondale—Seola Cordomone. Olyphant—Micheal Domniew. Old Forge—Joe Moynick.

COURT HOUSE NEWS NOTES. A marriage license was granted yesterday to Frank Lang and Mary McKeown. Court yesterday confirmed finally the report of the viewers, vacating the public road in Roaring Brook and Madison townships.

The polling place of the Second ward of Blakely was yesterday changed to the premises of John R. Williams, at Main and Scott streets. The voters in the ward of St. Thomas having resigned the position of Judge of election of the Second district of the Fourth ward, William Hughes was named as his successor. Alexander Meszowski, a flood sufferer, yesterday brought suit against the Scranton Steel company and the Wilkes-Barre and Scranton Railway company, to recover damages.

In the divorce case of Allen Smith against Sarah Smith, a rule for a decree in divorce was granted yesterday. The hearing is fixed for Oct. 12. In the case of Alice Dunn against Alexander Dunn, Jr., an alias subpoena was issued. The Delaware and Hudson company yesterday began an amicable action in equity against George Crab, to recover possession of the premises at 413 East Market street, which Crab has had under lease. He has admitted that he owes four months rent. Attorney P. F. Loughran yesterday filed an application for a charter for the Citizen's Russian club, of Scranton, the object of which is "to promote interest and friendship among its members by social enjoyment and the promotion of sociability among its members."

WEDDED IN NEW YORK. Edward Holland Formerly of This City Married to Miss Hood. Edward Holland, son of Mr. and Mrs. A. D. Holland, was married on Saturday in New York. His bride was Miss Hood, a daughter of the late confederate general of great distinction. The ceremony was performed in the Church of the Transfiguration, "The Little Church Around the Corner," and was witnessed by Judge and Mrs. E. N. Willard, and Major and Mrs. Warren, of this city.

Mr. Holland has friends by the multitude in Scranton, who, while congratulating him in his marriage, will regret that he is to remove to New Orleans, where he will enter upon the undertaking of large business interests. Few young men in this city have won more genuine friendship.

Pay you poor tax to avoid costs. H. G. Dale, Collector.

BUTTER We handle but one kind of butter, and that the Genuine Elgin Creamery, 24c Direct from ELGIN, ILLINOIS. It is by far the most Delicious, Sweetest Butter made. Others advertise it, but none keep it. That Coffee Again I like to talk about Coffee because it's worth talking about. It's the best Mocha and Java blended to the Queen's taste, and would cost you five, at most, more, but we sell it 3 pounds for \$1. Most excellent coffee. I never drank exclaiming another delightful lady, who is an excellent judge of good coffee. Our triple blend is delicious and equal to any 50c. or 50c. grade sold at the grocery. The Great Atlantic and Pacific Tea Co. 411 Lackawanna avenue, 221 North Main avenue. Phone 122. Prompt delivery. New phone 122.

TWO CHANGES YESTERDAY

BATES AND MACKIE MOVE UP IN THE CONTEST. The Latter Now Tied with Morris for the Last Place in the Table. Stanton's Good Score—Gunster Holds His Lead for the Special Contest.

Standing of Contestants

Table with 2 columns: Name and Score. 1. A. J. Kellerman, Scranton. 927. 2. Charles Burns, Vandling. 608. 3. William T. S. Rodriguez, Scranton. 490. 4. Oscar H. Kipp, Elmhurst. 480. 5. Wm. Sherwood, Harford. 480. 6. Herbert Thompson, Carbondale. 460. 7. Fred K. Gunster, Green Ridge. 437. 8. Albert Freedman, Bellevue. 388. 9. J. A. Ewanstrite, Moscow. 354. 10. Chas. W. Dorsey, Scranton. 305. 11. Maxwell Shepherd, Carbondale. 303. 12. L. E. Stanton, Scranton. 197. 13. Harry Madden, Scranton. 184. 14. Hendrick Adams, Chinchilla. 125. 15. Homer Kresgoy, Hyde Park. 101. 16. Miss Beatrice Harpur, Thompson. 100. 17. Frank B. McCreary, Hallstead. 92. 18. Lewis Bates, Scranton. 88. 19. Miss Jane Mathewson, Factoryville. 86. 20. Don C. Capwell, Scranton. 81. 21. Fred Kibler, South Scranton. 80. 22. William Cooper, Priceburg. 72. 23. A. L. Clark, Green Grove. 50. 24. Louis Gere, Brooklyn. 49. 25. Walter Halstead, Scranton. 44. 26. Miss Edna Coleman, Scranton. 43. 27. Lee Culver, Springville. 41. 28. Elmer Williams, Elmhurst. 39. 29. Grant M. Decker, Hallstead. 38. 30. Miss Mary Yeager, Green Ridge. 34. 31. Arthur J. Thayer, South Scranton. 32. 32. Hugh Johnston, Forest City. 31. 33. Eddie Morris, South Scranton. 29.

Ten of the leaders in The Tribune's Educational Contest scored points yesterday, as follows: LeROI E. Stanton. 52. William Sherwood. 51. Fred K. Gunster. 42. Herbert Thompson. 37. Harry T. Madden. 33. Maxwell Shepherd. 33. Lewis Bates. 33. William Cooper. 28. Charles W. Dorsey. 28. Of these leaders there were two that made advances. Lewis Bates passed Miss Jane Mathewson and is now in eighth place, although he has been in the contest a little over two weeks only.

John Mackie, of Providence, passed C. C. Clark, Henry E. Collins, Louis McCusker and Harry Danvers, and is now tied with Eddie Morris for thirty-third place. A few more points would be almost certain to give Mr. Mackie the title to a scholarship. Gunster still has a good lead for the special Oct. 11 prize, while Sherwood has moved into second place and Stanton into third. Dorsey, who was second, is now fourth.



LEROI E. STANTON.

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LEADERS FOR THE SPECIAL HONOR PRIZE FIVE DOLLARS IN GOLD to the contestant scoring the largest number of points before 5 p. m., Saturday, October 11. 1. Fred K. Gunster. 75. 2. William Sherwood. 47. 3. LeROI E. Stanton. 42. 4. Charles W. Dorsey. 32. 5. Charles Burns. 33. 6. A. J. Kellerman. 24. 7. Herbert Thompson. 19. 8. Lewis Bates. 15. 9. Harry Madden. 14. 10. John Mackie. 13.

A NINE-HOUR DAY. Given by Keller & Van Dyke to Their 135 Employees. Keller & Van Dyke, the piano manufacturers at 1043-57 Capouse avenue, have voluntarily given their employees a nine-hour work day and the same rate of wages that they have been paying for the ten-hour day. The firm employs 135 men. The announcement of the reduced hours of labor was made by Keller & Van Dyke to their employees Saturday night, and was quite an agreeable surprise to them. They expressed their sincere thanks to the firm and said they would endeavor in every way pos-

You Can't Begin Too Early.

PAIN'S CELERY COMPOUND

Affords Happy and Marvelous Results to Rheumatic Sufferers.

The autumn season, with its changeable weather, is a time of dread to all rheumatic sufferers. Chilling winds, cold rains and heavy, impure atmosphere, aggravate every condition of rheumatism, and bring many sufferers desperately near the grave. Are you a victim of rheumatism in its acute or chronic forms? If so, you can't begin too early to get rid of this baneful disease, to purify the blood and strengthen the system. The marvelous victories of Paine's Celery Compound wrought in the past for rheumatic sufferers, justifies you in giving this wonderful medicine an immediate trial. It has been tried by agonized, helpless and crippled men and women a new and happy life—freedom from all pains and sufferings. It has produced amazing cures after the failures of able physicians. At this season, Paine's Celery Compound will do the same good work for you. Dear reader, Mr. G. W. Webber, Janesville, Wis., says: "I was advised by a friend to try Paine's Celery Compound for rheumatism and nervousness. I had previously tried other remedies for these complaints without getting relief. I am pleased to say that the very first bottle of the Compound relieved me. I have now taken six bottles of the Compound in all and am cured. I feel younger and better, and have a good appetite."

FOR THE HOUSEWIFE DIAMOND DYES have been manufactured. They give fast, beautiful colors and are prepared for home use. Simply follow directions. Diamond Book and 45 dyed sampler free. DIAMOND DYES, Burlington, Vt.

Twenty-Fifth Anniversary. Mr. and Mrs. Emanuel Moses Married Twenty-five Years. Mr. and Mrs. Emanuel Moses, of 423 Madison avenue, celebrated their twenty-fifth wedding anniversary on Sunday evening. A very pleasant evening was passed, and a large circle of relatives were present. They were the recipients of many beautiful and valuable presents. A happy feature of the occasion was the presence of four generations.

City and School Taxes 1902. The above tax duplicates are now in my hands for collection. F. S. BARKER, City Treasurer. Dr. Lindabury, Surgeon, diseases of women a specialty, 215 Connell building. Hours: 11 a. m. to 4 p. m.; 7 to 8.30 p. m.

You Can Always Save The middleman's profit by purchasing your umbrellas or parasols direct from the manufacturer. Special inducements just now in order to clear out our stock preparatory to making up our Christmas line. We are the only exclusive umbrella manufacturers in this city.

Whiting's Papers in the stationery world. They are the best and they are the standard of polite society. Whiting's French Organdies in the new Fall tints. Cafe and Chrysanthemum, will be the papers in use for select correspondence this Fall. Very elegant effects can be produced by stamping or illuminating. We have the complete selection. REYNOLDS BROTHERS Hotel Jermyn Building.

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Ten Dollars for Guesses Who can name the winner in The Tribune's Educational Contest and tell the number of points he or she will have? First Prize—\$5.00 in Gold. Next Three—\$1.00 each. Next Two—50 cents each. Total—Ten Prizes, Ten Dollars. Cut out the coupon below, fill it in, and send to "Scranton Tribune, Scranton, Pa., Guessing Contest."

Coupon for guessing contest with fields for Name, Address, No. of points, and Name.

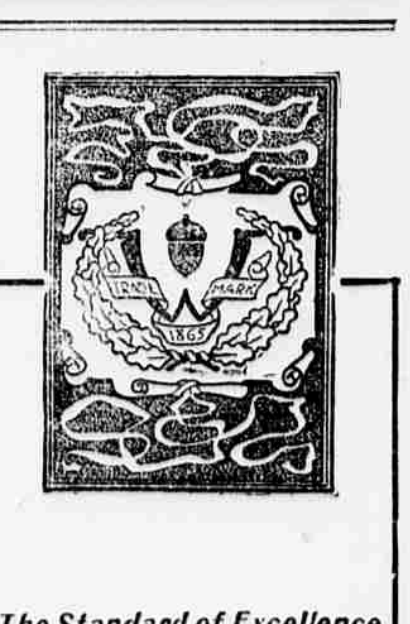
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