

THE ANSWER OF MR. PATTERSON

DENIES ALLEGATIONS OF HIS FORMER PARTNER.

Says the Firm Never Owned Any Stock or Bonds of the Consolidated Water Company, of Carbondale. Matters Disposed of Yesterday in Orphans' Court—More Testimony Heard in the Payne Divorce Case. Isabelle C. Fisher Begins Two Ejectment Suits for Land.

Attorney Roswell H. Patterson yesterday through Attorney S. B. Price, filed an answer to the bill in equity recently filed against him by his late partner, William A. Wilcox who alleged that he had not received a just share of the earnings of the firm.

Mr. Patterson admits the partnership arrangement and that in April, 1902, they had a conversation with reference to dissolution. Continuing the bill says:

After the first day of June the plaintiff and defendant divided the assets of the firm, and the defendant occupied the offices originally occupied by the firm, and has been collecting the firm's accounts, and with some cash furnished by the parties and the funds collected, has paid all indebtedness of the firm.

Your respondent knows no reason why the accounts due the firm cannot be collected, and the money divided between the partnership, without a receiver or person to collect the same.

The firm does not own and never did own one thousand six hundred and sixty-six shares of the capital stock of the Consolidated Water Supply company, of the value of one hundred and seventy-five thousand (\$175,000) dollars, acquired by said firm for fees for services rendered by the firm of the late Wilcox. Said firm does not own and never did own any stock of the Consolidated Water Supply company.

And your respondent further answering saith, that he subscribed for certain stock of the Consolidated Water Supply company, individually, and that the stock, Mr. W. A. Wilcox, drew the charter for said Consolidated Water Supply company, or filled the blank therefor, in his own handwriting and took the acknowledgment as a notary public, and saw and knew just what stock it was therein certified the defendant subscribed for.

The said subscription was made by the defendant, R. H. Patterson, and had no relation with the firm of Patterson & Wilcox. The only claim which the firm have, or have ever had, against said company, is for legal services.

Your respondent never agreed to personally pay or guarantee the debts of the Consolidated Water Supply company, for legal services, or other services, debts or obligations. The Consolidated Water Supply company is a business of the defendant, R. H. Patterson, and the defendant received said stock without the knowledge of William A. Wilcox, the plaintiff, is false and untrue.

And the defendant further answering saith, that he never received any stock, money or thing of value from the Consolidated Water Supply company for any legal work performed by himself or by the firm of Patterson & Wilcox, which debts are due to the books of said firm. The books have been regularly kept, and a trial balance drawn each month since the firm commenced business in 1901.

Your respondent further answering denies the allegations set forth in the tenth paragraph of the plaintiff's bill. The defendant has never refused to settle the affairs of the firm and divide the assets with the plaintiff. He has never directly or indirectly refused to divide or share the fees, profits and advantages of said firm, and stands ready now and at all times to aid in the collection of the accounts of the firm and to divide all money and property equally with his former partner.

And the defendant further denies all charges in said bill of improper conduct on his part. He denies that he has received any account, and denies that he has received any money, money or thing of value belonging to or in which said firm has an interest, which has not been fully and fairly accounted for.

Payne Divorce Case. Before Judge Kelly in chambers yesterday further testimony was taken in the divorce case of Susan E. Payne against Alfred Payne. The Paynes were divorced once before and remarried, and Mrs. Payne is now suing for a limited divorce.

On her part at a prior hearing it was testified that her husband beat her and drank to excess. Yesterday Mr. Payne denied ever having beat his wife and said that he never drank to excess. A couple of glasses of beer was all that he ever took at one time.

His son John Payne, Jr., his brother, John Payne, Sr., A. E. Eynon, William Deneman, George Tomlin, James Smith and Benjamin Griffith testified that they knew Payne well and that he was a very sober man. Payne is represented by Attorney L. P. Wedeman and his wife by Attorney John F. Seragg.

Orphans' Court Matters. Judge A. A. Vosburg yesterday heard the audits in the estate of Jacob Guerner, deceased, in which Hon. J. W. Carpenter and W. S. Dietz, esq., appeared for the parties in interest, and in the estate of John Williams, deceased, in which C. E. Daniels, esq., appeared for the accountants. No exceptions were filed to either of these cases, but claims were presented in the estate of Jacob Guerner, deceased, which is a proceeding to compel the executors to file an account. The executors filed an answer denying that Jones Brothers, the petitioners, are creditors of the estate. The petitioners demurred to this answer upon the ground that their status as creditors had already been passed upon by the court in a former proceeding. Judge Vosburg reserved his decision.

Orders were made in the following estates, to wit: C. T. Boland was appointed guardian of Mary E. Jordan, Anna C. Jordan, Agnes Jordan, Josephine Jordan, Francis Jordan, Florence Jordan and Rose Jordan, minor children of Thomas C. Jordan, deceased. Gomer Jones appointed guardian of Bessie Jones, Howard Jones, Florence Grace Jones and Harriet Jones, minor children of Tallie W. Jones.

The widow's appraisal in the estate of Thomas C. Jordan, deceased, was confirmed nisi. In the estate of Martin Quinn, deceased, an order was made for rule to show cause why the executor should not be discharged.

In the estate of Frank N. Sennetler an order was made for rule to show cause why the executor should not be discharged. Widow's appraisal in the estate of Thomas Flood, deceased, was confirmed nisi.

Frank Brodzowski, was appointed guardian in the estates of Victoria Grozenski, Stanislaus Grozenski, Jr., Apollonia Grozenski, minor children of Stanislaus Grozenski. Patrick Durkin appointed guardian in the estate of John Ferguson and Jennie Ferguson, minor children of Patrick Ferguson, deceased.

The next session of the Orphans' court will be on Monday, December 29, at 10 a. m.

Marriage Licenses. Walter Delmer, Scranton; Mary Carey, Scranton; Morris N. Garbett, Oliphant; Eliza Knucky, Oliphant; Rocco Palmire, Old Forge; Teresa Salerna, Old Forge; Patrick Reagan, Mt. Pocono; Mary Foley, Daleville; Francis X. Gaunter, Wilkes-Barre; Elizabeth Bird, Plymouth; Frank Jones, Scranton; Rebecca Jones, Scranton.

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COURT HOUSE NEWS NOTES. Michael J. Walsh, of Mayfield, a graduate of Georgetown university in 1901 and at present a student in the law department of Harvard, registered as a student in the office of Attorney H. C. Reynolds, yesterday.

Ann Gilligan is another South Scranton property owner and flood victim who yesterday, through Attorney A. A. Chase sued the street car company, the Wilkes-Barre and Scranton Railway company and the Scranton Gas and Water company for damages.

Louis Kofer, Joseph Ross and Michael Mastria were convicted last week of carrying concealed weapons, but failed to appear Saturday for sentence. They were taken into custody on charges yesterday and are now in the county jail.

In the estate of the late Dr. J. N. Rice, of this city, letters of administration were yesterday granted to his widow, Sarah Rice. In the estate of Edward Laughlin letters of administration were granted to his brother, Maurice Laughlin, of Susquehanna county.

Isabelle C. Fisher yesterday began ejectment suits against Michael Hughes and W. J. Lumbert to recover possession of two lots 49x10 feet on Irving avenue in the Twentieth ward of this city, which she alleges she is the real owner of, but which are unlawfully in the possession of the defendants.

Prisoners Convicted at Last Term Begin the Sentences Imposed Upon Them by Court.

Sheriff C. H. Schadt yesterday took four prisoners to the Eastern penitentiary. They are: Fred Morgan, who was given twelve years and six months by Judge Newcomb for forgery and

false pretense; Dominick Burke, who pleaded guilty to assaulting a young girl at Carbondale last May and was given five years and six months; Stanley Mitchell, who was given one year and three months for working a bunco game on a foreigner, and Wladislaw Knostanowicz, who pleaded guilty to manslaughter and was given three years and nine months.

Tony Nutter and Joseph Ross, two boys, convicted at the last term, were taken to the Glen Mills reformatory.

WATKINS WAS ENDORSED. Central Labor Union Ratifies His Nomination as Recorder.

The delegates to the Central Labor Union Sunday afternoon unanimously endorsed the candidacy of Rev. Thomas Watkins, who was recently nominated as the labor candidate for recorder. At the close of the meeting the chairman of the committee, which arranged for the convention of the Economic League called a meeting for to-night to devise ways and means for conducting the campaign. This committee will act as the campaign.

Officers were nominated for the ensuing year and three promises to be quite a contest at the election next month.

The following is the make-up of the D. L. & W. board for today:

MONDAY, DEC. 22. Extras East—6:30 p. m., Costello with Thomas crew; 7:30 p. m., M. Finnerty; 8:30 p. m., H. Gilligan; 9:30 p. m., Bisbing; 10:30 p. m., Hagerty; Summits—5 p. m., M. Giney (east); 10 p. m., J. J. Murray (east).

Extras West—5 p. m., Ketcham; 11 p. m., Lane.

TUESDAY, DEC. 23. Extras East—12:30 a. m., M. Smith; 2 a. m., Potts; 3:30 a. m., Abrams; 5 a. m., Swartz; 7 a. m., McLane; 9 a. m., Stevens; 10:30 a. m., Bush; 12 noon, King; 1 p. m., Dunn; 2:30 p. m., McCann; 4 p. m., Wallace; 5 p. m., Mullen.

Summits—4 a. m., Frountelker (west); 6 a. m., Carrige (east); 8 a. m., Nichols (west); 11 a. m., Golden (west); 1:30 p. m., Thompson (east); 4:30 p. m., J. Hennigan (east).

Fushers—2:30 a. m., C. Bartholomew (west); 7 a. m., Winder (west); 7 a. m., Finnerty (west); 8 a. m., Houser (east); 11:45 a. m., Moran (east); 1 p. m., McDonnell (west); 7:30 p. m., Murphy (east); 9 p. m., W. H. Bartholomew (east).

Hedges—1 a. m., Magovern; 7 a. m., Gaffney; 10 a. m., Secor; 3:10 p. m., Stanton.

Extras West—2nd St. Coslar; 4:30 a. m., Brown; 8 a. m., Warfel (Hallstead); 11 a. m., Latimer; 12 noon, John Gibagan (Hallstead); 3 p. m., Dentz.

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Order Your Christmas Wines & Liquors From This List. And rest assured that whatever you purchase will be entirely satisfactory. With this list and a telephone or postal card, your Holiday orders can be placed with the same pleasing results that a personal call would secure. In spite of our extensive preparations for handling an immense Christmas trade, the delivery service is being taxed to the utmost. Hence, a mutual advantage will reward early trading.

American Whiskies. Green Valley—Pure, liquid velvet. A full quart bot—1.25. Maryland Rye—A rye whiskey par excellence. Bottled under our direct supervision. 1.50.

Domestic Brandies. Blackberry Brandy, x... 1.50. Port, x x... 1.25. TRIUMPH BRAND—PORTS. Port, x... 1.00. TRIUMPH BRAND—SHERRY. Sherry, x... 1.00.

TEMPERATURES AT WHICH WINES SHOULD BE SERVED. Rich Champagnes—very cold... 40. Rhine Wines—alightly cold... 45.

From J. Calvet & Co. Beaujolais... 1.00. Madeira Wines. Ordinary, Pale... 1.00.

Scotch Whiskies. IMPORTED. King William IV, V. O. P. Scotch... 1.75. Roderick Dhu... 1.50.

Rums. New England... 1.00. Gins. Burnett's Old Tom... 1.00.

Rhine Wines. IMPORTED. From C. Lautern & Sohn. Laubenheimer... 1.00.

Imported and Domestic Beers, Ales and Porter. T. McMullen & Co. White Label. Dozen Single... 1.00.

Irish Whiskies. IMPORTED. John Jameson's Heptagon... 1.15. John Jameson's Three Star... 1.50.

Triumph Brand Cocktails. Manhattan... 1.00. California Wines. That at least half the wine consumed in this country is the product of the Golden State...

Moselle Wines. IMPORTED. From Carl Acker. Zeltinger... 1.00.

Imported Beers. Culmbacher, Bavaria... 2.00. Domestic Beers. ANHAEUSER-BUSCH. Budweiser, 2 dozen pints... 4.45.

Imported Brandies. JAS. HENNESSY & CO. One Star... 1.25. MARELL BRANDY. One Star... 1.40.

California Wines. That at least half the wine consumed in this country is the product of the Golden State...

Burgundy Wines. From Jules Regnier & Co. Beaujolais... 1.00.

Casey Brothers. Every Telephone Is An Entrance To Our Store. Old 'Phone 2162. New 'Phone 2974.



FRED MORGAN. Has Begun His Long Sentence of Twelve Years and Six Months.

Casey Brothers Sales Department. 216 LACKAWANNA AVE., SCRANTON. Every Telephone Is An Entrance To Our Store. Old 'Phone 2162. New 'Phone 2974.

Money in Your Pocket. Is always in danger of your hand, besides, it is earning nothing. In the bank, you at least have time to think twice before reaching it, and that second thought often saves it.

LETTERS FROM THE PEOPLE. [Under this heading short letters of interest will be published when accompanied by publication, by the writer's name. The Tribune does not assume responsibility for opinions here expressed.]

Letter from Father Valentine. Editor of the Tribune:—Sir: Permit me to say that paragraph third of Dr. McLeod's sermon, as reported in today's Tribune, is a tissue of abominable falsehoods. The Catholic church does not now and never did make the mother of Jesus 'an object of adoration.'

Reply to Captain Duggan. Editor of the Tribune:—Sir: A word and the Father Whitty society will withdraw from further newspaper discussion of the Duggan case. The effort to injure this society before the public demonstrates what a sterling member its perpetrator was. Total Abstinence, not drilling, is the prime feature of the society. No other member was ever treated as its perpetrator was.

Christ is God; Mary is the mother of Christ; therefore Mary is the mother of God—is an argument that goes back to the council of Ephesus, held in 431. The council, by a strange coincidence was convened in the church of the 'Hagia Theotokos'—the Holy Mother of God—and condemned Nestorius, who taught that there were two persons in Christ. Perhaps Dr. McLeod teaches the same doctrine.

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Why Pay a Great Price For a Billiard or Pool Table. And then go to the top of the house to play, when you can have both games (and various others) and play in any room in the house, at only a small fraction of the expense?

Burrows' Steel Cushioned Billiard or Pool Table, 3X6 Feet, \$24. With each table the following articles are included, without extra cost: 15 Polished Composition Balls, in four beautiful colors; 5 Hardwood, Polished, Leather Tipped Cues; 1 Hardwood Bridge; 4 extra Leather Tips; 1 Triangular Frame; 1 Polished Table; 10 Hardwood Finished Tenpins; 2 Pockets Green Chalk for Cues; 1 Set of Four Pocket Covers, Cloth Covered; 1 Book of Instructions and Rules for Playing 21 Games; 1 Set of 4 Hardwood, Adjustable and Movable Leveling Legs or Blocks.

Only a Few Left. Florey & Brooks, 522-524 Spruce Street.

JERMYN—MAYFIELD. At the last meeting of Division No. 10, Ancient Order of Hibernians, the following officers were installed. President, Neil Gallagher; vice president, Michael Lally; recording secretary, John Forbes; financial secretary, Wm. McCloskey; treasurer, Michael Grady.

George Edmunds, of Mayfield, is home from college for the Christmas vacation. Miss Sara Mullen, who has been seriously ill for the past week was slightly worse yesterday.

A resident of Fourth street purchased 75 pounds of beef from a farmer on Saturday, which was cut up and placed in tubs and left for the night

on the back stoop. During the night some prowler stole the whole lot, not leaving sufficient for the owner's breakfast.

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