

WHOLE HOUSE IN COMMITTEE

State Officers Heard on Bill Pro-
viding Payment Printing
Companies.

WAITED TO HEAR LANGLEY

House Reconsiders Vote Killing Bill
Abolishing Board of Agriculture
and Will Consider the Measure
Further—State Board of
Education Asked.

Montpelier, Nov. 12.—For the first time this session the House this afternoon resolved itself into a committee of the whole. House bill 173 which provides for the payment of sums of money to the Burlington Free Press Association, the St. Albans Messenger company and the Rutland company of Rutland, on which the committee on claims had made a favorable report, came up on the question of its third reading. Mr. Howe of Bennington said all manner of rumors had been in circulation that he was in favor of the bill, but that he wished the matter thoroughly explained, and for that reason he moved that the House go into a committee of the whole. The motion was adopted and Mr. Seaver of Willamstown, chairman of the committee on claims in the House, was called to the chair. State Auditor Graham explained his reasons for declining to pay these bills for printing done in 1904 because he believed there had been a sort of conspiracy among printers and Attorneys General Pitts stated that he understood this printers' agreement was illegal and void and he advised the State auditor not to pay the bills. The matter was thoroughly discussed for an hour, and the bill was finally ordered to lie on the table to hear from Mr. E. K. Langley of Barre, State commissioner of printing.

No one disputes that the work for which these bills call for was done for the State and that the printers should receive their pay. The only question today seemed to be whether they should be paid the prices named in the bills for work done in 1904 or on current prices. The attorney-general stated that when these bills were held up the printers could not see the State; they had only two means of relief, one a writ of mandamus to compel the State auditor to pay the bills on which the supreme court would have had to pass, and the other to come to the Legislature for relief.

REPORT ON STATE PRISON.
The joint committee on State prison which visited that institution last week made its report to the House this afternoon. With the exception of certain minor changes in bedding, etc., that were recommended and an appropriation of \$5,000 to purchase a new dynamo, the committee reported everything in first class shape at that institution. The report was ordered to lie on the table.

The bill relating to the salaries of county clerks which was scheduled as a special order for this afternoon, was again laid on the table, and the expected debate on this measure did not materialize.

Among the bills introduced in the House this afternoon was one by Mr. Howe of St. Johnsbury, introduced by request, which provides that the minimum number of men employed in operating freight trains in this State must be six, three brakemen, a fireman, an engineer and a conductor.

AGAINST HIGH SCHOOL FRATS.
The bill introduced by Mr. Leary of Burlington will be of interest to the high schools of the State. It prohibits pupils of public schools from becoming members of secret societies or fraternities.

The House yesterday afternoon killed the bill abolishing the board of agriculture and creating the office of commissioner of agriculture, but this afternoon on motion of Mr. Davis of Jersey that vote was reconsidered and the bill was again laid on the table for further consideration. The most important measure passed by the House today was the bill providing for a State board of education. Prior to its passage Mr. DeBoer of Montpelier made an earnest plea in its behalf and explained some of its provisions. No one appeared in opposition to it.

NEW MEN IN TALKERS.
In the talker that occupied the morning hours in the House today over two bills which had been adversely reported by committees, one of which was killed and the other ordered to a third reading, several new men were heard for the first time and the most of them, notably Mr. Fuller of Bennington, made excellent impressions.

The first debate was over the bill introduced early in the session by Mr. Watson of St. Albans city to pay Giovanni Viscome \$500, money earned for the State by him while he was confined at hard labor in the State prison at Windsor on a burglary and larceny charge. The committee on claims reported adversely on this bill.

WATSON SUPPORTS BILL.
Mr. Watson of St. Albans city took the

When to Use Dr. Williams' PINK PILLS

These pills were originally a prescription used in the doctor's private practice and their benefit to mankind has been increased many thousand fold by their being placed on general sale with the doctor's own directions for use. They are entirely safe and contain no opiates or other habit-forming drugs.

Dr. Williams' Pink Pills are the remedy to use when the blood is thin as in anemia; or impure, as in rheumatism; or when the nerves are weak, as in neuralgia; or lifeless, as in partial paralysis; or when the body as a whole is ill nourished, as in general debility. They build up the blood, strengthen the nerves and have cured troubles of women and growing girls and many forms of weakness. That hundreds of people have tried the treatment with good results is shown by the increasing number of cures reported.

The Williams' Pink Pills are sold by all druggists and will be sent postpaid, on receipt of price, 50 cents per box, six boxes, \$2.50 to the Dr. Williams' Medical Company, Schenectady, N. Y.

floor in its support and related the circumstances that led up to its introduction. It appears that Viscome was confined in Franklin county court for manslaughter and sentenced to State's prison for not less than 10 years. He was defending himself in his own house when he shot and killed a man. The supreme court reviewed this case, ruled that every man's house is his castle which he has a right to defend, reversed the verdict and judgment and Viscome returned to St. Albans. He was released on his own recognizance, has since had his liberty, and his case on the Franklin county court docket has been ordered not to be brought forward. While in State prison he did contract work for the State and earned the amount claimed.

The bill was opposed by Mr. Williams of Newport as vicious legislation, and by Mr. Martin of Brookline, who urged that if this bill was allowed it would open the door for hundreds of other similar claimants who have been unjustly confined by the State. The most effective speech in favor of the bill was made by Mr. Howe of St. Johnsbury who, in five minutes, demonstrated to the House that the State was not asked to pay this man anything or give him anything except money he had earned which was now in the possession of the State. The House, however, refused to order the bill to a third reading.

ABOUT SABBATH BREAKING.
The second debate which lasted an hour and a half was on the bill introduced by Mr. Barber of Brattleboro, amending the old blue law in regard to sabbath breaking so as to allow the sale of food, soft drinks and cigars on Sunday. The Judiciary committee rendered an adverse report on this bill. Attempts to amend the bill were defeated and the House resumed its session in the morning. Mr. Smith of Weston that the bill be amended so that it should be referred to the committee, which was defeated, and the original bill was forthwith passed by Mr. Leary of Burlington and Mr. Fuller of Bennington and favored by Mr. Howe of St. Johnsbury. A standing vote of 213 to 29 the House finally ordered the bill to a third reading.

THE NEW BILLS INTRODUCED.
Two bills were introduced in the Senate this morning and in the House. The Senate got into a snarl on states bill 19, relating to the practice of oaths, but finally passed it by a yeas and nays vote of 19 to 10. Among the bills introduced in the House this morning was another one providing for the appointment of a State board of license commissioners at a salary of \$5 per day and expenses. Introduced by Mr. Thompson of Arlington, Mr. Thompson also introduced a bill providing for town boards of three license commissioners, to serve for two years, at a salary of \$5 per day and expenses.

Mr. Kinsley of Rutland city introduced a measure appropriating \$7,000 for the erection in Rutland of a memorial to Vermont soldiers who fought in the Revolutionary War.

A bill appropriating \$400 to add the town of Sandgate in building a school house was introduced by Mr. Woodcock of that town.

LEGISLATIVE NOTES.

Col. John G. Norton, one of the official reporters of the House, was called this noon to Pittsfield, Mass., by the death of his father.

As a precautionary measure, Attorney-General C. Pitts and Senator E. W. Gibson of Brattleboro were vaccinated this morning. A son of each is ill with the smallpox at Brattleboro but at present neither of these gentlemen give any indications of being afflicted with that disease. Mr. Pitts and Senator Gibson were at their homes over last Sunday when their children were ill with what was then thought to be chicken-pox, and of course no little uneasiness exists just now in regard to their condition.

URGENT NEW NORMAL SCHOOL.

The committee on appropriations and education gave a joint hearing this morning in the supreme court room on the bill appropriating \$125,000 for the erection and equipment of a State normal and industrial school. Principal Leavenworth of Castleton appeared to urge a larger appropriation for the normal school now located in that village. Ex-Gov. W. H. Hoar strongly advocated the bill under dis-

cussion. He said the duty of the State to our children to give them better trained teachers and to do this we must have a normal school of our own. The State does not now own any of the normal schools within its borders. We must for the present at least carry on these schools but he believed the time has come when the State should make a start at least on a school of its own. C. F. Smith of Morrisville, representing the State Teachers' association, spoke of the necessity of such an institution in Vermont as did Mr. H. J. Stannard of Barre. Mason S. Stone, State superintendent of schools, Frank L. Greene of St. Albans and others favored the bill. Mr. C. H. Morrill of the Randolph normal school spoke in opposition to the bill.

The Judiciary committee from the two houses gave a hearing in the Senate chamber this evening on the bill to establish municipal courts and the telephone investigation committee was in session in the coat room.

OFFICIAL RECORD OF DAY.

SENATE—MORNING.

Senate called to order by the president. Devotional services were conducted by President Thomas of Middlebury College. The Journal of yesterday was read by the secretary and approved.

Senator Butler for revision committee asked leave to accept a bill from Senator Vance, incorporating Essex county Savings Bank leave was granted.

HOUSE BILLS REFERRED.

H. 98—Relating to setting of fines. To general committee.
H. 111—Relating to jurisdiction of probate court. To Judiciary committee.
H. 124—Relating to examination of teachers. To committee on education.
H. 154—Relating to time allowed teachers. To committee on education.
H. 157—Relating to evidence of marriage. To Judiciary committee.
H. 158—Relating to payment of bank deposits. To Judiciary committee.

BILLS INTRODUCED.

S. 78—By Senator Butler of Rutland. An act extending possession of charter of American Trust company for two years. To committee on banks.
S. 80—By Senator Butler of Rutland. An act providing that fees of masters and referees shall be fixed by the court. To Judiciary committee.

REPORT SUBMITTED.

The committee on State prison, through Senator McIntyre, submitted a report on their visit. Report shows good conditions except as to ventilation of institution. Report accepted. Upon motion of Senator Platts, upon motion of Senator Butler the vote was reconsidered and ordered to lie on the table.

THIRD READING ORDERED.

S. 68—Relating to appointment of special master in chancery, slightly amended. To proceed.
S. 61—Relating to return of birth, death and marriage certificates. Slightly amended as to time.

PASSED.

S. 14—Relating to practice of optometry. Slightly amended upon suggestion of Senator Fairbanks. The amendments previously made were reconsidered as to amount of fees and the amendments were laid upon the table. Upon the question of passage, a rising vote was taken, resulting as follows: For the passage, 14; against the bill, 10. The bill passed.

SENATE—AFTERNOON.

Senate called to order by the president. Senator Platts presented a petition of 25 citizens of Bethel protesting against the passage of House bill No. 2, relating to trustee process. Referred to Judiciary committee.

READ THIRD TIME AND PASSED.

S. 64—Relating to duties of board of health.

PASSED IN CONCURRENCE.

H. 21—An act to pay Myron Davis the sum therein named.
H. 214—An act to legalize grand list of town of Starkboro.

THIRD READING ORDERED.

H. 124—Relating to appointment of deputy sheriff.
A joint resolution from the House relating to committee trip to Pawlet was so amended as to avoid any expense to the State. After so amended, a third reading was ordered.

As to joint resolution from House relating to revision of banking laws was amended so as to have three instead of two amendments. The third reading was ordered to a third reading.

CALLLED UP AND PASSED.

S. 57—Relating to flag on school houses. Upon motion of Senator Platts the bill was committed to Senator Fuller for amendment. After being amended so as to cut out unnecessary portions the bill was passed.
Upon motion of Senator McIntyre of Rutland, the Senate adjourned.

PROCEEDINGS IN HOUSE.

MORNING SESSION.

Devotional exercises were conducted by the chaplain.
Mr. Edgerton of Rochester, from the committee on elections, submitted the report of that committee on the contested election case from the town of Pittsford. This report denies the claim of Ernest L. Hoar that he is entitled to a seat in the House as the representative from Pittsford, and declares Ernest Hitchcock legally and properly elected. A resolution embodying the same, and the report of the committee was ordered to lie on the table.

BILLS INTRODUCED.

H. 75—By Mr. Sherman of Newfane, to incorporate the West River Light & Power company. To committee on corporations.
H. 77—By Mr. Tilden of Northfield, to amend No. 124 of the acts of 1907, holding an act to incorporate the Alpha Sigma Pi society of Norwich University, and No. 24 of the acts of 1908, being an act in addition to an act to incorporate the Alpha Sigma Pi society of Norwich University. To committee on corporations.
H. 78—By Mr. Howe of St. Johnsbury, to amend section 313 and 314 of the acts of 1907, relating to the powers of the State board of license commissioners. (Provides for appointment by the Governor by April 1, 1910, of a board of three citizens, to serve two years. Salary, six dollars per day and necessary expenses.) To joint committee on temperance.

H. 79—By Mr. Thompson of Arlington, to amend sections 509, 510, 511 and 514 of the statutes relating to license commissioners. (Provides for two license commissioners to be elected three license commissioners to be elected beginning September, 1910, for a term of two years. Salary to be \$1 per day and expenses.) To joint committee on temperance.
H. 81—By Mr. Spoor of Ripton, (by request), to amend section 960 of the statutes relating to the duties of school directors. To committee on education.
H. 82—By Mr. Sherman of Hyde Park, relating to fire insurance policies. (Provides for which property is insured to be the insured's interest thereby. To committee on insurance.)

H. 83—By Mr. Beane of Sheldon, to amend No. 124 of the acts of 1907, entitled, "An act to incorporate the Sheldon Cemetery association of Sheldon." To committee on corporations.
H. 84—By Mr. Jones of Hubbard, relating to the taxation of mortgage liens. To joint committee on taxation.
H. 85—By Mr. Fuller of Bennington, to amend section 96 of the statutes, relating to taxation of endowments and boilers and providing for taxation of electrical machinery. To joint committee on taxation.

H. 86—By Mr. Howe of Waterbury, to amend sections 508 and 509 of the statutes, relating to billiard and pool rooms and bowling alleys. To general committee.
H. 87—By Mr. Locklin of Northfield, to amend section 58 of the statutes relating to assessment of taxes. To joint committee on taxation.
H. 88—By Mr. Howe of St. Johnsbury, relating to public telephone service. To committee on corporations.
H. 89—By Mr. Rinkley of Rutland (by request), to amend section 973 of the statutes, relating to the burial expenses of deceased soldiers of the War of the Rebellion. To committee on military affairs.

H. 90—By Mr. Kinsley of Rutland, relating to license for registered dog kennels. To general committee.
H. 91—By Mr. Tilden of Northfield, relating to poll taxes. To committee on grand list.

H. 92—By Mr. Kinsley of the city of Rutland, to appropriate a sum of money to erect a memorial to the revolutionary soldiers. (Appropriates \$100 for a memorial to Vermont soldiers in the Revolutionary war to be erected in Rutland.) To committee on appropriations.
H. 93—By Mr. Wheeler of South Hartland, relating to despoiling of town funds. To general committee.

H. 94—By Mr. Lavige of Colchester, to amend section 4363 of the statutes, relating to tolls on bridges at bridges and other structures over railroad tracks. To committee on railroads.

H. 95—By Mr. Woodcock of Sandgate, to add the town of Sandgate in building a schoolhouse. (Appropriates \$500.) To committee on appropriations.
H. 96—By Mr. Howe of Bennington, (by request), to suppress fowl breed in bees. (Appropriates \$500 to carry out the provisions of this act.) To committee on agriculture.

THIRD READING ORDERED.
H. 124—To pay Giovanni Viscome of St. Albans \$500. As reported adversely by the committee on claims, was supported by Mr. Watson of St. Albans and opposed by Mr. Williams of Newport as vicious legislation. Mr. Martin of Brookline also opposed the bill. The bill was defeated.

REPEATED THIRD READING.
H. 124—To pay Giovanni Viscome of St. Albans \$500. As reported adversely by the committee on claims, was supported by Mr. Watson of St. Albans and opposed by Mr. Williams of Newport as vicious legislation. Mr. Martin of Brookline also opposed the bill. The bill was defeated.

THIRD READING ORDERED.
H. 245—Relating to Sabbath breaking. Mr. Bacon of Hartford said that the bill was introduced before the Legislature on Sunday that he favored the selling of soft drinks, cigars and food. He moved to amend the bill by inserting the words "in licensed hotels."

Mr. Locklin opposed the bill as did Mr. Otis of Sutton. Mr. Barber of Brattleboro made a spirited defense of the bill and insisted that the old blue law which had been in force since 1757 should be changed. Mr. Beals of Watford opposed the bill and wanted the statutes of the Bible, "Remember the Sabbath day and keep it holy" to be observed. Mr. Howe of Waterbury thought the bill was class legislation. Mr. Smith of Bennington moved that the bill be dismissed and Mr. Barber of Brattleboro called for the yeas and nays. The result of the vote was as follows: Yeas 58, nays 124, and the House refused to discuss the bill. Mr. Hitchcock of Pittsford moved to refer the bill again to the committee on health.

Mr. Leary of Burlington and Mr. Fuller of Bennington opposed the bill. The original bill was then opposed by Mr. Leary of Burlington. Mr. Martin of Brookline and Mr. Howe of Bennington. The third reading was ordered by a standing vote of 113 to 99.

On motion of Mr. Allen of Charleston, the House adjourned.

HOUSE—AFTERNOON.

BILLS INTRODUCED.

H. 37—To amend section 12, act 23, acts of 1904, relating to an act to incorporate the Johnson County Trust company, by Mr. Tallow of Middlebury. To committee on banks.

H. 38—By Mr. Gould of Windham, to amend section 156 P. S. relating to the fees of health officers. To joint committee on State and court expenses.

H. 39—By Mr. Tack of Brattleboro, to provide for the destruction of intoxicating liquor found on persons convicted of intoxication. (shall be destroyed by order of the court that convicted.) To joint committee on temperance.

H. 40—By Mr. Howe of St. Johnsbury, (by request), presenting the minimum number of employees operating freight trains. (Engineers, firemen, conductors and brakemen must be furnished.) To committee on railroads.

H. 41—From the committee on highways and bridges an act to substitute for H. 37 to amend section 197 P. S. relating to cutting trees and bushes on highways. To committee on highways and bridges.

H. 42—By Mr. Leary of Burlington, (by request), to prohibit pupils of public schools from becoming members of secret fraternities and societies. To committee on education.

H. 43—By Mr. Hitchcock of Pittsford, to amend section 96 of the statutes, providing for the powers of the State board of license commissioners. (Provides that any taxpayer may at any time examine evidence after they are filed.) To joint committee on taxation.

H. 44—By Mr. Beane of Bennington, to amend act incorporating village of Enosburgh Falls. To committee on municipal corporations.

H. 45—By Mr. Williams of Newport to amend act amending charter of the Rutland Railroad company. (Allows clerk and treasurer to reside outside the State.) To committee on railroads.

The vote of H. 38, an act to abolish the board of agriculture, was on motion of Mr. Davis of Derby reconsidered and the bill was laid on the table.

READ THIRD TIME AND PASSED.

H. 133—Relating to appointment of administrators, etc.
H. 132—Relating to marriage certificates.
H. 131—Amending various sections of the school laws and repealing section 94 P. S.

READ THIRD TIME AND PASSED.

H. 127—To provide for a State board of education. Mr. DeBoer of Montpelier spoke in support of this bill.
H. 126—Relating to close season on English partridges and pheasants.
H. 125—Amending charter of Troy Conference Academy.

THIRD READING ORDERED.

H. 121—To pay George C. Holmes, the sum therein named.
H. 120—Relating to exemptions from attachments and execution.
H. 118 (as amended)—Relating to appropriations for the University of Vermont and State Agricultural College.

READ THIRD TIME AND PASSED.

H. 123—To enable the Vermont sanatorium to secure a water supply.
H. 122—To amend act incorporating the Austin sanatorium.

JOINT RESOLUTION.

To amend for joint committee on insurance to visit State hospital for insane. Adopted on the part of the House, introduced Wednesday and referred to committee on appropriations who reported favorably.

COMMITTEE OF THE WHOLE.

On the question of ordering H. 129 to pay certain publishing concerns the yeas were 58 and the nays 124. Mr. Williams of Newport moved that the House go into committee of the whole and request the State auditors and attorneys-general to appear before it. Adopted. State Auditor Graham explained the reason he declined to pay these bills and Attorney-General Pitts on being interrogated, stated that he understood the printers' agreement on work was illegal and void. On motion of Mr. Howe of Waterbury, the bill was ordered to lie until the State printing commissioner can appear before the House in committee of the whole.

THIRD READING ORDERED.
H. 127—Relating to compensation of the auditor of accounts and clerks in his office.

ORDERED TO LIE.

H. 120—Relating to salaries of county clerks. On motion of Mr. Barber of Brattleboro, this bill was scheduled as a special order this afternoon.

REPORT ON STATE PRISON.

The committee on State prison reported on its recent visit to that institution and certain minor changes there were recommended. This report was ordered to lie and be printed.

PASSED IN CONCURRENCE.

S. 61—To authorize the Governor to appoint delegates to attend prison congresses.

On motion of Mr. Lewis of Norwich the House adjourned.

SUPREME COURT CHANGES ITS PLACE OF SITTING.

Rutland, Nov. 13.—Two Rutland county cases were argued at the special term of the Vermont supreme court here today. The first case was that of Silas H. Davis, administrator vs. the Rutland railroad, a negligence suit brought by the widow of Engineer Davis, who was killed June 29, 1904, when a freight car running wild down the mountainside struck his engine at East Charleston. Mrs. Davis received a verdict of \$2,000 at the March term of Rutland county court and the railroad appealed.

The other case heard was W. C. Kimball vs. the Wayne Estate, an action to recover for services rendered. Because of the smallpox scare at Brattleboro, the supreme court will sit in Rutland until the next week.

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