

IN FAVOR OF PENN. RAILROAD

Court Declares Two-cent Fare Law

IS UNCONSTITUTIONAL

The Decision Was Handed Down Today by the Court of Common Pleas at Philadelphia, Pennsylvania.

Philadelphia, Pa., Sept. 10.—The court of common pleas today handed down a decision in favor of the Pennsylvania railroad, declaring the two-cent fare law unconstitutional.

SARATOGA ABLAZE TO WELCOME THE G. A. R.

The Arriving Hosts of the White-Crowned Veterans Greeted by Lights and Flags.

Saratoga, N. Y., Sept. 10.—Under clear skies and between intermittent downpours of rain, thousands of old soldiers came to Saratoga yesterday, many marveling at the splendor of the arrangements made for their reception.

The welcome of the citizens was cordial and the greetings of long-armed comrades were enthusiastic, and scores of worn faces lighted up at the hearty reception, but the whitened locks and halting steps of the courageous veterans told a painful story, which will find an echo of sympathy in the hearts of all those throughout the United States who know what they did and dared in the dark days when rebellion and distress swept through the land.

It is felt that the beginning of the end has come for the annual national encampment as at present conducted. The first step will be taken at the business session of the present encampment, when a resolution will be introduced that the city of Washington be made the permanent meeting place of the national encampment in the future.

DEFALCATION OF \$59,945.91 Use of a Rubber Stamp May Prevent Detection of Syracuse City Thief.

Syracuse, N. Y., Sept. 10.—A firm of New York accountants which has been examining the books of the city treasurer's office filed a preliminary report yesterday with the mayor, showing defalcations amounting to \$59,945.91 in the period from 1885 to 1894.

The report states that two systems were followed in the thefts. In many cases persons received receipts when making payments and the amount was allowed to remain on the books. In other cases the amount of the bill was credited and the money stolen from the funds in the office.

THIEVES GOT \$6,000. Taken From the Vaults of a Kansas City Brewing Company.

Kansas City, Sept. 10.—Information has been given the police that \$6,000 in checks and cash was mysteriously stolen from the vaults of the local office of the H. Schoenfer Brewing company, between Saturday night and Sunday noon.

ANOTHER MASSACRE OF JEWS IN LODZ

Eleven Persons Killed and Others Injured—Massacre Still Going On.

Warsaw, Poland, Sept. 10.—Another massacre of Jews is in progress at Lodz. Messages from there say 11 persons have been killed and 14 injured already and that the massacre is still going on.

DEAD IN BED. With Illuminating Gas Turned on in Full Force.

Fall River, Sept. 10.—Miss Amy E. Hyde, one of the wealthiest and prettiest girls in Fall River society, was found dead in bed this morning under conditions that indicate suicide, were it possible to find any reason for such an act. The family say that she went to bed in good health and spirits. This morning she was found suffocated by illuminating gas pouring from an open cook in her room. There is talk of foul play.

GOMPERS IN NEW YORK.

Went There to Confer With Pres. Small of Telegraphers' Union. Washington, D. C., Sept. 10.—President Gompers of the American Federation of Labor, left yesterday for New York to confer with President Small of the telegraphers' union, concerning a proposition to settle the strike. The nature of the proposition is not known.

BRITT BROKE WRIST IN FOURTH ROUND

Gans Awarded Decision in the Contest for the Lightweight Championship in the Fourth Round.

San Francisco, Sept. 10.—A left swing to the body, cleverly blocked by Joe Gans, cost Jimmy Britt any chance he might have had to win the lightweight championship of the world yesterday, and brought to a close five rounds of fast fighting before 14,000 persons at the Recreation park.

The deciding blow was caught by Gans on the elbow in the middle of the fourth round. It broke Britt's wrist, and although the Californian went on fighting in the fifth round, he was helpless in both offense and defense. It was not until this round that he informed his seconds of the mishap.

"What's the use of my going on? I can't fight. I am helpless," Britt said to "Tip" Kheilin, Captain of Police Gleason who was informed at the ringside and he stopped the fight. Referee Welch then gave the decision to Gans. Three doctors, after an examination, announced that the injury was a fracture and dislocation of the lower end of the ulna. Whether it was a genuine fracture or not, Britt showed such intense suffering while the doctors were manipulating his wrist that the tears rolled down his cheeks.

"I was utterly helpless," he said. "I could not even hold up my left hand after I broke it. I had to guard for Gans left and had no punch except with my right."

The fight while it lasted was slugging match, but it was evident to every trained observer that Britt had no chance to win from the negro. For the first time in his life Britt was out-matched.

Britt's lack of coolness was partly responsible for the miserable ending of the fight. From the first tap of the gong, Britt appeared over-taxed. He was not content to take the advice shouted to him by his seconds to make Gans do the leading, but he rushed headlong into what inevitably became a slugging match in which the champion had by far the advantage.

In the first round he drove Gans to the ropes with a left swing on the neck that had lots of force in it. In the same round he also sent lefts and rights successively to the body and face, but took a straight left on the nose which made him slow down.

The second round developed a mix-up at the ropes in which both men exchanged vicious rights and lefts, Gans having the advantage.

In the third Gans followed up his tactics of crowding Britt into a corner and the Californian had to keep his hands busy working his way out. Honors were about even in this round.

Gans drew first blood in the fourth, with a swift straight left, which caused a scarlet stream to trickle from the corner of Britt's mouth. It was immediately after this that Britt put all of his strength into a left swing which proved his undoing.

NELSON TO TACKLE GANS. Says He Will Try to Get a Bout With the Champion.

San Francisco, Sept. 10.—"Battling" Nelson announced today that he would go into the woods for six months, and when he came out would try to get a bout with Gans. Local promoters say for such a bout.

HELD CROWD AT BAY WITH REVOLVERS

Robbers Blow Open Bank Safe and Make Their Escape in Boats With the Money.

Chippewa, Ont., Sept. 10.—Masked robbers early today blew open the safe at the Royal Savings bank, and escaped with considerable booty. The explosion attracted late home-comers, but when they arrived the thieves held the crowd at bay at the point of their revolvers until they got to the river front and escaped in row-boats. The bank officials say the loss is comparatively slight.

THE COTTON CROP. Government Issues Report on Its Condition and Amount Harvested.

Washington, D. C., Sept. 10.—The department of agriculture reports the cotton average to be 27.7 as compared with 73 on July 25, 1907, 77.3 August 25, 1906, and a ten-year average of 74.45. The census bureau yesterday issued its first bulletin on the cotton report for the season as shown by returns from the ginners, showing a total of 191,416 bales up to September 1, as compared with 457,551 bales up to the same period last year. The great falling-off is attributed to the lateness of the crop.

WOMAN FOUGHT BURGLAR

And Was Shot Through Heart by Him WITH HER OWN REVOLVER

Which He Wrested From Her After She Had Fired Two Shots at Him—The Woman and Her Two Children Were Alone.

Norfolk, Va., Sept. 10.—The wife of Lieutenant L. C. Korschach, U. S. N., now on the cruiser Tennessee, was shot and killed at her Portsmouth, Va., home early today by an unknown burglar, who after the woman had fired at him twice wrested the pistol from her and shot her through the heart. She was alone with her two small boys.

ONE KILLED, TWO BADLY HURT IN AUTO RACE

Vanderbilt Cup Race Driver Hurled From Car, Which Falls to Crash Him.

Pittsburg, Pa., Sept. 10.—One man dead and two others seriously injured as a result of two accidents at a series of automobile races that were held at the Bruner's Island track near this city yesterday.

The dead man is Rex Heinster, 25 years old, president of the auto repair company of this city. He died of a fractured skull while being taken to a hospital.

Walter Christy, 26 years old, of New York city, who was one of the drivers of the Vanderbilt cup races on Long Island, fractured his right forearm and sustained scalp wounds and bruises of the body. It is also feared he has been internally injured.

Clarence Baeston of Allegheny, Pa., who was riding with him at the time, received injuries to the spine that are serious, besides bruises and cuts.

Polkman Frank Farol of Allegheny, was struck by one of the 17-cars and hurled about 50 feet. He was badly cut and bruised.

All the injured are in St. John's hospital, Allegheny.

BOTH UNDER SIXTEEN, THEY WANTED TO MARRY

Because Parents Forbade the Young Couple Seeing Each Other, They Committed Suicide.

Ashland, Ky., Sept. 10.—As the result of parental opposition and a suicide pact, Isabelle Zetron and Tommy Bales died today at the homes of their parents, near York. A few weeks ago they ran away to marry, but were refused a license, being under sixteen. The parents forbade them to see each other, but Tommy managed to get Isabelle a bottle of carbolic acid, which they agreed to take if another appeal to their parents failed.

NO SETTLEMENT IN SIGHT. Says President Small of the Telegraphers' Union.

New York, Sept. 10.—There is little hope in sight today for a settlement of the telegraphers' strike. President Small of the Telegraphers' Union said this morning that President Gompers of the American Federation of Labor did not come here to submit a proposition looking toward a settlement, and nothing of a tangible nature was expected, along these lines. Ways to finance the strike was discussed last night. Vice-President and General Manager Nally of the Postal Telegraph company said today, "I wish to say once for all there will be no arbitration and my company will not receive from the position it first took in the matter, namely to give employment only to such individuals as are desirable."

ONE DAY BACK. Directors of World's Fair Change Dates to October 7, 8, and 9.

Tunbridge, Sept. 10.—The directors of the World's Fair association, have thought to remove the dates one day further from winter by exhibiting on Monday, Tuesday and Wednesday, October 7, 8, and 9.

SOUTH WOODBURY. Dr. G. G. Hall is in Montpelier on business.

W. V. Clark recently sold his black mare, "Dolly," to F. J. Daniels. Herbert Hill and wife have moved into the A. M. Benjamin home. Maynard King is driving the creamery team during the absence of R. M. Pray.

Clombert Batchelder returned today to Goddard seminary for the fall term of school. Nell Daniels, Zelma Goodell and Marion Wheeler were at their homes over Sunday. Mrs. Harriet Benjamin, an aged lady who with numerous other persons, is in Saratoga attending the national encampment of the G. A. R. Eva Ide, who has been working for Mrs. P. L. Batchelder at Woodbury Lake house has concluded her engagement and is stopping with her mother, Mrs. Ida Hutchinson. F. L. and Albin Batchelder, who went to Fort Albany on Saturday, joined the excursionists on Monday and are in Saratoga attending the national encampment of the G. A. R.

MISSIONARY MEETING. Some of the Best Speakers in Society Will Be Here in October.

The programme for the annual meeting of the New England branch of the Women's Foreign Missionary society of the Methodist church, which is to be held in the Hedding M. E. church of this city, Oct. 8, 9 and 10, is as follows:

Monday, 7:50 p. m.—Meeting of the Branch Conference and district secretaries and treasurer.

Tuesday, 9:30 a. m.—Meeting of the Branch Conference and district secretaries and treasurer.

2:30 p. m.—Executive board. 7:30 p. m.—Young people's rally. Miss Clementine Butler will have something of unusual interest to produce.

Wednesday, 9:30 a. m.—Communion service, followed by an interesting programme.

2:00 p. m.—Usual programme, with missionary addresses.

4:15 p. m.—Clementine Butler, Mrs. Lucie F. Harrison, speaker.

5:00 p. m.—Workers' conference for all departments.

7:30 p. m.—Anniversary address, Mrs. William Butler.

Thursday, 9:30 a. m.—Reports. Business. Addresses. 2:00 p. m.—Reports. Business. Addresses.

3:30 p. m.—Closing services.

The missionaries and speakers expected include Mrs. William Butler, Miss Clementine Butler, Mrs. Charles Parkhurst, our India Jubilee visitors who have recently returned; Miss Ethel G. Young, Miss Emily L. Harvey, Miss Bertha E. Kneeland, Miss Mary A. Dwyer, Miss Clara M. Cushman, Mrs. Lucie F. Harrison, Miss Mary E. Holt, Miss Juliette Smith, and others.

Each auxiliary, young people's and children's society should see that someone goes to this meeting. Attend to it at once, and send name before October 1st, to the chairman of entertainment committee, Mrs. E. M. Lyon, 27 Highland avenue, Barre, Vermont, who will arrange for entertainment, and give assignments at the church on the arrival of delegates.

NORTHFIELD. A Large Entering Class at Norwich of Sixty-Five Men.

The freshman class at Norwich university this year numbers 65 men, of whom 59 are in attendance. This is one of the largest entering-classes in recent years.

The funeral of the late James Collins was held at the Catholic church Saturday forenoon, the Rev. P. O'Neill officiating.

Miss Carrie Lessor contemplates leaving town in the near future for Texas, where she will live with her brother, Orlando Lessor.

Mr. and Mrs. Irving C. Ellis returned Sunday evening from a week at York Beach, Me., and other places. L. Clayton Plimling discontinued his studies at Norwich university and in the near future will go to Porto Rico, where he has a position teaching.

TEMPERANCE EDUCATION. Clarence J. Ferguson Says Anti-Saloon League Will Take It Up.

Burlington, Sept. 10.—The Vermont Anti-Saloon league, of which Clarence J. Ferguson of this city is superintendent, has decided to introduce an innovation in the work of the league this fall in waging a campaign of temperance education in the public schools.

"The aim is," said Mr. Ferguson, "to teach that temperance goes hand in hand with other virtues which are dwelt upon in all religious and semi-religious teachings, and even in connection with the usual studies in the public schools. An attempt will be made incidentally to make many men and womanly girls, particular attention being paid to the grammar and high schools of the state."

WANTS AWARD CHANGED. Central Takes Step in Litigation with Burlington Over Wharf.

Burlington, Sept. 10.—Another step in the controversy between the city of Burlington and the Central Vermont railway over the proposed public wharf was taken yesterday, when the railroad company filed in the Chittenden county court a petition to have the matter of the award made to it by the city for land reared. This petition will be heard at the March term of court.

Under authority of an act of the last legislature, the city in July began proceedings to acquire a site for a public wharf. Part of the property desired belonged to the Central Vermont railway, and the city awarded the company \$6,050 for this land. The railway refused to accept this award.

SUES FOR FEES. A Brattleboro Man Asks for Judgment Against Burlington Man.

Brattleboro, Sept. 10.—Judge E. W. Gibson of the municipal court of this town filed papers yesterday in a suit for \$5,000 against George E. Johnson of Burlington, for many years past clerk of the United States court of Vermont. Judge Gibson was deputy clerk of the court from 1899 to 1906, and he alleges that the fees due him for the greater part of that time have not been paid and that he has been unable to collect them. Judge Gibson says the amount actually due is about \$1,000. F. S. Platt of Poultney has recently been appointed to succeed Mr. Johnson.

COUNTY COURT OPENS TODAY

Judge E. L. Waterman on the Bench

MASSUCCO VS. TOMASI

Is the First Case to Be Heard—It Will Be Taken Up Tomorrow—Irene Massucco Sues for Breach of Promise.

Montpelier, Sept. 10.—The fall term of Washington county court opened this morning at 10 o'clock, with Judge E. L. Waterman of Brattleboro presiding and Assistant Judges L. R. Wells and C. M. Welch assisting on the bench. The court came in promptly at ten, and the chaplain, Rev. L. F. Reed, offered prayer. The opening of court was proclaimed by Sheriff Frank Tracey, and Judge Waterman began the calling of the docket.

Most of the cases on the docket will be taken up at this sitting. The first case will be that of Irene Massucco vs. D. Tomasi, breach of promise, which will be taken up on Wednesday morning.

The case of state vs. the Central Vermont railroad, general assumption, plaintiff vs. Patrick Brown, also probably not be taken up at this time, as Attorney-General Flitts, who represents the state, could not be present. This is the case in which the state brought suit against the railroad for alleged overcharge of freight rates in shipping coal to the asylum at Waterbury.

The case of A. W. and Irving Slayton, general assumption, will probably be settled as also the case of Marie E. Mansfield vs. Fred Mansfield, justice sicut case. A settlement has been reached in the case of the Barré Cement company vs. Patrick Brown. Also settlements have been reached in the following cases: Alice M. Morrison vs. estate of Anna M. Salinas, appealed from commissioners; Mary Murray against the same estate; Mary Morse vs. Arthur E. Morse and Hiram Sparrow, administrator of E. J. Morse estate, general assumption case of Robert O'Brien vs. Jones Brothers.

Nearly all the attorneys in Washington county were present at the opening. This afternoon the grand jury will meet and discuss the cases that are to come before them. They will be assisted with the cases by State's Attorney Gates.

LABEL SUIT BROUGHT. Damages of \$5,000 Asked From a Montpelier Paper.

Montpelier, Sept. 10.—A libel suit against the Journal Publishing company for \$5,000 damages was entered on the docket of Washington county court yesterday. It is brought by Robert T. Gordon, a minor, through T. R. Gordon, his next friend and father. The plea sets up that on July 11, 12 and 13 last the Daily Journal published false, malicious, defamatory and libelous statements in charging the Gordon boy with assault and battery and intent to kill one Joseph Green.

About July 10 the Green boy was severely injured by falling, or being pushed from a roof at the rear of the Blanchard block on Main street, and it was alleged at the time that the Gordon boy had a hand in the affair. He now claims that he has suffered in his good name, wages, reputation and income by versions of the affair published in the Daily Journal.

The papers in the case were served several days ago and the property of the company on State street was attached.

GOLDEN WEDDING. Mr. and Mrs. Hiram Cushman Celebrated It in This City Yesterday.

Burlington, Sept. 10.—Hiram Cushman and Mrs. Miranda (Gilmore) Cushman observed the 50th anniversary of their marriage yesterday at the home of Dr. and Mrs. J. N. Jenne at 272 Main street. An informal reception was held during the afternoon and evening, when many out-of-town friends were present to extend congratulations. Mrs. Cushman wore her wedding dress, Mr. and Mrs. Cushman were both born in Georgia and lived in that town and St. Albans nearly all their lives. They came to this city four years ago with their daughter, Mrs. Jenne.

The home of Dr. and Mrs. Jenne was lastingly decorated with golden rods and golden glows, the color scheme being yellow. Among those from out of the city present were Mr. and Mrs. J. C. Pittman, Judge and Mrs. E. A. Caltendine, Mrs. J. M. Ross and Mrs. H. E. Bentley of St. Albans; the Rev. E. J. Ramsford of Swanton; Mr. and Mrs. R. F. Cushman, the Rev. and Mrs. C. Ward Clark and Mrs. H. B. Ballard of Georgia.

FOUND WIFE WEDDED. Nashua Man Returns After 12 Years to Discover He Is Not Wanted.

Nashua, N. H., Sept. 10.—After having been away from his wife for 12 years, during which time she has been widowed and won by another, Honore Cassista returned to his former home in this city last week, and sought out the woman that he has been away from.

Cassista wants no Enoch Arden in his case and the woman in the case wants nothing of Cassista for hers. Cassista sought legal course Saturday, having been returned to his former home in Peppercorn, Mass., where she claims to have procured a divorce a number of years ago before entering into a marriage with John Gauthier, who is well known here.

When Cassista found the woman, he sought reconciliation, but all his attempts to have the early love flame up anew on her part have proved futile.

GAVE THEM A SIDEBORD. Friends Surprise Mr. and Mrs. Byron Nunn on Wedding Anniversary.

A very pleasant evening was spent at the home of Mr. and Mrs. Byron Nunn on Allen street last evening. The occasion was a reminder of their fifth wedding anniversary, which took the form of a genuine surprise. Mr. and Mrs. Nunn were entertaining friends from Boston and it being an evening our stores were open, they invited their friends for a stroll down town to interview the same. On arriving home they found their friends from the city and adjoining towns had taken possession. After a hearty handshake and they had regained strength to appear themselves, the evening was spent in a social way, with now and then a piece of the graphophone. At ten o'clock refreshments of cake and ice cream and coffee were served. After this Mrs. Eric A. Colver with a few remarks presented them a sideboard. In her remarks she pictured to them the increased happiness they had gained since their wedding day, with their cozy home and their sweet little boy, and wished their lives might be long and prosperous, and all their troubles would be forgotten.

In conclusion she wished that their paths might be strewn with roses and lighted with lamps that never go out. Mrs. Nunn's parents from Hardwick, Mr. and Mrs. L. H. Warren, were present. The party broke up at 11 o'clock and as they departed their respective homes they all declared a pleasant evening and wished Mr. and Mrs. Nunn many happy anniversaries.

DR. J. HENRY JACKSON ILL WITH APENDICITIS

Operated Upon This Afternoon by Drs. Tinkham and Wheeler of Burlington—Taken Ill Sunday at Church.

Dr. J. Henry Jackson, who has been ill at his home on South Main street since Sunday noon, was operated upon this afternoon for appendicitis by Drs. Tinkham and Wheeler of Burlington.

Dr. Jackson became ill in church Sunday morning. He said nothing to anyone, but got up and walked out and home, where he immediately went to bed. No one in the church was aware he was ill, nor did it become generally known outside the family before this morning.

Dr. Fred K. Jackson of Burlington, Dr. Joe W. and Harry Jackson, the three sons, were with the doctor all day yesterday, and today Rev. S. N. Jackson, the doctor's brother, came from Burlington this morning, and they decided after a diagnosis that Dr. Jackson had appendicitis. The operation was performed this afternoon, but was not completed at the time of going to press.

The Times feels sure, however, it is violating the wish of the patient, which is to keep the fact of the illness and the operation a secret, and that Dr. Jackson will rally and recover from it.

SEVEN TIMES ONE IS SEVEN. Doris Jones Realizes Its Importance When House Fills Up With Friends.

Doris Jones, daughter of Mr. and Mrs. Ernest Jones of Prospect street, was given a very enjoyable surprise party at her home last evening in honor of her seventh birthday. The party was a complete surprise to her. Returning from a neighboring house about six o'clock she found the house filled with her young school friends to the number of thirty-eight. Music, games and refreshments were enjoyed until the party broke up at nine o'clock. Miss Doris was presented with a beautiful gold pocket and chain by her young friends.

GONYO—BUDRO. Barre Man Goes to Graniteville For Bride.

Isaac A. Gonyo of this city and Miss Mary Budro of Graniteville yesterday morning in marriage at Graniteville by Rev. Father Turcot of Graniteville. They started immediately after the ceremony for a carriage drive through the state to Canada. They will reside in Barre.

EMERSON—ALLEN. Charles W. Emerson of this city and Miss Ida Allen of Montpelier were married at the Methodist parsonage in this city Saturday afternoon by Rev. E. O. Thayer. They will reside in this city where the groom is employed.

Per La Verita. Avendo la C. Sovversiva pubblicato parzialmente inosservato contro A. Conti a proposito di pretesse ingeneranza di questi nella sua qualità di Seg. di Corrispondenza a cercare l'uso del Tausand Wood per un picciolo che A. Conti fu incaricato del posto di Seg. di Corrispondenza a Calci. La verita e che A. Conti non e' un'entra per nulla. Sulla fatta domanda del uso del Tausand Wood, che non e' conforme la verita cio' che dice la C. Sovversiva. A. Conti non e' stato scaricato a calci del posto di Seg. di Corrispondenza dopo parecchi anni di servizio gratuitamente se A. Conti non avesse dato lui stesso la sua dimissione associata li Avrebbe rielletto di nuovo. Questo per la verita che da tre settimane la C. Sovversiva non trova spazio per pubblicarlo e noi si rivolgiamo ad Altri Giornali. I. Societa di Mutuo Soccorso di Barre, Vt.

MUSIC HALL. Miles' brick block has been put in fine shape, and is ready to let for dancing parties, meetings and other entertainments.

An excellent and safe fire escape has been erected at the rear of the building, with entrance into the Gonyo block. Orders for the hall will be left at coal office of D. M. Miles, 122 North Main street, in Moore & Owens' store.

A man giving his name as Sweehey from Montpelier was arrested this afternoon by Officer Carle, who found him was asleep in "Joe" Lago's barber shop when arrested and was in a well intoxicated condition.

THE LADIES' AID of the Congregational church will meet at the church parlors tomorrow afternoon at 2:30.

PETITION IS DISMISSED

For New Bridge Across Jail Branch

THEY ATTACH A PROVISIO

That If the City Does Not Lower Sand Hill Within Two Years, Bridge May Be Ordered If Court Says They Have Power.

The court's commission which heard the petition for a bridge across Jail branch just above Phelps' Mills, one end of which would be in Barre Town and the other in this city, has made its report to county court. The commissioners find against the petitioners. They, however, say, "your commissioners are aware that in this report they are liable to the criticism of going beyond their jurisdiction in reporting the matters herein referred to, but there should be some remedy for the existing condition of affairs in reference to the road in question, and in view of the large expense not only to the state, but to the petitioners and to the town and city of Barre caused by hearing this petition, some substantial benefit is desirable, therefore we recommend that this honorable court upon the filing of this report, continue this cause and that if the said city of Barre shall on or before the September term of the Washington county court, 1909, grade and macadamize Sand Hill in the way and manner hereinbefore indicated and do one-half the work during the season of 1908, that then this petition be dismissed.

"We recommend this because the work of grading and macadamizing Sand Hill can be done much cheaper than building the bridge across Jail branch, and grading and macadamizing the other route, as is hereinbefore described as necessary, and because if this is done the existing defects will be substantially obviated.

"If, however, this honorable court adjudges that such an order cannot be made, then we find that principally because of the uncertainty of the condition, the proposed route would be in on account of the nature of the soil once which the road would be built and the grade on Clay Hill, and because and for the lesser reason of the large expense it would make for the town and city of Barre, and because of the many and grievous burdens which the said city is now carrying and must in the future carry, and considering its high rate of taxation, we find that the public good does not require the laying of the highway and building of the bridge asked for in this petition, and the same should be dismissed."

TOOK PLEDGE MONDAY, GETS SIXTY DAYS TODAY

W. A. Martin Swore Off Yesterday Morning, Only to Fall By The Wayside Before Night.

Having signed the pledge in city court yesterday morning to abstain from the use of intoxicating liquors of any kind for the period of six months, W. A. Martin was arrested at the hotel in the city hotel for being intoxicated last evening, less than ten hours after signing the pledge for six months. Martin was crazy drunk and was making things lively in the hotel when Officers Gamble and Hamel were called by telephone to remove him to the police station. When he faced Judge Scott in the city court again this morning he acknowledged that he had broken the pledge and also pleaded guilty to a subsequent offense of intoxication. The court sentenced him to the county jail for thirty days on yesterday morning's case and thirty days more for last night's spree.

GODDARD OPENS WITH INCREASED ATTENDANCE

Twenty More Students Present at Opening Than Last Year—New School Regulations.

Goddard seminary opened its 35th year today with a notably larger number of students than were enrolled last year and it is expected that a number more will come within a few days. There were present today about 160, an increase of twenty over last year's attendance. A new feature this year will be an evening school, starting in about two weeks at which will be taught business subjects and free hand drawing. Two new regulations will be in vogue this year; the enforcement of evening study upon day students and the prohibition of the use of tobacco by the boys of the city, who attend the seminary as well as those who board there.

JOHN BEAULEAU DEAD.

John Beaulieu, a well known stone cutter, died at his home on Thurston place last night at five o'clock after a short illness with bronchitis. He was born in Canada in 1853, where he lived until seven years ago when he moved to this city after the death of his wife. Since then he has been in the employ of Jones Brothers, where he has been a steady and efficient workman.

The deceased leaves three children, a son Charles, and two daughters, Jennie and Mary Louise. The funeral will be held at the house tomorrow morning at nine o'clock.

STONE CUTTER IN EMPLOY OF JONES BROS. PASSES AWAY.

John Beaulieu, a well known stone cutter, died at his home on Thurston place last night at five o'clock after a short illness with bronchitis. He was born in Canada in 1853, where he lived until seven years ago when he moved to this city after