

THE BENNINGTON EVENING BANNER

TENTH YEAR, NO. 2913

BENNINGTON VT., SATURDAY, OCTOBER 18, 1913

PRICE ONE CENT

When You Get To a Point Where You Do Not Put Any Enthusiasm Into Your Work You are Practically Down and Out

MORE MYSTERY IN HALIFAX CASE DEVELOPS

Foster's Revolver Had Not Been Discharged

HIS HOUSEKEEPER IN JAIL

Ossie Prouty Killed by 38 Caliber Bullet While Foster's Gun Was of 32

Brattleboro, Oct. 18.—Information was secured yesterday which indicates that L. A. Foster of Halifax did not shoot Ossie Prouty with the 32-caliber Smith & Wesson revolver which Foster gave to Constable Wren when he surrendered himself Thursday evening after the shooting took place. It has been ascertained from quite authoritative sources that the wound was not inflicted by the same class or size of bullets with which the weapon was loaded when it was surrendered. This bears out the statement of Chief of Police George Wilson Thursday evening when he broke the revolver surrendered and remarked that the gun had not been fired since it was cleaned. The weapon surrendered was loaded full and it is understood that an examination of it yesterday revealed the fact that the barrel was stuffed partly full of paper. No other weapon has been found as yet.

State Pathologist B. H. Stone of Burlington went to Halifax and performed an autopsy on Prouty. An inquest was held in that section yesterday and immediately after the statement of Foster's housekeeper, Mrs. Mabel Cumming, had been taken she was placed under \$500 bonds for her appearance as a witness in the case and not being able to furnish bail she and her two small children were taken to Newfane jail by Deputy Sheriff Earl Davis of Newfane. She was an eyewitness to the altercation which resulted in Foster's shooting Prouty Thursday evening. One of the children has the marks where it was bitten Thursday afternoon by Prouty's dog, which was one of the events leading up to the altercation.

Evidence was adduced at the inquest which tended to show that Foster had two revolvers, one rifle and a shotgun. It has also been ascertained that the wound was made with a 38-caliber shell jacket bullet. She said he had not been at her house long before she knew he carried a revolver and that he slept with it under his pillow.

Foster first went to Halifax in the fall of 1907, selling Bibles and the "Standard American Business Guide," and after a while made his headquarters with Mrs. Bliss and worked each day from there. In February, 1908, she leased the farm to him and agreed to act as his housekeeper. He paid the rent promptly when it came due. Since she sold the place to him and took a mortgage for the full sum he has only paid one year's interest. She states that he worked well the first two years, early and late, and was interested in the farm. After then he began to hire the work done and spend his time writing articles for papers. She left his employ about 18 months ago and a suit is now pending to get the place back.

That Foster had been in a more or less continuous quarrel with Prouty for several years appears certain by statements made late Thursday night by Mrs. Cumming, and by court records of the past few years. Whether Foster was ever ordained as a minister is apparently a mooted question, but that he is a native of Pawlet and studied for the ministry at the Troy conference academy at Poughkeepsie, N. Y., is certain. According to statements by Mrs. Cumming, he has not led a blameless life, for, she says, he once showed her a clipping saying that it was the offer of a reward for his arrest as a murderer in Virginia, and he added the information that he made his escape at that time on the same horse he used Thursday night to ride furiously over four miles of dark country road to get himself into the hands of the law in the person of Constable Green L. Worden.

The inquest was more or less a perfunctory affair, in that the only evidence to be taken of an eye-witness to the tragedy was that of Mrs. Cumming, who saw as much of it as was possible to see in the dusk at 6:45 o'clock from a distance of only 20 feet or so. She tells a graphic story of the happenings of that few moments, and gives a glimpse of the general feud that has existed between the men for some time.

FOR PATRIOTIC WEEK

Organizations To Hold Meetings in Brattleboro.

Next week is Patriotic week in Brattleboro and many of Bennington's ladies expect to cross the mountain to attend one or more of the three meetings to be held there on Wednesday and Thursday.

The whole of Wednesday will be devoted to the Daughters of the American Revolution—business sessions both morning and afternoon, and a reception at a private home in the evening. Mrs. J. A. DeBoer is now State Regent of this organization. On Thursday morning the Daughters of 1812 hold a meeting, followed by a luncheon at the Brooks House.

On Thursday afternoon the Vermont society of Colonial Dames will hold its business session which is open to all interested, and in the evening a fine banquet will be served by the Baptist ladies to members and their guests representing the other two societies. After the banquet, Miss Valentine, president, will introduce as toast mistress Mrs. E. C. Smith and spiky speeches will be made by good speakers. With such an attractive programme it is not to be wondered at that a dozen more ladies plan to motor over or make the journey by train and trolley.

Giving Her a Job.
Mrs. Strongmild—Our society has appointed me chairman of a committee whose object is to try to bring about a reduction in rents. Strongmild—I'm glad to hear it, my dear You can begin at once on my trousers.—London Tit-Bits.

How Did She Know?
Aunt—I don't like to see you darning about with more boys all the time. What do you find so entertaining in that smooth faced young Thorpe? Niece—Why, aunt, his face isn't so smooth as it looks.—Boston Transcript.

There is great force hidden in a sweet command.

The Most Attractive Girl
Is always the one wearing a becoming hat. Our assortment is most attractive and varied. The models are distinctive and smart, and unusually appealing to the women, who desire a stylish hat at an economical price. All are welcome to call and look around. Mrs. Sausville's millinery parlors, Main street.

Don't Forget Baby

We now have a fine line of stamped baby dresses, bibs, pillows, carriage robes, kimono, hosiery and many other useful articles for the baby. A new supply of the much adored crepe voile kimono in both long and short with caps to match, at Miss L. M. Barney's Main Street store.

WEATHER FORECAST
Probabilities for This Section for the Next 24 Hours.

For eastern New York and western Vermont rain tonight, colder in west portion. Sunday cloudy.

Wherever there is Pain apply an **Alcock's PLASTER** The World's Greatest External Remedy.

TRADE IN HOOSICK FALLS IF YOU DO YOU WILL TRADE AT LURIES

CARRIAGES
Wagons, Harnesses For Sale At Reasonable Prices.
Five of the best makers—Babcock, Koyra, Brockway, Cortlandt, Car and Milburn. Any kind or any style.

Putnam House Livery

ROCKWOOD & BUSS
Contractors and Builders
Estimates on new buildings. Repairs, etc. promptly made. Shop in rear Dr. A. Z. Cutler block, Main St., telephone H. F. Rockwood or M. E. Buss.

Lawn Mowers
Ground by Automatic Machine. Furcure Repaired, Gaws Filed, Shears and Knives Sharpened. Patters Making a Speciality. Bicycle Repairing New and Second-Hand Bicycles for Sale.
A. H. Allard & Co. 133 North St.

WILLIAM SULZER TAKES FLING AT MURPHY

Deposed Governor Issues Long Statement

GLAD TRIAL IS OVER

Says Trial Was a Farce Enacted by Judges Who Were Owned by Murphy.

Albany, Oct. 17.—Mr. Sulzer today refused to see any one but personal friends at the executive mansion, being busy most of the time in preparing a long statement which he gave out this evening.

Friends who were with him when he received the news of the verdict said he really appeared to be relieved when he realized that the long wait to hear his certain fate was at an end. Mrs. Sulzer, who has been hysterical at times in the last week, also was said to have brightened perceptibly on receipt of the news.

Everything at the executive mansion is in readiness for the departure of Mr. Sulzer and his wife. They will leave Albany Sunday afternoon not to return. Their destination was not announced today, but it was said that they would go to some quiet hotel, probably in the Adirondacks, for a few days, to give Mrs. Sulzer an opportunity to rest.

The Sulzer statement in part follows: "In response to requests from friends throughout the state, for some expression from me, I can only say, at this time, that I am glad my trial is over.

"By virtue of a power, beyond the present control of our electorate, I now hand back to the people the commission they gave me and hand it back to them—untarnished and unswayed.

"My trial from beginning to end—so far as the Tammanyized part of the court was concerned—was a farce—a political lynching—the consummation of a deep laid political conspiracy to oust me from office. I am glad it is all over. I am tired of being hunted and hounded, tired of trying to do my duty and being traduced.

"The court ruled in everything against me and ruled out everything in my favor. The well settled rules of evidence were thrown to the winds. A horse thief, in frontier days, would have received a squarer deal.

"Mr. Murphy controlled the Assembly and 'ordred' the impeachment. He controlled most of the members of the court and dictated its procedure and wrote the judgment. He was the judge and the jury the prosecutor and the bailiff.

"They called it the High Court of Impeachment, but history will call it 'Murphy's High Court of Infamy.' The trial was a human shambles; a libel on law; a fragrant abuse of constitutional rights; a disgrace to our civilization; and the verdict overturned the safeguards of liberty and the precedents of three centuries.

"There is a higher court than Murphy's—the court of public opinion. I appeal from Murphy's court of political passion to the calmer judgment of the future and the sober reflection of public opinion.

"When I declined to obey the 'orders' of the 'boss' about patronage; when I refused to call off Hennessy and prevent further investigations of graft; and finally, when I set in motion the wheels of the machinery of the courts to bring the criminals to justice and to stop the looting of the state, then, and not until then, did Mr. Murphy threaten me with degradation and with removal from office.

"Mr. Murphy and the special interests, which I antagonized, have won a temporary victory, but the fight for reform and for honest government will go on. The farce of my trial will have a good effect in the end. It has opened the eyes of the people to the graft of millions of dollars annually and it will hasten the adoption of the initiative and the referendum, bringing about the recall of public officials, including judges and judicial decisions and write upon the statute books other reforms, especially a direct primary law, so that the voters, instead of the bosses, will nominate as well as elect all officials to public office.

"As the governor I have been honest and faithful to my trust. No influence could control me in the performance of my duty but the dictates of my conscience. I have lost my office, but I have kept my self-respect. I would rather lose the gov-

ernorship than lose my soul, and no governor can serve God and Mammon; the state and special interests; the people and the boss, the visible and the invisible government.

"Let us indulge the hope that my loss of the governorship will be the people's gain. Misfortunes are often blessings in disguise. If my undoing by an arrogant and corrupt and desperate 'boss' shall be the humble means of forever destroying 'bossism' in the state of New York, I shall be content and feel that I have not struggled in vain for better things.

MRS. PANKHURST EXCLUDED
English Suffragette Is Considered Non-Desirable

New York, Oct. 18.—Mrs. Emmeline Pankhurst, the English suffragette leader, arrived here today and was refused admission to the country on the ground that she was undesirable. She is said to be guilty of moral turpitude and was ordered deported. An appeal was taken to Washington.

STATE NEWS

Probably the longest row of corn ever seen in Vermont is on the farm of Peter Larrow of Ferrisburg and is 3 1/2 miles long. It is on an abandoned half-mile race track, and Mr. Larrow began to plant beginning on the inside of the track and kept on in a circle until the outside was reached, making a continuous row for the entire length.

A promising vein of marble has been located on the farm in Roxbury and Northfield owned by Angelo Scampal, and the Barney Marble company of Swanton, which operates quarries in Roxbury, has already begun to uncover a considerable area. Experts say the stone is rich blue marble suitable for interior purposes.

Although a big black horse fell and lay on him young Edson Burdick of Montpelier received only superficial injuries. The horse lost its foothold and the boy was pitched over its head and was unable to scramble out of the way before the horse fell. The boy was stunned for a time, but soon recovered.

A hearing is to be held in probate court at Randolph October 21, in regard to the sending of Joda Bean, a veteran of the Civil War, to the State hospital at Waterbury. A son and daughter living within a few miles of Randolph knew nothing of their father's removal by the authorities. It is said that Mr. Bean had been acting in a peculiar manner and in the hurry to place him under observation there was no time to notify relatives.

The Burlington school commission has decided to continue the sale of supplies to pupils as at present conducted in the high school building, but the grounds of complaint of Hobart J. Shanley and J. E. McAuliffe, local stationers and book dealers, will be removed, it is hoped, by the commissioners, through an arrangement by which Robert King, son of Commissioner King, will close out his interest in the school store. Supt. M. D. Chittenden was authorized to find some other student to run the store.

The Rev. A. E. Hartwell, who recently resigned the pastorate of a church in Ripon, Wis., on account of failing health, passed the summer in a former pastorate at Viroqua, Wis., and has now received and accepted a call from the Congregational church in Jamaica and will move there about November 15.

In Days of Old

People use to make pork sausage at home. Everything they put into the mixture was wholesome and pure, it was nicely seasoned and it had a rich nutty delicious taste. Well that is the kind of pork sausage we make today. You will like our kind. E. H. McCue, Main and Union Streets.

A Joy Forever

There is some member of your family that in years to come you would be pleased to have a good portrait of. A mother, perhaps. Why not have it taken now and in years to come it will be a joy forever to you. Our portrait work has those finer qualities called art. And they are reasonable in cost as the ordinary kind. Leland DeForest Cone, 441 Main street.

Just the One.

We are showing the new styles in autumn tailored hats in velvet, plush velours and felts, extremely chic. Just the hat for street wear; becoming shapes and fascinating colors as well as blacks. We have many handsome dress hats that are exclusive in style and modest in cost, and it's a pleasure to show them. A. Nolan, 412 Main street.

Children Cry FOR FLETCHER'S CASTORIA

FREE TELEPHONES DISCUSSED AT HEARING

Twelve Were Furnished During Session

ONE WAS FOR THE GOVERNOR

Has Been the Custom for 16 Years to Furnish Them to Various Departments.

Montpelier, Oct. 17.—Charles A. Plumley, speaker of the last legislature, was called to the stand just before the adjournment of the morning session of the telephone hearing before the public service commission and was asked whether he had requested or directed Mr. Stickney to furnish free telephone service in the residence of the governor, the speaker, and some half a score of the offices.

He said that he did not, but when cross-examined by Mr. Stickney, he said that he understood that it had been the practice of the telephone company to furnish free toll service from the booths in the corridor and that he remembered having some conversation with Mr. Stickney relative to this service.

He did not remember that he had made any formal request but said that he had a conversation with Mr. Stickney as he passed him in the corridor, the substance of which was that some of the members were asking whether there was to be free toll service as heretofore.

The principal witness of the day was President Phillip L. Spaulding of the New England Telephone and Telegraph company, who testified as to the necessity of creating a depreciation reserve and as to the fact that these depreciation charges were made in accordance with the accounting regulations laid down by the interstate commerce commission.

The hearing was adjourned at noon until next Wednesday.

Montpelier, Oct. 16.—Free telephone service to State departments interests the special counsel for the State at the telephone hearing today.

Vice-president E. K. Hall gave a list of 12 free telephones in the State House, at the morning session. At the opening of the hearing in the afternoon Mr. Coo read the statute providing for the payment for such service and endeavored to show that the company had acted in violation of law but withdrew the question.

Mr. Graham asked if bills had not been rendered for all telephone service in the executive department and been paid by him. If there was any such service remaining unpaid for he asked to have bills rendered immediately.

The telephone operator at the State House is paid by the State, and the cost of furnishing this free service is borne by the New England and any other companies over whose lines messages may be sent.

Chairman Bacon inquired how these free phones happened to be put in, and was informed that the State authorities made the request of W. B. C. Stickney, general counsel for the company in Vermont.

This free service is understood to have cost, or to have represented a charge of about \$4,000 for the session of 1911 and was probably more for the session of 1912, as that session was much longer. This free service has been rendered for several years and has come to be looked on as a matter of course, though it was brought out this morning as a new discovery. The company would have no right to install its instruments in the building unless asked to do so.

Questioned by Chairman Bacon Mr. Hall said that the telephone in the executive chamber had been furnished free from October, 1912 to March 1913, and since then it had remained under a contract and was paid for. The telephone in the office of the secretary of civil and military affairs was free for the same period, and since then has been paid for by the state purchasing agent.

In the matter of free service, Mr. Hall stated that there was furnished to the State of Vermont, without charge, a telephone for the residence of the Governor and the speaker of the House, the office of the speaker, the secretary of civil and military affairs, the commissioner of weights and measures, the press room, the clerk of the House, the commissioner of State taxes, the executive chamber, secretary of the Senate, office of the committee on

revision of bills, office of the adjutant-general and booths in the corridor for the free use of members of the Legislature and State officers. This service was furnished at the request of the State authorities.

LOCAL OVERFLOW

Miss Hope Anderson of Cohoes is visiting in town.

Miss Irene Hackett is spending the week end in Troy.

Bed sheets on sale Monday at the 25c store at 25c each. Adv.

Mrs. B. S. Mattison has returned from a week's visit in Saratoga.

Miss Eliza McCue went to Troy today to pass the week end with her sister.

Mrs. Fred W. Spear has returned from a visit with relatives in Albany.

Wm. Langlois of Mill street is in Petersburg Junction today on business.

W. C. Houran has returned from a week's business trip to Saratoga and vicinity.

Winfield Houran of North Adams is a guest a few days, of his uncle, Wm. C. Houran.

Albert Quackenbush is doing mason work for Mrs. Charles F. Stone at Camp Comfort.

Charles E. Cutler is painting Fred Wheeler's house, upper Main street, a dark slate color.

Mrs. Bridget Rogers of North St. has returned from a two week's visit at Bridgeport, Conn.

Miss Agnes Murphy of the Albany Business college is passing the week end at her home here.

A large amount of plowing is being done on the Filmore farms for next spring's utilization.

Mrs. W. H. Sibley has returned from a visit to her sister, Mrs. J. A. Flynn of Springfield, Mass.

Miss Dora Bovla of Beech street left Friday for a week's visit with friends in the Adirondacks.

Rev. Elmer McKee and friends enjoyed an auto ride, Thursday to Woodford and Heartwellville.

Walter J. Ely has finished work for Robert H. Merrill and is now driving for the Standard Oil Co.

Joseph Cummings of Beech street has taken a position with the H. T. Cushman Co., of North Bennington.

Miss Helen Beecher taught school, Friday, in the Harwood district, in place of Miss Beulah Evans, who is ill.

John J. Bard returned to his home in Watervliet Friday night after a two weeks visit with relatives in town.

Clarence Daley of New York arrived home Friday night for a visit with his parents, Dr. and Mrs. E. B. Daley.

About a score of his young friends gave Chester Wardsworth of Dewey street a surprise party last night. The entertainment was an enjoyable one.

Henry Allard of North street has gone to Fort Plain, N. Y., to visit his son Joseph over Sunday, before returning Mr. Allard will visit in Schenectady.

Because of the large sale of reserved seat tickets for Hyams and McIntyre in "When Love is Young" at the opera house Monday evening all tickets in envelopes must be taken by 6 o'clock Monday evening.

A fine framed picture of Thomas A. Edison, inventor of the Edison incandescent electric light October 21, 1879, is being displayed in one of the windows of the office of the Twin State Gas and Electric company.

Jerse Hayden and Joseph Rivet of Arlington were in the village Friday. While here Mr. Rivet contracted to move a large barn at Arlington for Eugene Sargood, to make room for a large tenement house Mr. Sargood is about to build.

Evangelistic services are to be held in the Methodist church every evening commencing tomorrow evening and continuing until Sunday evening Nov. 2, excepting Saturday evenings, and Friday evening the 24th. A cordial invitation to attend these services is extended to the public by the pastor, Rev. P. L. Dow and his people.

Houses for Sale.

James S. Silk, contractor and builder, has for sale a double-tenement on Scott street, house on the corner of Weeks and Putnam, store-house, with sheds attached, on Frank line lane, one building lot on Scott St., two on Pratt street and one on Putnam street. See Mr. Silk at 312 West Main street. 19125

Do You Realize

That the cottage hotel as well as being the only \$2.00 a day house in Bennington, is not beaten at that rate in Vermont state. When you want the best hotel service at the most reasonable rates you cannot help going to the Cottage. Special rates by the week. J. H. Leahy, proprietor.

JURY REFUSED TO CONVICT UNDER BLUE LAWS

C. Tomassi Sold Bananas On Sunday

OFFENCE WAS NOT DENIED

But Jurors Would Not Punish One Man for What Hundreds Do Every Sunday.

In the case of Charles Tomassi, proprietor of the Bennington Fruit company who was prosecuted in municipal court Friday afternoon on the charge of keeping his place of business open on Sunday contrary to law, the jury disagreed.

The respondent in the case was one of the several who was notified last week by Corporation Attorney Charles A. Maurer that complain, had been entered against him and ordered him to close his store. This he did not do.

Collins M. Graves appeared for the respondent and called for a jury which was made up of E. A. Booth, Charles T. Burr, C. S. Perry, DeWitt E. Lewis, William L. Nichols and Thomas Lyons.

Only one witness was introduced by the prosecution, Merritt Burgess, who testified that he bought a half dozen bananas at the Tomassi store on Sunday last at the request of E. E. Bottum.

While no member of the jury will disclose his own vote or that of his colleagues it is understood that the six men about equally divided for conviction and acquittal. Some of them have talked freely about the case today and they evidenced an indisposition to convict one man when charged with an offence that is being constantly committed by dozens of persons.

LEILA M'INTYRE MONDAY NIGHT

Former Bennington Girl at the Bennington Opera House.

With the theatrical season well matured in New York and "enjoying a number of successes" that are under the police and respectable society ban, it is pleasing to note that theatregoers are to be favored with a visit of one of Jos. M. Gaites' attractions at the Bennington Opera House, Monday, Oct. 20.

Leila McIntyre, a former Bennington girl, is the happy star in this delightful musical play, dealing with Capt. D's invasion of military ranks, entitled "When Love is Young" and is surrounded with a large and capable company.

Too much cannot be said of the charms of these clever young people, as their work abounds with individuality and grace. Miss McIntyre is recognized as one of Musical Comedy's brightest lights, possessing a sweet voice, beauty and a manner that is winsome in the extreme, while Mr. Hyams' dancing ability and polite comedy win for him a place at the head of the list of the later-day comedians.

The chorus is composed of selected youth and beauty and it is safe to say that the singing of the malefaction will out rival any that has been heard at the local playhouse.

A Revival of An Old Custom

A few years ago no man felt properly dressed unless he had on a fancy vest, but the custom fell into disuse among the better class of dressers. Now it has come back and all the best shops of New York are showing them. We have some very smart ones at \$3.50. Chas. G. Cole.

A Free Ride

Let us demonstrate to you the pleasure which you can have in a Buick roadster for less than \$1,000. There is no machine on earth as good for the tired out man or woman, and the tired zone of the country. To machine shop of our garage is complete in every detail. The Ideal Garage, North street, Tel. 355-M.

An Eye for Business.

What a wonderful improvement if we could have our principle business street well lighted. It would give Bennington a wide awake look. It would bring most people into town evenings to shop and the individual cost to each merchant would not amount to enough to talk about. Let's wake up and have an eye for business. Twin State Gas & Electric Co.

Children Cry FOR FLETCHER'S CASTORIA