The Vermont Phanix.

HOME NEWS.

Meteorological Record WARE ENGINE THURSDAY EVENING, May 23, 1890

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Announcements.

The annual meeting of the Western Aquedu association will be held. June 4, at 7:30 P. M., at the office of C. F. Thompson in Crosby block. L. F. ADAMS, Secretary

Large variety and very desirable patterns in sterling silver and plated belt buckles; also silver belt pins. All new goods and at bottom prices. Намини & Миомичото

Now is a good time to have your picture framed Tasteful work and moderate prices at Clapp &

moderate C. W. Sawren, 30 Main St. TEXEMBET TO REST IN West Brattlebox

Mas. S. H. Sawres. lows Falls to his partner, Mr De Long, Orsquet in all grades, and Lawn Tennis at Mr. Martin has returned to Bellows Falls.

This week 20 cents buys a good Turkey Red June 1

grocery store formerly owned by the late J. C. Chandler May JF, with fresh goods in each department, and I would ask for a share of the patof our neighborhood. Mns. J. C. CRAN

DLER, S Central street Furnished room to rest. Mrs. W. H. Rolesse.

New line of Print Wrappers, pretty styles, from 75 cents to \$1.25. T. W. BARNARD. Popular sheet music and books. Strings for all

instruments and musical supplies at Clapp &

private family, and board and room for two. Ap-Remember the knives, forks and spoons stamp

ed with our own name and fully guaranteed as to durability and quality. Rasgen & Thompson. TEXTATEST TO REST - Three to five rooms. Enquire of J. K. Parker, 18 Cak street

Have your pictures framed at Clapp & Jones's. Electric gas lighting, electric bell and private telephone work. Prompt attention given re-VAUGUAN & SABREST

TEXAMENT TO BEST - Enquire of E. B. Barrows. Clarp & Jones have a line of the Soule Co.'s

Miss Mary H. Burnham will have classes in musical analysis, harmony and dietation for onmonth beginning June 17. She will also give in-struction on plane. For further particulars ads, 106 East 74th street, New York City: after June 6, No. 18 Main street, Brattleboro, Vi.

H. W. Sargent has the agency for Metzgers awnings, which are of the best goods and are finely made. I will come, measure, and put them up at prices that all who wish can afford to have them. Leave your orders now so that you can have them early. Harmony block.

Licensed Auctioneer. G. P. Miller, office with A. E. Miller, Elliot atreet. Prattiebons

Insure Your Horses

Live Stock Insurance Company of Boston A. W.

Look in Our North Window

Thirty dozen large China Fruit Saucers with tinted edge and gilt line, only 7 cents each

BRATTLEBORO.

The local builders say the prospect for this season's business is better than that for any year since 1887.

Rev. Mr. Albion of Fitchburg, Mass. preached at the Universalist church Sun day in exchange with Rev. Mr. Maxwell. The balliffs voted Friday night to lay a new sewer on Highland street and to ex-

tend the Forest street sewer to H. F. A public hearing will be held on the petition for the appointment of a day police-man by the board of bailiffs at their room

Tuesday evening at 7:30 o'clock, Members of the Woman's Relief corps are asked to meet at the town hall next

Wednesday afternoon and evening to arrange flowers and wreaths for Memorial Miss Alice Kyle, one of the secretaries of the Woman's Board of Missions, will give

an address this evening at the [Congregational chapel upon the foreign missionary work. Miss Kyle is a very interesting speaker and a large audience is expected and invited. A leak in the tank of a gasoline solder

was the cause of a lively blaze in A. V. Cox's tin store yesterday. Mr. Cox rewas slightly burned, smothered the fire by throwing on sand.

The public schools will hold exercises on Wednesday with special reference to the Memorial season. At 10:30 A. M. the schools in the High school building will staff. The program will include a salute to the flag and other appropriate numbers. Members of Sedgwick post will attend this Following this there will be exreises in the High school room, at which it is expected that addresses will be made ex-Govs. Holbrook and Fuller, Col. Hooker and others. At 1:30 P. M. the other grades of the schools, including the the worsrciaes.

pleasantlys' battation will have their final I felt inturday evening previous to the self, too. Temorial day. Before leaving £20,000 wa report will be made by the only get a regard to discipline and the You may discussion at present. The there that evday afternoon will be at 3 I neared the n'entre church, and will be that the maid n of the year. The cadets You never can ad the young ladies' comwhen I saw the wed, as well as all pareas's dressing-root members of any of the and everything Pothers interested. There

ht. ercises of an inspiring "She's a girl aast business meeting will to myself when ednesday evening at 7. I'll be after herenal place. It will be a It's risky we, disenssions by members how easy thind battalion and others, of queer sort of rospects of the battalion. drunk, and te cadets and young ladies

H. H. Thompson is to put in a new plate

rass front at his store. Crown & Howe have sold one of their building lots on Maple street to C. S. Ascension day services were held vester-

day in St. Michael's Episcopal and St. rial day. Michael's Roman Catholic churches.

The highway is being widered, new guton High street near the foot of the bill macy leading to the avenue.

found in the tubes. Repairs will be made as soon as possible The Overman Wheel company are now

making a full line of sporting goods, known at 7:30 as the "Victor," H. M. Wood has just Thompson taken the local agency for them.

of South Main and Canal streets

agency of May & Crown. The new firm will be known as Crown & Howe D. G. O'Neil has the contract for painting the new Farmers' & Mechanics' Ex-

change building. The directors have contracted for opera chairs for the hall. Miss Maud Cook entertained five tables at drive whist last evening. Prices were

won by Misses Georgianne Cook and Amy Fine watch and clock repairing; prices are Hines, H. L. Elmer and Sewall Morse, Will Martin has sold his interest in the night lunch rooms at Brattleboro and Bel-

Rev. Allen D. Brown of Brattleboro \$! Reward. To finder of a pair of Gold bowed who has supplied the Episcopal church in spectacies. Please leave them at The Phoenix Barre, will be ordained to the priesthood in St. Paul's Episcopal church at Burlington

The body of Mabel Cooper, only child of I wish to say to the public that I shall open the Mr. and Mrs. E. L. Cooper, will be disinterred at Feeding Hills, Mass., and placed beside that of Mr. Cooper in the Oak Grove cemetery at Springfield, Mass-

A delightful occasion was the informal social enjoyed vesterday afternoon by the women of the Congregational church and society, a large number of the older members being present. Carriages were employed to bring many who would 'not have been able to come otherwise. Light refreshments were served, and a genuine oldtime afternoon "visit" was indulged in by about 75 persons.

Carlos K. Jones returned last evening from New York, where he has been, accompanied by Dr. Hamilton, to consult the noted surgeon, Dr. Wm. Todd Helmuth, He says Mr. Jones is suffering from concussion of the spine, and advises treatseveral weeks at least. He says it is a wonthat Mr. Jones has endured what he

has, but hopes for his ultimate recovery. The suit of Holland Bellows of Mariages for enticing away from home a younger brother, was heard Wednesday before Jus-P. Adams and a jury, whose decision was for the defendant, with judgment to recover costs. The boy whose services were in question returned to the place in Gullford procured for him by his day orator at Barton; Rev. A. J. Hough plaintiff and Geo, B. Hitt for the defend-

The bailiffs have posted notices in the dumping of rubbish down the railroad bank. It is a right move on their part, but one that ought not to be necessary, since the Rural Improvement society has tidied up the bank at its own expense, and a rubbish cart passes every Saturday morning to carry away all refuse. It is time to turn over a new leaf in this respect—and paste

Every town in Vermont sympathizes elected pastor e which that prosperous village received in the great fire of last Sunday afternoon. All hope for her quick recovery and have confidence that it will come. The newspaper craftsmen especially give sympathy the St. Albans Messenger, which lost ts building and its entire plant, but never theless prints a good paper every afternoon y the aid of its Swanton neighbor, and announces that it will at once rebuild or the old site a modern and model printing iouse, with every desirable appliance.

The pleasant news came over the wire from Annapolis, Md., Wednesday that Julus C. Cull had passed the examinations for admission to the United States nava academy from the Second Vermont congressional district. His physical examination was announced as "good" and the mental examination as "very high." Young Cull and his family will receive many corgratulations. He is a son of Rev. Thomas Cull, the Baptist state missionary, and a nephew of Mrs. J. J. Estey. He was a student at Williams college, and when he knew three months ago that he was to reselve the appointment he went at once to Annapolis, where he has been pursuingspecial course of study and physical training in anticipation of the examinations Several young men who Received appointments from this district before Cull falled to pass the examinations.

The Fortnightly club enjoyed the last and one of the best meetings of the year last Tuesday evening with Mr. and Mrs. L. E. Holden. The spacious and beautiful rooms were well filled. A committee of seven, with Miss Fietcher as chairman, ceived some bad burns in attempting to put | was elected to bring in a report at the first out the blaze. E. A. Chamberlain, who | meeting in the fall as to the best plans for next year. The club then listened to a charming volume of original poems, twelve in number, edited by Miss Dutton and Miss Fletcher, and entitled "Ornaments of Rhyme." The names of the authors were guessed at by the company, and in some unite in outdoor exercises about the flag cases discovered. One poem had been contributed by the well-known authoress.

Mrs. A. D. T. Whitney. Afterward, original poetry and charades were indulged in and a very social time was spent. The year, with the historical papers, poems, journals and other features, has been one of the best. The club will enter its tenth

Miss Bessie Newman and Mrs. J. M. the night at the home of Miss Newman's parents, and the following day started for Boston with the object of mapping out a century run between the two cities. H. L. Elmer of the Vermont wheel club accompanied them to Fitchburg, Mass., a young women headed for Boston. They reached that city early in the evening, their eyclometers showing a record of 107 miles for the day. Mr. Elmer returned to Brattleboro in the afternoon, his record for the day being 108 miles. Miss Newman and Mrs. Savage are two of the best known wheelwomen of Boston. They have re-peatedly made "century" runs (100 miles) noon Dr. Bemis made inquiries at the and during the riding season their total mileage amounts to several thousand miles Both began riding back in the days of solid tires. They are members of the Massachusetts bicycle club. These two and Miss Margaret Kirkwood are the only three women cyclists who have ridden over to make mist losing notices for the end the triangle (Boston to Worcester, Proviwas about; 'Ill be given before disbanding dence and back to Boston, 143 miles) in gave him enough more to pay his fine and

The work of grading Pine street will be

begun today. The telepone company will issue a new call card next week The Estey Guard held an extra drill | note.

Monday evening in preparation for Memothe Home for the Aged and Disabled will be held at Dr. Helton's Tuesday evening.

May 28, at 8 o clock.

Mrs. Dawson of West Brattleboro is probably the first woman to receive a certers put in and other improvements made tificate from the Vermont board of phar-

night a leak, as the result of corrosion, was | berry festival in the Congregational chapel,

The annual meeting of the Western Aqueduct association will be held June 4, 7:30 E. M., at the office of C. F.

The store at a Central street, which has Frank W. Weeks is planning to open a been closed since the death of the propribarber show in the room which is being stor, will be reopened by Mrs. Chandler fitted up building at the south west corner next Monday.

Arrangements are being made for a 40 tuitously for the loan exhibition last week hour devotional service to be held at St. and the rendering of the several selections Arrangements are being made for a 40 Harian Howe has bought the half interest which A. V. May held in the real estate Michael's Roman Catholic church the first week in June. Judges Walker and Titus and Sheriff Gordon were at Newfane Saturday, arrang-

ing for a larger and better water supply for the county buildings, and for the erection of a shed for carriages and wood. The Vermont Wheel club is preparing for a large addition to its membership in contemplation of occupancy of its new rooms. It is expected that 20 to 30 new members will be voted in at the next regu-

lar meeting.
George Goddard has bought the restaurant at 41 Main street of C. P. Potter, taking possession yesterday. Mr. and Mrs. Goddard formerly ran a boarding house very successfully in the Morse house on Elliot street.

The houses of Mrs. George Shea, R. G. Hardie and Mrs. P. Starr have been connected with the telephone exchange. Long distance instruments have been placed in the offices of A. W. Childs & Co., and Crosby & Co.

Company A of the boys' battalion, with the girls' company gave an exhibition drill on the Retreat grounds Saturday afternoon. In addition to the inmates of the Retreat 200 to 300 spectators gathered on the common to witness the drill. There has been a veritable boom in the

wheat market the past week, amounting to ten cents a bushel. The market has gone wild over the reported damage to the growing crop. Wheat is now 30 cents higher than when at the lowest point. The annual convention of the Windham

and Bennington county association of Universalists will be held at Vernon, Wednes day and Thursday, June 5 and 6. A good program is being prepared and it is hoped this gathering will be a very interesting one. Rev. Alexander Macgeorge has resigned

the pastorate of the Baptist church at Ben nington, and will go to New York to enboro against his son Charles, for \$100 dam- | gage in missionary work. His resignation will take effect June 9. Previous to going to Bennington Rev. Mr. Macgeorge was Baptist state missionary for eight years and during much of that time lived in Ex-Gov. Fuller will be the Memorial

John E. Gale appeared for the at Woodstock; Col. K. Haskins at Bernard (see, B. Hitt for the defending nardston and Northfield, Mass.; Rev. Hal D. Maxwell at West Halifax; Col. Hooke at Vernon on Sunday, Col. J. H. Gould rear of the buildings and stores on the ing, now of Wilmington, will speak at east side of Main street, forbidding the Brookfield, and Hon, L. M. Read of Bei-.ows Falls at Chester. Rev. Dr. George B. Gow, who went from Brattleboro to Glens Falls, N. Y., has resigned his pastorate there after being on a

eave of absence two years on account o health. Dr. Gow has spent much of this time with his son in Northampton, Key, W. O. Stearns has been chosen pastor of the Glens Falls church, and Dr. Gow A hearing in the case of Charles Potter vs. George W. Bliss on a writ of electment

was heard at Waterman, Martin & Hitt's office Monday before Justice S. H. Sher-man and a jury consisting of A. Marshall, , B. Dickinson, D. L. Herrick, E. A. hamberlain, E. B. Barrows and S. W. Kimbali. The verdict was for the plaint-6. B. Hitt appeared for the plaintiff and S. T. Davenport for the defendant,

'Walking Delegate' will not be included in the books to be published in the autumn. Mr. Kipling is reserving this for a book on American backwoods life or we might say, of underbrush life." volume of essays by Brander Matthews contain a dedication to Mr. Kipling which begins as follows: "To Rudyard Kipling of Brattleboro, Vermont." It is said that this way of converting him into a

Yankee greatly amused Mr. Kipling. The hearing in the case of Albert Steb ns, the alleged defaulting tax collector of Deerfield, Mass., who was captured in Brattleboro while en route to Canada, has been postponed until May 31. A settle men! so far as the money loss is concerned is pends, ing between Mr. Stebbins, his bonds men and his wife on the one side and the town on the other. Mr. Stebbins is confident that the fown will not lose a penny. He is cheerful and apparently happy, and uns to be confident that in the end every-

thing will be all right. It. This month's Architectural Record is devoted almost exclusively to the New devoted almost exclusively. White, who York firm of McKim, Mead & poston pulpose the architects of the new bouildings lie library and of many important graphical. in all parts of the country. Bios supers sketches are given of the different mandead, of the firm, one of whom is West of the firm, one of whom is Wm. R. + Good a brother of the sculptor, both boyh, goet residents of Brattleboro. The Canal str schoolhouse is a tasteful specimen of The design of the Wells fountain was Wm. R. Mead's personal work

Charles F. Hill was arrested Monday by Sheriff Starkey, charged with stealing hens. He was arraigned before Justice Royall Tyler. He pleaded guilty and was fined about \$5 and costs. Hill is about 65 years old. He is a Grand Army man, a member of Sedgwick post, and saw service in the 25th Massachusetts regiment. He in theries, will give programs suited to the Savage of Boston, who rode here from cure building on Elliot street. It ap-servants in their various rooms. A cor- Greenfield on their wheels Saturday, spent pears that during Sunday night he walked north from the village two miles and appropriated to his own use a wheelbarrow owned by Mr. Murphy, the blacksmith. He had sacks, which he either obtained thereabouts or brought from home. He raided the hen roosts of Dr. S. N. distance of 54 miles. After dinner the two | Bemis and O. Peltler, securing ten fowls owned by the former and five by the latter. With his load of 76 pounds he trudged back to the village, depositing the hens in the sacks at Richardson's meat market before break of day. He was on hand as soon as the market was open to get his pay. On two other occasions he had sold noon Dr. Bemis made inquiries at the market, and on seeing the recently pur chased fowls at once identified the one-that he owned. Hill had left his wheel barrow in the rear of Market block without attempting to conceal it. Before he was taken in custody he had paid out part of the money for rent and to his housekeeper,

costs and he was released.

Peas are in bloom in Geo. E. Crowell's

Mrs. G. H. Smith presents in another column some facts worth your while to

A special train with the Boston & Mains officials on an inspection tour went north yesterday afternoon. Francis W. Crosby's plans for the new

Episcopal church at Harre have been adopted by the committe Drs. Gorham and Conjand performed necessful operation on the throat of C. R.

imonds's little girl Saturday. macy.

The ladies' association of the Congregation being Buffalo Bill's Wild West in the Arman Stockwell and the Bill's Wild West in the Congregation of the Congregation of the Congregation of the Congregation being Buffalo Bill's Wild West in the Congregation of th

> The cadets drilled at Lindenhurst Wednesday afternoon, and afterward induiged in ice cream at the invitation of Capt.

> A large party went to the West village last evening in Mr. Higgins's teams to attend the strawberry supper given by the Baptist ladies. The Artillery band furnished music gra-

was highly acceptable. The auction at H. R. Brown's Elliot street stables was not held last Saturday, as the carload of New York and Canada horses did not arrive. They are due here this evening, and will be for sale to-morrow.

The consignment includes matched pairs single drivers and good workers. Ascension day services were held by Beauseant Commandery, Knights Templar, 42 Sir Knights attending a service at the Universalist church last evening. The ritual of the order as adopted by the grand commandery was used, the vested choir of St. Michael's Episcopal church furnishing the music. Rev. Hal D. Maxwell preached

About 30 members of the Baptist Christian Endeavor society called Wednesday evening at the home of their secretary, Miss Adah Gale, to offer 'heir congratulations on her birthday anniversary, the visit being a surprise to Miss Gaie. A pleasant evening was spent. H. F. C. Tolt pre-sented an etching from the friends who had assembled, and games and refresh ment beined to while the time away agree-

Rev. Geo. C. Needham of East North field will preach in the Baptist church on Sunday morning and evening. He will also supply the pulpit on June 2. As Dr. Needham is one of the speakers secured for the Mildmay and Keswick conferences in England he will not be able to visit Brattleboro again this summer. His subects on Sunday will be as follows: Morn "The second glorious return of the ever blessed Kedeemer and events con nected therewith;" evening, "The litera bodily resurrection in glory of all true believers, or the first resurrection

The "seven" sociable given at the Uni versalist westry last Friday evening by the Young People's Christian union, was a very pleasing affair, largely attended. The re-celpts were over \$30. The program in luded violin duet by Clinton Dugan Miss Lundberg: reading by Miss Myrteile Eason; a drill with shepherd's crooks by eight or ien young ladies dressed in white flannel suits; song by Edith Farr: reading by Lucy Simonds; and the seven chestnut

—songs like Annie Rooney, The Girl I left behind me, etc.—by H. M. Wood, E. M. Goodenough, Guy Howe, Walter Stearns, Ned Blanchard, Edson Burnham and Frank Brasor, the audience joining in the choruses. There were two pretty booths, Mrs. George Root and Minnie Scott selling candy at one and Minnie Haskins and Clarabel Eddy at the other.

The Windham association of Congregaon Monday and enjoyed an excellent meet-ing. Rev. G. F. Chapin of Saxtons River new one elected on that issue. was made moderator. Rev. Lewis Grout | true, the answer says, that a few citizens of West Brattleboro preached a very rich and forcible sermon upon the words "Love use have opposed its construction, and edifieth." Estabrook of Wilmington and Rev. Mr. Seymour of Putney were given and criti- majority of people favor its construccised. One of the most suggestive essays and will so patronize it as to make it i of recent meetings was read by Rev. J. H. mancial success—especially that large Babblit upon "The pastoral office as con ceived by the poets." Over 30 poets had been collated, and their lofty idea's and trenchant criticisms were admirably presociology," by Rev. Dr. Thompson of Westninster, was also valuable. The May Bookman says that Kipling's from the churches brought out vigorous Walking Delegate' will not be included and helpful discussions. The members dired together at the Brooks House, and will repeat the plan of a one day's session at the same place in the fall.

A pretty wedding was celebrated has Saturday morning at the home of Mrs. M. E. Wardner on Chase street, when he niece, Miss Elizabeth L. Hinckley of New Haven, was married to Harry C. Peck, also of New Haven. The ceremony was per-formed by Rev. A. J. Hough in the pres ence of a company of relatives. The par for was prettily trimmed with potted plant and cut flowers, an arch of laurel which hung a bell of fern, laurel, and white lilacs, marking the place occupied by the bride and groom during the ceremony. The bride wore a handsome gray gown with satin ribbon garniture, and carried bouquet of white carnations. After congratulations, refreshments of ice crean and cake were served in the dining room and Mr. and Mrs. Peck left on the 11.10 train for a brief trip before going to their future home in New Haven. Miss Hinckand has many friends among the young

CHURCH AND SOCIETY

Elder W. H. McDaniels of Keene will precent the Esteyville schoolhouse Sunday at 2:30 p. k The ladies' aid society of the Methodist church par will meet Wednesday, May 25, in the church par

Next Tuesday's Endeaver meeting at the Bap-rist church will be the monthly consecration serv-ce. The topic is, "Christ's cross, my cross, "Gal 1, 19 20 v., 22 co. e Christian Science service and Sunday school I Laurell street Sunday at 10.45. Class meet Wednesday evening at 25 Prospect street at All interested are welcome.

wersalist church. Morning worship wint ng by the pastor at 10:30; Sunday achordin oung People's Christian Union at 7; 1 systell to these services. At 2:30 p. a re i.-well will speak at Guilford Centre.

All are it well will speak at Guilford Centre.

Mr. Max. Leavitt will preach in the Unitarian Rev. Mratt Sunday for the last time until July 7, church next will be closed for two Sundays. The The church adays in June Rev. F. C. Southworth last three Su. nn., will preach in exchange with off Duluth, Midt. Southworth will come here with Mr. Leavitt. Fo coupy the parsonage, his family and Michael's Episcopal church on Services in Star ascension, May 30, 730 a. M., the Sunday aftect 10:30 a. M., morning peayer, holy communion on 7:30 p. M., evening prayer, industrial series as school and catechism, On 11:45 a. M. Sundach, evening prayer at 5 o'clock, Wednesday, the 20

C. A. NOTES. Y. M. ther of John McNell of Lon-Joseph McNell brot the locket meeting Sunday ion, will address the for the observance of the afternoon.

Plans are being mad, e organization of the asso-inth anniversary of the Continuous for Vermoni claims of the cl

The directors of the ast of melans were made for usually evening at which the first expected that he work of the soming at rooms in the Leonard he association will occur; pers & Mechanics Expects as soon as the Farm, is quara-

THE STREET RAILROAD CASE.

Hearing Before the Supreme Court at Montpeller Today on the Prayer for an Injunction --- The Defendant Company's Auswer,

The hearing before the judges of the supreme court on the bill of complaint of The Contention of the Complainant's upward of 40 abutting land owners along Brief. the line of the proposed Brattleboro street railroad, praying for an injunction against the construction of the road, is in progress at Montpelier today. The defendant com-pany's answer to this complaint cites the fact that the company was duly organized under its charter Jan. 13, 1893, when \$12,-300 of stock had been subscribed, and that the subscription to its stock now amounts to \$31,200, all of which is collectable. The familiar facts in regard to the original application for a route, its refusal by the seectmen, the appeal to the railroad commissioners, their grant of a location, and the grant by the selectmen and bailiffs of an extension of this route, after a hearing held April 13, are also cited in detail, together with the further fact of the condi-tions imposed by the selectmen and balliffs and the mutual acceptance of these conditions May 7, in lieu of any statement or specification under the law of 1894, It also alleges that the complainants have abandened many of the claims originally made in opposition to the enterprise, and that their course has been inconsistent in The essential contention of the defend-

ants is upon the points that their charter

gives authority to construct a street rail-road and that the selectmen have no au-

thority to prohibit its construction; that

they are simply given power to fix the lo-cation under the law of 1894. The allegation is denied that no railroad was in existence in New England operated by electricity at the time the charter was granted On the contrary it is claimed that there were several such roads, and within a year from that time more than 100; that the charter was purposely drawn so as to permit the use of any motive power and especially that of electricity, should it become availa-That the complainants have no grounds of objection on account of the use of electricity, it being cheaper, cleaner, more attractive, less noisy and less destructive to the streets than the use of horse power. That so far as the defendants know, the streets of Brattleboro were taken for and dedicated to the use of the public as in other piaces, and that the proposed road will not interfere with other travel, either in the business or residence portion, and property along its line will be benefited It is denied that the complainants are joint owners of any real estate in Brattleboro, or that they own any interest in the streets, and the fact is cited that the boundary line of several of them, as of Harris, Goodhue, and Dowley, is the east side of the street, and not the centre, and that in several cases the road is to be built or the opposite side of the street from that owned and occupied by the complaining abutters. It is also denied that the com-

plainants have any individual rights in

the streets beyond that of the public in

The defendant company further denies that in the careful and prodent manner in which the road is to be built and operated will constitute any additional burden up on the land, and the land having beer legally taken and compensation made for public uses, and the rallroad being de signed for public use it is only an improved method of transportation, imposing no additional servitude for which the owner of a reversion may claim compensation. In denying the allegation that there is no call for the construction of a road the facts are cited that at the hearing before the railroad commissioners a petition of 800 to 900 citizens was presented for its construction, onal ministers met at the Brooks Rouse | and that at the annual March meeting the old board of selectmen was defeated and a Sermon plans by Rev. Mr. have given out in public that they would use all lawful means to defeat it, the great The further fact is set forth that a contract has been made for the construction of the road, the material has been bought and some of it shipped, and great los ensue if its construction is restrained; that damants knew that these contracts were being made and should therefore have brought their bill before this late day that when complete the capital stock wi pay for the road within \$2500, and the empany having entered into a contract with the proper authorities to build it to

their satisfaction the complainants have n just cause to ask for an injunction. While this hearing is technically before Judge Rowell as chancellor, as stated last week, by mutual agreement between the chancellor and the counsel on both sides the other judges will sit as advisers to the chancellor so that the decision given will represent the opinion of the full bench, and doubtless will be final, as there can be no encouragement for either side to prolong the litigation in the hope of changing

court's opinion thus given It is not known when a decision may be expected. If the case seems clear to the judges and they are agreed in regard to it, the decision may be given at once. If difficult or obscure points arise, necessitating study and mutual advisement, it may be held for some time.

The essential point to be arrived at is whether the erection of trolley poles and wires for the operation of an electric railroad constitutes such an additional servi tude upon the streets as to entitle the abut ting landowners to compensation for damages. The general tendency of court deisions has been that horse and electric street railroads are simply improved methods of transit and that they do not constitute such additional servitude. There are, however, certain points in this caswhich have never come before the Ver mont courts, and they are of such import ance that Judge Rowell wished the case to be heard by the full bench in the manner

already stated. When Judge Tyler was at home on Sun day and Monday he stated that he would probably not sit in the case, as, being an abutting landowner, it might be considered advisable for him not to do so,

an injunction against the Brattleboro Street

Another Injunction Prayed For. A second bill of complaint praying for

railroad company was formally served upon the company Wednesday afternoon. signed, the Estey Organ company by Levl Fuller, vice president. The ground on which the injunction is asked is that the construction of the railroad will be a seri ous damage to the company's Centreville property. The company alleges its rever-sionary ownership of the highway passing that property, and the fact that no state ment has been filed or leave granted for the construction of the road in compliance with the law of 1894; that the erection of trolley poles and wires would constitute such an additional servitude on the highway and adjacent property as to entitle the complainants to damages; and that the company will be bankrupt and without funds to pay these damages. This complaint is that of an individual abutting and owner outside the village limits, and

should happen that the court holds that the 42 abutting land owners under the other bill have not such a community of interest as qualifies them to maintain the ground of their complaint. It is expected that this bill will be heard to-morrow jointly with the other.

The contention of the complainant's brief is essentially as ontlined in their till of complaint, the leading points of which were printed in The Phomix last week. After arguing minor points, as to the location of the read and the right to build it and to operate it by electrolty, the main contention, that a trolley rational imposes an additional servitude upon the streets is taken up. It is admitted that authorities are conflicting as to whether an electric rational is such as additional servitude; a majority of cases apparently hold that it is not, but many such decisions violate a long settled principle of faw that private property cannot be taken for public uses without just compensation. An electric rationy establishes a fixed and exclusive right of way for private gain, plants poles and strings dangerous wires in frost of private dwellings, and deprives the admicent holder of the free discand beneficial enjoyment of its property to which he is entitled. The street railway law of 1504, in section four, especially recognizes this additional servitude and provide means for determining the compensation due to the absulting owners.

The doctrine laid down in a recent New York decision is beginning to prevail. In this case the court said in substance that the principle that the right of the owner of abutting property in the street can be taken without consent or without compensation has inaugurated a system 'which resembles more nearly legalized roberty than any other form of acquiring property."

A strong point is made in regard to the recent decision of the Pennsylvania supreme court, in which it is held that a street railroad company has no right to construct its lines along country roads, except by contract with every owner of property along the roads which they occupy. This decision holds that a court of equity will in every case protect the property holder and give him the damages to which he is entitled. This leading points of which were printed in The Phoenix last week. After arguing minor points,

SPORTING

Yale won the dual athletic games at Cambridge Mass. Saturday scoring W points to 4f for Harvard. Capt. Hickox of Yale broke the records in the shot put and namner throwing, with 44 feet and 1-2 inch and 122 feet and 3-3 metres. How of Harvard broke the record in the pole want by doing 1f feet. The surprise of the day came in the sprints, which Harvard counted confidently upon winning but Richards of Yale breasted the tape first in both the 100 yard and integrated dashed disting the hopes of the crimson. J. E. Morgan, who has spent several summers at Northfield.

Dartmouth the New England Champion. The 9th annual championship meet of the New England Intercollegiate Athletic association was held at Workester Saturday. Dartmouth carried off the highest honors, win-Dartmouth carried off the highest nonors, wir ning 55 points. Brown was second with a total of 22. Amberst was third with 1912, and last year champaons. Massachusetts Institute of Technologicame trailing in fourth with 17 points to their oradit. Stephen Chase of Dartmouth was easily

Three School Records Broken at Mount Hermon's Field Day.

The 17th annual field day of Mount Hermon school was held at the grounds Monday. The athletes contested notly to: \$150 worth of price contributed by merchants of neighboring towns. Three school records were broken: The pole vanil by A Holton, the standing broad jump by C. H. tire school records were broken. The pole vanit of A Holton the standing broad tump by C. H. season and the half-inde run by E. S. Carey in McDougast scored the greatest number of ours, winning the general excellency prize, then was a gold watch. Pryve and Smith, two the best athletes of the school, were numble to note because of liness. They will undoubtedly lake the team which will go to Hanover, N. H., une 2. The summaries

Standing high jump—C. H. Gienson, L. Brown-Two-mile nicycle race-F. H. Fulton; L. Burt,

wing 16 pound hammer -D. Felch; Gray,

e run—Carey: Moody, 2d; 5m, 12 25s. e bleyele race—Fulton: A. Phillips, 2d; um. 12) yards hurdle-McDongald; E. Kelley, 2d. Mile walk—E. P. Merritti Moody, 2d: 9m. 7 1-2s 40-yards das—Dockrilli; Craug, 2d; 57s.

The Sporting Life says Dowd will not be re-used by St. Louis. The Monaducck Cycle citib of Keene will have a into Brattleboro next Sunday. The High school team will cross buts with the besterfields at Chesterfield Saturday.

some time.

Patey, the Dartmouth freshman who is pitching for the varsity nine, was formerly the Keene High school twirier.

school twirier.

Collopy was suspended by the president of the Western league for hitting Umpire O Brien in the face with a stone at Grand Rapids. After an investigation he was reinstated, as it was found he intended no injury.

The Vermoni Wheel cith boys will be out in force at the cycle races at Greenfield next Thursday. I five Combs, the club champion, will be among the starters. Combs has not trained or ridden on the track this season.

The hicycle races at Keene July 4 will include mile novice, mile open, half mile state champion ship half mile handicap and mile state champion ship for class A, and half mile handicap, mile open and mile inanciap, mile open and mile inanciap.

Detroit has tried, but unsuccessfully, to buy for Murphy's release from New York. It is said hat Murphy will now be given a regular trial at bort held by New York, as Fuller's fielding has seen erratic and his hitting very weak. Seen errate and its intaing very wear.

F. L. Knapp, formerly of Brattleboro, has been a class B they de rider since April 1. The Keene Republican says he is one of the score of riders comprising the 1806 Columbia racing beam, now a California. Knapp will ride the coming season under the colors of the Monadnock Cycle club of Keene and will start in the events in that city July 4.

July 4.

Cross, with Indianapolis in the Western league, and Burrell with Memphis in the Southern league, are winning games regularly by this work in the box. It would not be surprising to see both in the National league next season. In fact, both have already had a sinct experience there. Burrell won five out of seven games for the St. Louis Browns four years ago, and Cross started in lead rowns four years ago, and Cross started

GRANGE NEWS.

The Wardsboro Meeting.

Windham county Pomona grange mer with Vermont grange at Wardsbore yesterday. The vermont grange at Wardsbore yesterday. The vermont grange at Wardsbore yesterday. The vermon for that small grange was most cordinated extended the hand of greeting to visitors from Townshend, Dover, Guilford, Vermon, Dummerston, Bratileboro and other places. The morning meeting was devoted to grange work. The afternoon meeting was open to the public and the hall was well filled. M. A. Smith, massier of Vermont grange, welcomed the visitors in a the afternoon meeting was open to the public and the fail was well filled. M. A. Smith, master of Vermont grange, welcomed the visitors in a few well chosen words, to which a member of Protective grange responded. The question. The grange is origin; what it has done and is now doing for the farmers of this country, was opened by G. H. Houghton of Townishend, who gave a glunges of the early history of the order and its efforts in behalf of the farmer. At present the meeds of the farmer are greater than ever. The government of this country needs the aid of the agriculturist. The speaker paid a tribute to the matrons of the order and the work they have done. Oscar T. Ware followed with an account of the work to protect the people from excessive prices in the articles purchased and against adulterated food. The meeds of the people demand organized effort among farmers. D. I. Howler of Townishend gave a review of the farmer's life and the arms of the patrons of his backen of the same of the patrons in the arms of the patrons in the same of the patrons of the Sargent and the arms of the patrons of the Sargent and music by the choir chosed a very pleasant day spent with the people of Wardshote.

Protective grange worked the third and fourth degrees on 30 candidates Tuesday

evening. The business committee of the grange are arranging for the furnishing of their

new rooms L. S. Higgins took a tally-ho party of is brought in order to cover effectually the | local grangers to Wardsboro yesterday to main contention in this case, provided it attend the meeting of Pomona grange

MEMORIAL DAY PROGRAM.

Sedgwick post, Grand Army of the Republic, the Woman's Relief corps, Tyle camp of Sons of Veterans, and the Ladies Aid society will attend service Sunda morning, May 26, at the Congregationa church, where a sermon appropriate to the occasion will be preached by Rev. Mr. Da The Relief corps will meet at Mrs. A. H. Combs's on Main street, and proceed to the church. The graves of soldiers in Wes Dummerston, Guilford and Vernon will be decorated by detachments from Sedgwick

post Sunday afternoon. The post will meet at Grand Army ha at 0 o'clock Thursday morning to go West Brattleboro, where services will be held at 10 o'clock. The exercises in the village will be at the town ball at z c. a the program consisting of music by the band, singing by a male quartet, prave by Rev. C. O. Day, and an address by Capt Joel C. Baker of Butland. After the exercises line will be formed in this order

Band
Marshall Col. H. E. Taylor and aids
Estey Guard, Capt. J. Gray Estey
Committee of arrangements.
Sedgwick post. No. S. G. A. H. Commander J. P.
Hastings
Old soldiers and sailors
Carriages containing the orator and chaplain of
the day and invited guests.
Boys' Battalion.

The line of march will be to the soldiers monument on the common, where appropriate exercises will be held, and thence to the cemetery where the usual ceremonies will be observed. A detachment headby the band will visit the Roman Catholi cemetery and decorate the soldiers graves there. After these exercises the line will be reformed and the return made to Mair street, where ranks will be broken.

Contributions of flowers are solicite from the citizens and especially from the pupils of the schools. The flowers should be left at the town hall Thursday forenoon. where they will be arranged by members of the Relief corps and Ladies' Aid society.

ESTEYVILLE ETCHINGS. The bailiffs have appointed Horace II

Burnett as special police Gottfred Stramer has moved from No. 4 Chestnut street to No. 1 on the same street The Ladies' Enterprise will meet with Mrs. H. H. Burnett, Friday afternoon.

A paper has been signed by about 60 Esteyville people, who agree to do what they can to support a fire company.

ENOCH L. COOPER. Another tof Brattleboro's long-time business nen passed away in the death of Enoch L. Coop-

which took place Saturday night at his Mai street home from a nervous affection caused in health for two years or more and for severa health for two years or have and months there had been no hopes of recomer was form at Agawam. Mass. Start He was a farmer in that town unit when he came to Brattleboro and opened a store and be cream room in the town had being there a short time be opened a restaunt in the Brooks House block, carrying it diere several years, finally moving to the Herrithere several years, finally moving to the Herrici & Wyman building, where he was in tusiness: 2 to 10 years, selling to Mr. White last July. Mr. Cooper enjasted in Company I of the 46th Massa cliusetts rearment in 1861. Among those who served in the regiment with him were Russell Couwell, the noted Philadelphia preacher and Aelia Green, the poet and novells. Mr. Cooper was married in June, 1851, to Harriet Baller, of Freeding Hills, Mass., who survives him. Their only child Matsel, died in 1878. Mr. Cooper was very successful as a caterer, and was engaged in this capacity at many important public gatherings. He went to the musters several years for the Estey (marcs. Mr. Cooper was a man of unquestioned probity, and of rare kindliness of heart, who performed his good acts unostental tiously and with no desire for praise. He was a member of the Grand Army, kinghts of Honor, Brattishoro lodge of Masons, Fort lummer Roy at Arch chapter and Beauseant commandery Kinghts Templar. He was master of the Brattleboro lodge several years and took a great interest in the Masons. Greatering Health Physics of the series of the Brattleboro lodge for the Cooper was master of the Brattleboro lodge for the Cooper was master of the Brattleboro lodge for the Cooper was master of the Brattleboro lodge for the Cooper was master of the Brattleboro lodge for the Cooper was the commander of the Brattleboro lodge for the Cooper was the cooper was the was a member of the Brattleboro lodge for the Cooper was seen to the Brattleboro lodge for the Cooper was a man to the cooper was the to the control of the

JAMES C. CHANDLER

Many friends of James C. Chandler were deeply saddened Friday afternoon when it became known that he had succumbed to an attack of typhoid pneumonia after an illness of a week Central street hast season, and less than two weeks before his death had opened therein the first store on Prospect Hill. He had undoubtedly overworked in arranging the store and was might overworked in arranging the store and was might weakened condition when the iliness developed Mr. Chandler had lived in Brattleborg about I years, carrying on the business of a plainter during this time. Before coming here he lived a Ludflow, Proctorsville and Perkinsville, although he was a native of New York state and spent his early life there. He went to the front with a New York regiment in the Civil war. Mr. Chandler was three times married, and is survived by his last wife, who was Mrs. Jennie Everest of this town, to whom he was married about ten years ago. Mr. Chandler was the father of five children. A son and daughter by the first marriage in Cavendish, this state, survive him He also leaves three brothers and tour sisters. Two brothers, Carmii and Charles Chandler, as member of the Methodist church, the Epworth league, the Y. Mr. C. A. Wandashquet lodge of Odd Feliows and the Grand Army. He was a man of a religious nature and was deeply interested in the work of the Methodist church, the had been accustomed for years to attend the had been accustomed for years to attend the camp meetings held during each annume as Central street last season, and less than two ested in the work of the Methodist church. He had been accustomed for years to attend the camp meetings held during each summer at Chremont Junction. After a prayer at the house function survives were held at the Methodist church Sunday afternoon. Rev. Mr. Hough spoke fittingly of Mr. Chandier's estimate qualities. The Odd Fellows and Grand Army werpresent in a body and took part in the service at the grave in the Prospect Hill cemetery. There were heautiful floral tributes, including a pillow of white roses and carnations from the brotters and eisters, a star from the Epworth league and a wreath from the Odd Fellows. Several relatives from away were present at the funeral

JOHN BAMES

John Eames, aged 38, died Friday at the Wash ngton street home of his daughter, Mrs. Winsrop H. Adams, with whom he had lived the past throp H. Adams, with whom he had lived the past it years. Mr. Eames was norn in Dover and lived there until he came to Brattleboro. When a young man he was a teamster, driving to Boston with Eleaser Gorham, but later engaged in farming. The funeral was held at the house Sunday, Rev. Mr. Leavitt officiating, and the body taken to Dover for burial beside that of his wife, son and daughter. His wife was Mary Ann Perry of Dover, who died about 40 years are. One son Darwin E. Eames, who was a photographer is Brattleboro under C. L. Howe, died from the condition brought on by his army life. One daughter, deceased, was Mrs. Lurid P. Newell, the mother of Mrs. W. H. Phillips and Mrs. A. D. Wyatt of Brattleboro. Mr. Eames is survived by his daughter, Mrs. Adams, and by a son, Warren K. Eames, of Quick, Lowa.

BAND CONCERT.

Weather permitting the First Regiment pand will open the summer series of cor certs next Wednesday evening with this margori : March, Greeting to Brattleboro. C L Brigha

March, Greeting to Brattleboro. C.L. Overture, The Signa. Flower Song, Hearts and Flowers, Crand Selection, Marina. Polka, The Anvil. Schottische, The Little Alabama Coon. March, Chicago Marine Band.

\$100 Reward.

The readers of this paper will be pleased in a now that there is at least one dreaded disconsinate science has been able to cure in all its stages and that is catarri. Hall's Cutarri Cure is the only positive cure now known to the medical fraternity. Catarri being a constitutional discase, requires a constitutional treatment. Hall's Catarri Cure is taken internally, acting directly upon the blood and unacous surfaces of the system, thereby destroying the foundation of the discase, and giving the patient strength by building up the constitution and assisting nature in doing the work. The proprietors have so much faith in its curative powers, that they offer one Hundrest Doilars for any case that it fails to cure. Send for list of testimonials. Address, F. J. CHENEY & CO., Toledo, O.