

### DELAWARE GETS AN INJUNCTION

#### Board of Works Ordered to Remove Tracks.

Common Council Took Prompt Action Last Night—Unanimous in the Opinion That Tracks Should be Taken Out of Water Street—Will Now Go to Court.

Last night the Common Council directed the Department of Works to remove forthwith the tracks of the D. L. & W. Railroad Company from Water street. The resolution was introduced by Mr. Penfield.

Prior to the meeting the Mayor, City Attorney and the Aldermen had a discussion in the City Clerk's office, where Mr. Penfield submitted his resolution. Mayor B. Her said he wasn't sure that the procedure was just right. City Attorney Hamilton said that he wasn't prepared to say what authority the Council had to direct the Department of Works to remove the tracks or what rights the railroad company has in the street, as he had never looked the matter up. The company had spent a large amount of money in the street and the law recognized that they have rights there.

Mr. Penfield replied that the permission given the company was very explicit—that they should remove their tracks when requested by the Council. Whatever money they had expended in the street was not, he said, for public benefit or improvement, but for their own convenience, entirely, that they might be able to transact business at a profit.

Mr. Hamilton said that they had built a large track works up to which the railroad tracks led and paid a large amount of taxes into the City Treasury upon the same. That, he believed, was an element that should be considered in the controversy.

Mr. Brantiff replied that it was not the purpose to prevent the railroad company from removing the tracks with their tracks; that they owned property which they could use for that purpose and thus relieve private property owners, who for years have complained of the nuisance in the street.

Replying to the proposition that the Council might have no authority to direct the Department of Works in the matter, Mr. Penfield said that if the members of the Department did not act, it is their duty, that the Mayor might remove them, if he would, and put men in their places who would see to it that obstructions in streets were removed. The railroad tracks are an obstruction and have no more right where they are than would any individual member of the Council to go to work and build a house in the center of the street.

Mr. Cooper said that if the resolution would do nothing else it would place the responsibility with the Department of Works and if they did not remove the tracks the Mayor could take such action as he saw fit. He pointed out also that it placed the matter in such a position that the railroad company has got to take cognizance of it. If they should obtain a restraining order from the Supreme Court directed to the city officer's to prevent removal of tracks, that represented the whole question rights where it would be taken care of.

The Mayor and City Attorney Hamilton were not in favor of the resolution, evidently. The Mayor said that the railroad officials had asked for more time and he believed they should receive some consideration.

Major Penfield said the company's representatives have been asking for more time for the past year. The request was first from one department and then the other. Public sentiment and the taxpayers at large demand the removal of the tracks. He was in favor of the resolution and then if the proper

officers would not take action according to the taxpayers could place the blame where it belonged.

When the Council convened there was no discussion. The Clerk first read a telegram from W. W. Ross, general attorney for the railroad company, as follows:

New York, June 2d, 1902.  
The Mayor, Oswego, N. Y.  
The resolution of Council regarding the removal of tracks from Water street has just been referred to me. Owing to important court engagements, it will be impossible for me to give this matter necessary attention for a few days. I am informed that our engineering department is at work upon this matter. Please arrange to extend time in which we may send you our reply.

W. W. Ross.  
The document was ordered filed. Then came Mr. Penfield's resolution which recited the fact that permission had been granted the company to place tracks in Water street April 15th, 1870. April 16th, 1901, a resolution of the Common Council was adopted directing the company to vacate within four months from December 26th, 1901. May 29th last a proposition was received from the railroad company, they having not removed their tracks, which was rejected by the Council and ten days allotted in which to remove the tracks.

"Resolved, That the Department of Works be and it is hereby directed and empowered to remove the said tracks and to restore Water street to the grade existing before the Oswego and Syracuse Railroad Company was permitted to lay tracks in Water street and across Bridge street, and that the said Department of Works proceed to do the said work at once."

Mr. Penfield's resolution was unanimously adopted. A petition for a fire engine-house and apparatus in the back part of the First ward was laid over until next meeting.

Local assessments were ordered for sewers in the Fifth ward. A communication was received from the Woman's Club thanking the Mayor and Aldermen for having been permitted to use the Council Chamber as a meeting place for a year past. Ordered filed.

Mr. Cooper introduced a resolution directing the City Attorney to investigate and report to the Common Council, at the earliest practicable date, as to the number of tracks owned by the D. L. & W. Railroad Company and occupying position in the city streets and when and from whom permission was obtained to lay said tracks. Also what amount, if any, was paid in damages to individuals whose property rights were damaged by the railroad company because of the use of said streets.

The Mayor replied that it looked as if the Aldermen had put the horns before the cart. They should have got that information before adopting the resolution directing the Department of Works to remove the tracks.

Mr. Cooper's resolution was unanimously adopted. Mr. Penfield also offered a resolution that the City Attorney be requested to furnish to the Council the legal rights of all companies having wires in the public streets. Adopted.

Will Serve as Interpreter.  
Attorney E. L. Waldman, of Syracuse, from the law office of Jenney, Jenney & Co., is here this afternoon with an injunction granted by Justice Andrews at Syracuse this morning restraining the Department of Works from interfering with the Delaware, Lackawanna & Western railroad tracks in Water street.

### WHAT MR. TAYLOR SAYS.

Believes That the Railroad Company Has Not Been Treated Fairly.  
Freight Agent John Taylor, who is the D. L. & W. Company's representative here, said today in speaking of the Water street tracks, that the company would now take steps to protect itself. "Up to this time the shouting has all been on one side, but now the company proposes to take a hand in the matter," said Mr. Taylor. "This company has not been treated fairly. The Common Council asks us to take up our tracks at a cost of \$15,000, tear down a \$10,000 building, making an expense of \$25,000, and refuse to grant us any franchise or permission to use Water street North of Cayuga street. Thus, though we have a franchise for the use of the street, it is practically nullified by the resolution and we are left at the mercy of successive Common Councils and some day we may be ordered to remove our tracks in Water, below Cayuga street, and that is the only means by which we can reach our trestle.

"Had the Council been a little more considerate of our rights, the company might have been disposed to accord itself to the city's desire. All I can say now is that the company will protect itself, but by what form of legal process I can not yet inform."

Well, why shouldn't the company buy property and reach its trestle over its own lands the same as private individuals would be obliged to do? It is now proper that they should—seeing that the city wants to use Water street for purposes of their own—return the same to them, not with fault-finding and complaint, but with most hearty thanks for being permitted to use the same for thirty-two years without any

### ABOUT THE MATCH PLANT.

#### Mr. Shetter Says More Room Is Necessary.

New Building Will Require Over a Million Brick to Complete—Bids Expected to be Opened Today—Not Many New Hands Will be Employed.

Mr. E. L. Shetter, who has been sent here by the Diamond Match Company to take charge of the building of the extension to the Oswego plant, will take immediate charge of affairs. Mr. Shetter has practically been all over the world in connection with his duties for the match people. He left here four years ago, after being in charge of the Oswego plant for two years, and during that time has been in England, Australia and South America, having charge of the Diamond Match plant in Brazil. Mr. Shetter says there are but two plants in the world which are owned and controlled by the Diamond Match Company, which are larger than the Oswego plant. One is at Barberton, Ohio, and the other is the plant in Liverpool, England, the English manufacturers having recently consolidated their interests with the Diamond Match Company of the United States. The Detroit and Oswego factories are of about the same size.

Mr. Shetter says the additions which are to be erected on the Oswego building will increase the working force but little. The local plant, since within a year or so after its erection, has been in a crowded and congested condition and it was necessary that there be more room in order to turn out the volume of business demanded of the plant. The machinery, which is now crowded in the present building, will be so distributed when the new buildings are put up that the employees will have a better opportunity to do their work.

Mr. Shetter is deeply interested in the experiment being made in making matches without the use of phosphorus and thinks the invention is an important one and will revolutionize the match-making business of the world. It costs the Diamond Match Company more to make their matches by the non-phosphorus process than the old way, but the chemical used is perfectly harmless to the employees and the large claims for damages for phosphorus poisoning, which is now a large item in the expense account of the company, will be done away with and will practically make the expense of making the new matches the same as that of the old.

The new extensions or additions that are to be made to the Oswego plant will take over 1,000,000 brick to complete. Mr. Shetter's home is in York, Pa., where he has large manufacturing interests, being connected with a silk mill, a stocking factory and an immense chain store.

It is said that Mr. Shetter's coming here will in no wise interfere with Mr. Benton's authority at the factory, as might have been inferred from the PALLADIUM's article of last evening. This is pleasing news to Mr. Benton's many friends in this city and the PALLADIUM's reporter in making the announcement. Mr. Shetter will have charge of the construction of the new buildings.

The bids for the erection of the addition to the plant of the Diamond Match Factory were not submitted today, as was expected. The delay is occasioned by the builders who are awaiting quotations on a particular kind of lumber to be used in the construction.

Mothers! Mothers! Mothers!  
Mrs. Winslow's SOOTHING SYRUP has been used for over sixty years by millions of mothers for their children while teething with perfect success. It soothes the child, cures the pain, brings all pain, cures wind colic and is the best remedy for diarrhoea. Sold by druggists in every part of the world. Be sure to ask for "Mrs. Winslow's Soothing Syrup," and take no other kind. Twenty-five cents a bottle. Beware of cheap imitations.

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Dolichous Soda Our Hobby.  
194 West First St.  
Next to Hancock's Shoe Store.

### LECTURE ON POMPEII.

Mrs. Robert Thompson Heard at the English Lutheran Church Last Night.

Mrs. Robert Thompson once visited Pompeii, the Roman city buried under an eruption of Mount Vesuvius in A. D. 79. Last night at the English Lutheran church she gave a vivid and realistic word picture of the sights she witnessed and related interesting incidents of her trip. Mrs. Thompson prefaced her lecture by remarking on the recent destruction of St. Pierre on the island of Martinique by an eruption of Mount Pelee and how prone Americans were to congratulate themselves that they do not live in a volcanic region. Yet, Mrs. Thompson said that there was probably not a spot on the earth's surface which has not felt the effect of eruptions at one time or another. The Palisades of the Hudson river were of lava formation, Mrs. Thompson said, and there were positive evidences of volcanic conditions in Arkansas and along the Pacific coast of the United States.

She said that despite the many eruptions of Vesuvius, a little city at the base of the mountain still stands, although it has been practically destroyed seventeen times. On the mountainside is an observatory equipped with the finest instruments, by which a careful watch is kept of the mountain. Many warnings have been given, and on one occasion Professor Palmira, who was in charge, was imprisoned in the building for three days, suffering from the intense heat from the lava.

Mrs. Thompson first took her audience on a journey from Rome to Naples, picturing in effective words a storm which prevailed and the after effects. She related many incidents of Italian life, and was particularly happy in referring to the guide, a Mr. Nobole, who wrote magazine articles for Harper's and entered to the English aristocracy and European royalty. Pompeii is only four miles from Naples and the trip was made by a party of which Mrs. Thompson was a member. The speaker described with fidelity the uncovered ruins of the forum, the theatre, the public baths and the Roman houses, and dwelt upon the feeling penetrating her as she viewed them.

So life-like and real seemed the scene that it was hard to believe, Mrs. Thompson said, that 1,900 years had rolled away since the city was peopled with human beings. Mrs. Thompson spoke of the many relics of the swift event to be found in the Pompeian and Neapolitan museums. Concluding her lecture the speaker presented an imaginative picture of a Pompeian home before the eruption, and the effect of that terrible event. The lecture was a treat; a good story well told. Mrs. Thompson is engaged to speak at Ocean Grove the coming summer.

Big Crowd at Military Ball.  
The military ceremonies at the Armory last night were attended by a great throng. Applause was frequent and hearty and well deserved. The company first had a drill and then a parade, all in fatigue uniform. Major N. A. Wright reviewed the parade and the Third Battalion band furnished the music.

Following the military exercises there was dancing, the band under the direction of E. W. Covert, rendering the latest waltz and two-step compositions to the delight of the hundreds of young people present.

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### BOUND FOR CALIFORNIA.

Doctor Albertson and Prominent Menes Left Syracuse Today.

Doctor O. R. Albertson left this afternoon at two o'clock for San Francisco, California, representative from Media Temple, Imperial Council A. O. N. S., which convenes in that city. Accompanying Dr. Albertson as representatives of Media Temple are Judge McOppall, of Watertown, and Mr. Robert, of Philadelphia, N. Y. At Syracuse they will join a special California excursion train sent out by Media Temple of New York. Going out they will take the northern route, returning by way of Los Angeles, Albuquerque, N. M. At Cleveland, Ohio, Doctor Albertson will meet with the American Institute of Homeopathy, which will be in session there from June 17th to June 21st. Doctor Albertson expects to be home June 26th. The trip is a delightful one and the doctor's many friends all hope that he will have a pleasant time.

How to Avoid Trouble.  
Now is the time to provide yourself and family with a bottle of Chamberlain's Cough, Cholera and Diarrhoea Remedy. It is almost certain to be needed before the summer is over, and if you do not now save you a trip to town in the night or in your vacation season. It is every where admitted to be the most useful medicine in use for all ailments, both for children and adults. So family can afford to be without it. For sale by A. D. McIntyre's Pharmacy, 27 East Bridge, and 25 East First street, and Stone & Company, Lake Shore Drug Store, corner West Second and Union streets.—9 may23m, w, l, v


### BUYING EYES

Let's see your eyes. The best centers and eyes are not magicians—they can restore sight to the blind. Don't wait to consult until you can't see well. A little thing that counts. A little headache—a few spots—burning sensations—these are the warnings that are to be heeded. It is better to be too early than too late. Early examination of the eyes is free and painless.

LENSSES FITTED to your OLD FRAMES. Also all kinds of eye remedies warranted to cure or money refunded. Artificial eyes on hand and inserted without pain.  
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and his big comic opera company to the jolly simplicity of  
MISS SIMPLICITY,  
With the cast, chorus and production seen at the New York Casino—June 2d.  
3 carloads of scenery—2.  
Office: 250, 116, 118, 21, 24, 26.  
This evening Wednesday afternoon; tickets at one o'clock.

SPECIAL SALE ON GLASSES  
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Steel frame 75c; gold lined 85c, complete. Others accordingly. Fit guaranteed.  
H. D. FISHER, OPTICIAN,  
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| Best Can Pars.                    | 10c | 10 lb. best Soap            | 25c |
| 7 bars Lenox Soap 25c             | 10c | 9c Jolly                    | 5c  |
| 100 lbs. best Flour               | 10c | 100 lbs. Soda               | 10c |
| Best Tea in City                  | 5c  | 100 lbs. Cardines, 7 boxes  | 25c |
| Granulated Sugar                  | 5c  | 5c California Ham           | 5c  |
| Beans                             | 5c  | 7c Package Raisins          | 5c  |
| Salads                            | 5c  | 5c Package Currants         | 10c |
| 5 Packages of Mince Meat          | 5c  | 5c 5 Cases of Corn          | 10c |
| 5c Soap, Lemon Oil, Soda Crystals | 5c  | 5c Oyster Crackers, per lb. | 10c |

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