

EVIDENCE ALL IN NOW.

DECISION IS AWAITED.

Fennell Investigation Continued by Works Department Yesterday.

THE ACCUSED SWORN.

Made a Fine Impression—Refuted Charges Made Against Him by Certain Street Employes—Paid Many Compliments by Superintendent O'Brien.

Deputy Street Commissioner James Fennell was on the stand for a full hour yesterday afternoon and made a general denial of all the charges made against him by certain employes of the Department of Works. His answers were clear and straightforward and his testimony made a very favorable impression. He said he had always worked hard for the interests of the city and the testimony of Superintendent O'Brien showed clearly that the Deputy Commissioners were underpaid for the amount of work performed.

The star witness of the prosecution yesterday afternoon was a German named Frederick Holtz who lives in Ash Street. He testified that in 1898 he was employed building sewers in West First, Third and Fourth Streets and on several occasions he had been sent to different streets to work on private drains from the curb to the public sewers by Mr. Fennell who had the contracts for the work. He said on every occasion he had received his pay from the city for the private work done for Mr. Fennell. He admitted that he knew he was receiving money from the city which he did not earn, but he said nothing about it at the time. Mr. Holtz said to the best of his knowledge he received city money for private work in June, 1898.

Were Talking Together.

It developed during the testimony that a son of James Fennell who is in the employ of the city, overheard Holtz and a man named Parkhurst, a brother-in-law of Mayor Hall, conversing together in the basement of the City Hall recently in reference to the investigation. Fennell claims he overheard Parkhurst tell Holtz not to give any evidence of recent date; to go back several years in giving testimony. Young Fennell rushed up stairs to the Department of Works office and asked Superintendent O'Brien to come down and hear the conversation. Superintendent O'Brien says he felt that he was a disinterested party and declined to go down stairs. Mr. Fennell, the accused, swore that he had detected Holtz stealing on two occasions. One was while at work at Dr. Bulger's and another at Mr. Sloan's. All of the evidence was submitted yesterday and will be considered at a meeting to be held a week from Monday. Mayor Hall and City Attorney O'Gorman were very active during the hearing and with a little more coaching Mayor Hall will develop into a first class examiner. He was so interested in the investigation that he had more or less side talk with Mr. E. B. Powell who represented Mr. Fennell about evidence.

Holtz Testifies.

Holtz was on the stand for some time and several times while giving his testimony became very much excited because of questions asked him by Mr. Powell on cross-examination. Besides testifying that he received money from the city for work performed for Mr. Fennell he said that on one occasion he was given credit by Mr. Fennell's son for four days and six hours when in reality he had only worked three and a half days. Mr. Powell objected to the admission of such evidence. He said that Mr. Fennell, Sr., was under investigation and not the son and it was not fair to adopt such tactics at such a hearing. City Attorney O'Gorman assumed a haughty air and said the evidence was all right. Mr. Powell replied that if Mr. Fennell's son stole \$100, 000 he could not see how you could charge the crime to his father or anybody but himself. He said the trouble was caused by a few persons trying to kick up a lot of dust and making a silly swindle. Mr. Holtz admitted that he took his pay knowing full well that he was getting an extra day's pay which he had not earned. He also told about being sent one afternoon from the corner of Varick and Fifth Streets to West Tenth and Schuyler Streets to make a private sewer connection. When he got there he found

did not know how many men were at work on both sides of the river. Mr. Clarke asked if it was not a fact that it was a big saving to the city to not dock the boats. In answer Mr. O'Brien said: "The city saves considerable money for the reason that the men work considerable over time. I will say one thing for Mr. Fennell: I have always found him ready to work at any and all times without a murmur. When repairs were made to the Ulca Street bridge Mr. Fennell and I worked in the river all one Sunday. We were drenched to the skin but he never received a penny for this extra work."

When the sewer was blocked in front of the Bennett Hotel Mr. Fennell worked without extra pay and he is also called out in cases of heavy rain storms at all hours of the night and on Sundays. During the winter months Mr. Fennell has to go out after every storm with the snow plow at five o'clock. When overtime is considered I do not believe the city loses anything by not docking the men. He is a capable man and a vast improvement over the class of men who were deputies when I was first made Superintendent. In those days deputies and men had a "pull" and would spend most of their time in saloons. There has been a vast improvement in the last five or six years. The deputies know their business. "Yes," interrupted Mr. Salladin, "and they should receive \$2.50 a day, for they earn it." Mr. O'Brien said he discharged Leavy on January 2, not Fennell as has been claimed. He said Leavy went to work without orders. He said that the Civil Service list expired on December 31 and a new one was not received until the middle of January. During the session there were several tills between Mr. Powell and Messrs. Hall and O'Gorman. During one of the scraps Mr. Powell created a tiff by saying that he wouldn't consider himself much if he couldn't put up a better job than the Mayor and City Attorney had concocted.

On Mr. Salladin's motion the case was closed and the evidence will be considered and a decision reached at the next meeting. It is the general opinion of persons who have followed the case that the charges will not be sustained. Mr. Fennell told a straightforward story. His willingness to serve the city at all times and under all circumstances was testified to by Superintendent O'Brien who paid him a number of high compliments.

Mr. Fennell on the Stand. Mr. James Fennell, the accused, was called and made a very willing witness. Many of the alleged irregularities were satisfactorily explained and he made a general and positive denial of all the charges. He admitted that he removed a tree from LaSage's woods and that Michael Leavy was with him when the tree was put in front of the residence of W. G. Robinson. No men were working for the city that day and he denied the statement of Leavy that he received money from the city for the work. He received no money from Mr. Robinson for the reason that he promised him the tree.

No Pay for Over Time.

Mayor Hall asked the witness how many hours he spent at the woods removing the tree and he replied three. "Didn't you know," said the Mayor, "that the city was paying you while you were doing this private work?" "Yes," replied Mr. Fennell, "but before I started for the woods I was given permission to go by Superintendent O'Brien. It was a dull afternoon and nothing was going on about the city." Mr. Fennell swore that he received \$1.75 a day and was never docked. Mr. Salladin explained that under a resolution passed by the Department of Works some years ago the Deputy Commissioners were not docked but received no pay for overtime. Mr. Fennell continuing his testimony explained the sad incident in which Mr. Plunkett figured. He said he paid Plunkett himself for the hour's time in drawing the sod and had him work over an hour's extra time after five o'clock to make up the city's time. This was on the same day and some dirt in Lathrop Street was cleared up at the request of Mr. Dain. Mr. Fennell also put two of his own teams on the job and paid them out of his own pocket. He said he directed Holtz to wheel a few barrows of coal once this winter. James Hearne was cleaning the City Hall and Holtz wanted to use the pails to salt down the sidewalk in front of the City Hall. While Holtz was waiting for the pails he asked him to help Hearne out by shovelling a little coal. He admitted that he had a number of private contracts but his son was in charge of this work. Mayor Hall asked Mr. Fennell why he said it if he knew Holtz had stolen articles he still kept him in the employ of the city. Mr. Salladin answered by saying that it all could be blamed to your civil service. In conclusion the witness again made a denial of each and every charge.

The Last Witness.

Superintendent O'Brien was the last witness sworn and sprung the surprise of the afternoon when he said he gave Deputy Fennell permission to go to LaSage's woods. He said he always allowed the men to get away for funerals, etc., and never docked them under the resolution of the Department which has already been referred to. He said Leavy or no other man was working that day. Fennell and his son kept the time of the West side men between them but there wasn't a day but the Superintendent

Dr. Fennell's KIDNEY and Backache Cure.
For all Kidney, Bladder and Urinary Diseases, Rheumatism, Head Aches, etc.
Sold by all Druggists and Grocers.

RECRUITING STATION.

Will Be Established Here by Captain Finley, U. S. Army

EXPECTED WEDNESDAY

Recruiting Officer Will Arrive Here Wednesday to Make Necessary Arrangements—Believes that a Number of Capable Young Men Will Be Enlisted in This City.

The editor of the Times is in receipt of a communication from Captain John Finley, in charge of the U. S. recruiting station at Syracuse, which contains the information that the Secretary of War has approved of his recommendation to establish a recruiting station at Oswego. Captain Finley will arrive in this city on Wednesday to arrange for the opening of the proposed station. It is believed that the establishment of a recruiting station here will have the effect of inducing many young men to enter the army who do not for some reason care to go to Syracuse to enlist. Local physicians will doubtless be designated to conduct the physical examination of applicants for enlistment and Captain Finley hopes that the results will be such as to justify his effort to get the Department to open a station here.

A Fine Opportunity. It certainly will be a splendid opportunity for young men who desire to enter the service as the pay is greater than that of any other army in the world and the care and food furnished is equalled by the army of no other country. Especial attention is called to the fact that the Department is anxious to obtain the services of intelligent young men for the Engineer Corps and as the officer who will be in charge of the local recruiting station will be an experienced military man applicants will be able to obtain complete information as to the duties, terms of enlistment, etc., without going to Syracuse.

TRIAL TERM MONDAY.

Everything is in readiness for opening Session of Grand Jury at Pulaski. All arrangements have been completed for the assembling of the Grand Jury at Pulaski Monday. About a dozen cases will be investigated the witnesses in all of which have been subpoenaed. One of the first cases to be heard will be that of William O'Neill who is held on the charge of bigamy. The calendar for the Trial Term which will also be convened Monday is an extended one containing several negligence cases and its disposition will, attorneys believe consume two weeks or more.

The Mullen Case.

Attorney Cahill's motion for a certificate of reasonable doubt was argued before Justice Andrews at Syracuse today. District Attorney Barrett opposing. Justice Andrews reserved decision.

POCKET MAP OF CHINA.

Latest Indexed map of Chinese Empire, with enlarged map of portion of China where difficulty exists, and other valuable information relating to present crisis. Copy mailed on receipt of two cents in postage, by V. B. Kniskern, 22 Fifth Ave., Chicago, Ill. 5c adw6w

Obituary Resolutions.

The following resolutions were adopted by the German Lutheran Brotherhood: Whereas, Our Heavenly Father has called from his earthly pilgrimage one esteemed brother John Rhodes, therefore be it Resolved, That in his death we have lost a most worthy member. Resolved, That during all the many years of his active membership in our brotherhood he was always held in the highest regard. Resolved, That we tender to the bereaved children our sincere sympathy in this their affliction. Resolved, That we forward to the family of our departed brother a copy of the foregoing and also furnish copies for publication to the city papers.

MAX G. DIETZ, CARL LIMBERKIND, ALBERT GIZER, Committee.

Oswego, April 9th, 1901.

A DARE.

We, the undersigned, do hereby agree to refund the money on a 50 cent bottle of Greene's Warranted Syrup of Tar if it fails to cure your cough or cold. We also guarantee a 25-cent bottle to prove satisfactory or money refunded.

Will Enlarge Greenhouse.

P. J. Campbell who recently purchased the Northrop greenhouse, intends to greatly enlarge and improve it and make it one of the finest in the city.

Successful Party.

The Liederkranz held a pleasant dancing party at Liederkranz hall last evening. Schilling's orchestra was in attendance and furnished a fine dancing program.

RAINES LAW HOTELS.

A Number Will Be Opened in This City This Spring.

BOTH SIDES OF RIVER.

Additional Stories Will Be Erected So as to Permit of Hotels—Sinnamon Will Put a Third Story on His Place of Business on West Side.

It is understood that the local liquor industry is to be extended the coming summer by the establishment of several Raines law hotels, dealers finding it profitable to go to the expense of fitting up their places as hotels and enjoying the privileges granted hotels by that law. A. L. Sinnamon is going to add a third story to his place in West Second Street near Bridge Street and L. Weiland is thinking of transforming the Canadian Club Cafe in West Bridge Street into a hotel.

Several Other Changes.

The Woodcock Cafe, in West First Street, formerly kept by James Gordon, is being remodeled and will be opened for hotel purposes. On the East side James Shay, who owns the property just East of R. M. Norris's building in East Bridge Street is having plans drawn for a hotel which will be of brick and be three stories high and Frank Mack who recently sold his business in East First Street is considering the building of a hotel just West of Fine House No. 3.

Edward Mullen, whose saloon and pool rooms are in East Bridge Street, will rent the rooms in the two stories overhead and transform them into a hotel.

BASE BALL AT ARMORY.

Friday, April 12, Elks of Syracuse, vs. Rustlers of Oswego.

PERSONAL.

Miss Estelle M. Dewhurst of Utica, is visiting Miss Rachel Warren of 89 East Sixth Street.

Mr. Albert C. Coon of Syracuse University has been at home in this city for a part of the Easter vacation, but left yesterday for Springfield, Mass., as a delegate to the convention of the Phi Kappa Psi college fraternity of which he is a member.

OSWEGO CENTER.

OSWEGO CENTRE, April 9.—Easter was appropriately observed here by a joint service of the Sunday school and church.

R. V. Herring of New London, N. H., has been spending a few days here.

Our schools are closed until April 15 on account of diphtheria and chicken pox in the district.

"The Owls" will meet with Miss Blanche McLaughlin on Saturday evening.

Waterworks Grateful to Mrs. Taylor.

WATERWORKS, April 9.—A large mass meeting of citizens was held at the City Opera House last night, and so far as the people can do so, the gift by Mrs. Emma Flower Taylor of \$60,000 for a free public library was accepted and arrangements perfected for the necessary legislation to that end. Speeches were made, and resolutions passed expressing in warmest terms the people's gratitude to Mrs. Taylor for her splendid gift.

New York City Special Baggage Delivery.

General Passenger Agent, George H. Daniels, of the New York Central, is the innovator of a system of baggage delivery which will be greatly appreciated by the traveling public.

Arrangements have been made to check baggage from Oswego to any residence, hotel, railroad depot, or steamship dock in New York or Brooklyn, upon payment of 50 cents for each piece, to cover the transfer charge.

Upon this special delivery system, baggage will be forwarded to its destination promptly upon its arrival in New York and will require no further attention after having been checked.

Checks may be procured at ticket office when tickets are purchased.

WARRANT RATES REDUCED.

Greatly reduced one-way rates will be in effect from Chicago via the Wisconsin Central Railway to points in Minnesota, North Dakota, Montana, Idaho, Oregon, Washington and British Columbia each Tuesday, commencing February 12th and continuing until April 30th.

For detailed information inquire of nearest ticket agent, or address T. J. Burton, Traveling Pass. Agent, W. C. Ry., 261 Broadway, New York City, or Jas. C. Pond, Gen'l. Pass. Agent, Milwaukee, Wis. 23d2awtaps00

D. MCCARTHY & SONS,

SYRACUSE, N. Y.

THE NEW DRESS GOODS.

IN WOOLEN GOODS, though the light weight, clinging fabrics will be worn more than ever, nothing can quite supplant the heavier cloths, necessary for the inevitable tailored suit, and while we have been careful to choose a matchless array of pretty veillings and albatross and other thin stuffs, we have paid equal attention to our line of Broadcloths, Venetians and their next of kin. When you've seen our stock of fabrics, you've seen all the worthiest styles of the season.

One assortment of Albatross in all the new shades and black at..... 50c per yard	One assortment of French Nun's Veiling in all the Paris shades, very fine quality, at \$1.25 per yd
One assortment of plain Challis in all the leading colors and black at..... 50c per yard	Cream Serges, Crepes, Albatross, Nun's Veiling, Sicilians, Chevots, Armures, Henriettas, Lansdowne, Broadcloths and Voilas, all at..... POPULAR PRICES.
One assortment of Crepe Egypta, all shades and newest colors; this goods is 45 inches wide, at..... 75c per yard	Black and colored Broadcloths, Venetians, Chevot Serges, Whipcords, Camel Hairs, Veillings, Voilas, Henriettas and Crepe Diagonals in all qualities at..... LOW PRICES

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IF YOU BUY AT SUTTON'S They'll Be Right!

199 W. First St.

G. W. SIMPSON, COAL
Fitzhugh Building, East 1st St.
Telephone 22
Best Coal Always On Hand.
Prompt Delivery
You Get Your Weight

Before and after Eating.

Some people find that a drink of good whiskey just before a meal, makes them feel delightfully hungry. Others find that after eating, it is a splendid relief for that full and disturbed feeling which denotes indigestion. In either case nothing but the best is good enough for such a purpose. Try my Cream of Kentucky at \$4 per gallon.

F. D. EVENDEN, 8 Arcade Block.

THE WIDE-A WAKE.

I have traveled many a hundred miles to find a place to locate!

But I Find That

Old Oswego

Is Good Enough for Me.

Therefore I have decided to remain here, and have leased the store No. 171 West First Street, for many years occupied by A. & H. Freundlich. I expect to move about April 15th.

THE WIDE-A WAKE.

The Lester Piano

is made by modern methods. Every element of quality is perfected at the lowest known cost. Sold by

FRANK SCHILLING, 169 W. First St.

House Cleaning Time!

We Command Business By Deserving It, and Especially In THIS DEPARTMENT:

Bissell Carpet Sweeper..... \$2.25	Sand Soap..... .05
Cyclo Bearing Sweeper..... 2.50	Bon Ami..... .09
Rattan Carpet Whips..... .19	Huster Soap..... 13 for .25
Wire Carpet Whips..... .10	Gold Dust..... .19
Tacks (lb.)..... .12	Shelf Paper (yd or pkg)..... .05
Tin Tacks (lb.)..... .15	Amonia..... .05 and .10
Tack Claws..... .05 and .10	Mop Handles..... .10
Tack Hammers..... .05 and .10	Mop Cloths..... .15
Featherdusters..... .10, .15 and .25	Mop Pails..... 15 and .19
Brush Brooms..... .10 and .15	Stove Polish..... 2 for .05
Scrub Brushes..... .05 and .10	Dixon Polish..... .05
Brooms..... .25 and .35	Examine Polish..... .05
Window Brushes..... .49	Liquid Polish..... .10
Window Cleaners..... .25	

R. A. STOWELL & CO.,

BARGAIN HOUSE.