

A CARLETON CO BOY.

Account of His Murder From a Colorado Paper.

The Leadville Col. Miner of a quite recent issue (11th ult) contains the following account of the murder of Frank Dougherty formerly of Tracy's Mills in this county. That the shooting of Frank Dougherty on Saturday night in front of Johnson's saloon on State street, was a most foul and deliberate murder there is no doubt by eye witnesses.

The facts as told to a representative of The Miner by an eye witness of the affair, and as appeared in evidence at the coroner's inquest this afternoon, are as follows: Frank Dougherty, accompanied by Anthony Moguske, Joseph S. Walsh, and one or two other friends, went into Johnson's place on State street on Saturday evening. All were perfectly sober, and simply went into the dance hall for the purpose of enjoying themselves in a quiet and orderly manner.

As they went into the building Moguske and Walsh noticed Officers Long, Walker and Inman standing by the crap table. Long was talking to City Attorney Frank E. Brown. Dougherty, Walsh, Stinson and Moguske went and stood by the stove, and after standing there about ten minutes the caller announced that it was nearly 12 o'clock and all were preparing to go home. Dougherty turned to his friend Walsh and, remarking that he was going down the street for a few minutes but would be back before the place was closed, started toward the door.

As he went out Inman left the crap table and followed him outside. Walsh, who was watching his friend, then turned to Stinson and said: "Bob, they're going to get Frank, lets get out," and caught Stinson by the arm urging him toward the door. As they went toward the entrance Walsh saw the gleam of a pistol barrel, in the hands of Officer W. F. Guyton, and the next moment, while Dougherty was still barely without the entrance of the saloon, he saw the latter fall, and as he fell he threw up his hands. This was before a shot was fired. Walsh swears positively that Dougherty's hands were empty when he threw them up, and that his gun was stuck just inside his pants, in plain sight. He then heard two shots fired in rapid succession, as if by the quick pressure on the trigger of a double-action revolver. Several of the witnesses testified to hearing the reports of the revolver, and all agreed that, judging by the sound and the circumstances, both shots were from the same weapon. Walsh also swears that he is familiar with the sound of Dougherty's gun, which is a '72 model Colt's revolver, army and navy pattern, of 44-calibre.

"Billy" Williams, another friend of the murdered man, and Anthony Moguske were always familiar with the weapon, Williams having occasionally borrowed it from Dougherty, when needing a heavy gun during his trips into the hills. All these men swear positively that Dougherty was invariably in the habit of carrying his gun with the hammer upon an empty shell.

Walsh further testified that after the shooting he went to the window of the saloon, and looking out, distinctly saw Officer Walker stoop over Dougherty's prostrate body and put his hand at his (Dougherty's) side. The next moment he saw a gun lying beside the body, and saw Walker put his own gun in his pocket and walk away.

Anthony Moguske was also standing with Dougherty and others, by the stove in the saloon. Did not see Dougherty go out, but heard the shots, and was quite positive from the reports that both shots were discharged from the same weapon.

After the shots were fired, Officer Haskins came to the door and warned the crowd inside to remain where they were, saying to two of the men—Sam Thacker and Robert Stinson—"For God's sake, keep them back boys." Stinson and Thacker then drew their revolvers and kept the crowd of angry and excited men from going outside. This action of the union men undoubtedly saved the lives of many, as subsequent events showed that ten or a dozen of Guyton's friends were standing about the door of the saloon with drawn revolvers, ready to shoot down anyone who might venture outside the door.

As soon as he could get outside, Moguske ran to Kolsch's drug store, on Harrison avenue, and, finding Dr. McLean, brought him to the scene of the shooting. He then made a second trip to the drug store and asked the clerk to telephone for Dr. A. J. McDonald, who resides at 112 West Seventh street which he did. The doctor came and on examination of the body of the murdered man, found a bullet hole at the side of and slightly above the right eye, and a deep gash, apparently made with some blunt instrument, on the upper part of the head, on the left side.

It was evident, both from the appearance of the body and the testimony of witnesses, that Dougherty had been felled by a blow with the butt end of a revolver, and while prostrate on his knees, or while in the act of falling, had been shot by the dastardly hand of the assassin.

When Moguske started out after the doctor he distinctly saw about a dozen men ranged outside the door of Johnson's place, with drawn revolvers, apparently awaiting a chance to slaughter the inmates if they made a rush

from the saloon. As has already been told this wholesale murder was prevented by the presence of mind of two men—Sam Thacker and Robert Stinson—who with drawn revolvers kept the crowd inside from rushing upon almost certain destruction.

Immediately after the shooting Provost Marshal Smith ordered out the provost guard and hastened to the scene of the murder. A lieutenant and squad of the national guard also went down on the double-quick and with fixed bayonets cleared the street of the rapidly accumulating crowd.

Several of the intimate friends of Frank Dougherty were interviewed by a Miner reporter this morning, and one and all paid the highest tribute of respect to the character and reputation of the murdered man. All agreed that he was a man of unusually quiet demeanor, peaceable in disposition, steady in his habits and industrious as a working man. Deceased had been connected with "Bill" Williams for some time in a lease on the Crescent mine. Williams had known him over a year, and was most emphatic in his eulogy of the dead man's virtues. Mr. Williams at the time of the shooting was eating his supper at the Metropolitan restaurant on State street, and also testified that according to his best judgment, both shots seemed to come from the same weapon.

Mr. Walsh had known Dougherty about two years, for eight months intimately, and testified as to his peaceable disposition; while Anthony Moguske, the most intimate friend of the murdered miner, had known him as a close acquaintance and chum for five years. Deceased was a native of New Brunswick, and his widowed mother now resides at Tracy's Mills, N. B. He also has a brother living at Mars Hill, Maine, and another brother, Aaron, in South Butte, Mont.

Frank was an active member of the Miners' union of this city, and it was as a union man that he incurred the enmity of the men who shot him down in cold blood.

THE INQUEST.

The inquest over the body of Frank Dougherty was begun this afternoon and was still in progress at the hour of going to press.

J. E. Walsh, an assayer, being duly sworn, said: I was twenty or twenty-five feet from the window inside the hall when Guyton went out. Dougherty went out saying he would return before closing time. Guyton was close to him. I knew something would happen. I saw it in the officers' eyes. They glittered wickedly; have seen that look on the faces of "bad" men before. I ran to Bob Stinson and said, "they are going to get Frank," started to the door; I saw the glitter of the light of Guyton's gun as he raised it to strike Dougherty. I had taken only two steps when two shots were fired in quick succession. Guyton fired both shots. I was looking through the window. Dougherty carried his gun in plain sight. It was visible from his pants band to the third button of his vest. There was no gun by the body at first; am positive; after the officers arranged the body the gun was there.

Edward O'Neill was the next witness:—Guyton and a fleshy man I do not know were in the hall when we entered. Both sneaked out on tiptoe after Dougherty. I went to the door; stood in the door when Dougherty was killed. Guyton hit Dougherty with a gun; he struck him twice; I saw him. Dougherty fell on his knees and toward the house, in a sitting posture, and threw up both his hands. Guyton shot him then with his hands up. Dougherty was looking up at him. I ran back and said Dougherty was shot. Heard only one shot, to the best of my knowledge. Dougherty did not fire; am positive he did not touch his gun. Officers Walker and Long bent over the body, started to go out, but police said they would shoot me if I didn't go back.

Anthony Moguske sworn: I have known Dougherty five years. He was a very quiet and peaceable man. He was entirely sober. The five union men went into the hall together, made no remarks about officers; no insinuations against anybody; heard the shots thinks two shots were fired. I ran for a doctor as soon as the police would let us out. There were ten or twelve officers with cocked revolvers. I was looking at Dougherty's gun last week. He told me not to turn the cylinder as he always carried it on an empty shell.

There are many other important witnesses to examine and The Miner will make a full report of their testimony tomorrow.

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Markdale—Geo. Crowe's child, itching eczema; cured. Chase's Ointment.

Truro, N.S.—H. H. Sutherland, traveler, piles—very bad case; cured; Chase's Ointment. 60c.

Lucan—Wm. Branton, gardener, pin worms; all gone. Chase's Pills.

L'Amable—Peter Van Allan, eczema for three years. Cured. Chase's Ointment.

Govor Point—Robano Bartard, dreadful itching piles, 30 years. Well again; Chase's Ointment. 60c.

Meyersburg—Nelson Simmons, itching piles; cured. Chase's Ointment.

Malone—Geo. Richardson, kidney and liver sufferer; better. One box Chase's Pills. 25c.

Chesley—H. Will's son, crippled with rheumatism and suffering from diabetes, completely recovered. Chase's Pills.

Matchard Township—Peter Taylor, kidney trouble, 30 years; cured. Chase's Pills. 25c.

Toronto—Miss Hattie Delaney, 174 Crawford street, subject of perpetual colic. Cured by Chase's Syrup of Linseed and Turpentine. 25 cents.

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Come and get a Calendar for 1897.

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EQUITY SALE.

There will be sold at Public Auction at the front of the Post Office, in Kings Ward, in the Town of Woodstock, in the County of Carleton, on Tuesday, the Ninth Day of March, A. D. 1897, at the hour of Twelve o'clock, noon, pursuant to the directions of a Decretal Order of the Supreme Court in Equity, made on the First day of December, A. D. 1886, in a certain suit therein pending, wherein John W. Begg was plaintiff and William Henry Post and Annie Post his wife, Arthur B. Demerchant and Margery Demerchant his wife, and Frank E. McNally were defendants, with the approbation of the undersigned Referee in Equity for the County of Carleton, the lands and premises mentioned in Item number two of the last Will and Testament of Isaac Post, late of the Parish of Canning in the County of Queens, deceased, which said lands are described in the said item number two of the said will as follows:—the piece or parcel of land situate in the Parish of Wicklow, County of Carleton and Province aforesaid, being twenty rods on the lower side of a block of land that I purchased on the fifth day of August, one thousand eight hundred and sixty-four, from Charles Simonds and Sarah his wife, bounded on the lower or southerly side by lands owned by the lower or southerly side by lands owned by Charles McMullin, on the front by the river Saint John, on the upper or northerly side by lands owned and occupied by Abraham Post, being twenty rods from front to rear of said block of land, containing fifty acres more or less, which said lands are at present bounded on the lower or southerly side by lands occupied by Frederick H. Hale, on the front by the river Saint John, on the upper or northerly side by lands occupied by George White, together with all buildings and improvements thereon and appurtenances to the same belonging or in any wise appertaining. And if the proceeds of such sale be not sufficient to pay the amount assessed to the plaintiff and directed by the said decree to be paid to the said plaintiff and his costs of suit, and costs of the defendant Frank E. McNally, the undersigned referee will then immediately after the sale of the above described lands at the place of sale aforesaid sell the lands secondly described and directed to be sold by the said decretal order in accordance with the directions of the said decretal order, which said lands are described in the said decretal order as follows: "All that certain piece or parcel of land and premises situate lying and being in the said Parish of Kent in the County of Carleton and bounded and described as follows: commencing at a cedar stake near the road leading to Beechwood Siding and directly in front of the said Annie Post's House, thence easterly along the said road eight rods to another cedar stake, thence north-westerly, about four feet east of a row of apple trees recently set out thirteen rods to another cedar stake, thence south-westerly parallel to the said road eight rods to another cedar stake, thence south easterly parallel to the before mentioned row of apple trees twelve rods and eleven feet to the place of beginning and containing three fifths of an acre more or less. Together with all and singular the buildings and improvements thereon and appurtenances to the same belonging or in any wise appertaining. For terms of sale apply to plaintiff's solicitor. Dated the twentieth day of December A. D. 1896.

C. E. DUFFY, Referee in Equity.
STEPHEN B. APPLEBY, Plaintiff's Solicitor,
Frederickton, N. B.

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