PROGRESS.

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ST. JOHN, N. B., SATURDAY, APRIL 9, 1892.

SIX WEEKS IN THE JAIL.

MAN AT LIBERTY.

He Had Begun to Think He Was Im prisoned for Life-The Story of Brunswick Belvea's Persecutions by the Law and Without the Law.

On Thursday last, J. Brunswick Belyea, of Hampton, completed his 42nd day as a prisoner in the common jail of the city and county of St. John. The offence for which he was put there consisted of hid inving a house, having a bad tenant, an erectoking a magistrate's court to help him hover a few dollars due him for rent.

This is not usually supposed to be crime, but the law which is the bosst of the age and the country landed Mr. Belyea in jail La kept him there, when he would have been a free man if he had been so lucky as to own nothing. More than that, he was, to all appearance, imprisoned for life. There seemed to be no way of getting him out.

The direct cause of his arrest and incarceration in this ill-savored bastille was the fact that he had insulted the county court of Kings. He had not used bad language to it, nor made faces at it, nor chalked up bad names on the door of the court house. Herhad done nothing, in fact, and that was why the court felt itself outrageously insulted. It wanted him to do something, and that something was the payment of \$14 in costs. Mr. Belyea did not have the money, and so the court put him into jail to stay there until he had a legacy left him or until the angel of death issued a habeas corpus and his body was carried out in a wooden box. There was every prospect that the latter, in time, would be the mode of his exit. Mr. Belyea is between 50 and 60 years old, and the St. John jail is not a sanitarium for men of that age in feeble health. It is an abominable hole at the best, and at the end of the 40th day the prisoner begun to get alarmed. It was true he was in a debtors' cell, instead of in tthe kennels used for other classes of offenders, but he was not warmly clad, the bedding was scanty, the draughts abundant, and a heavy cold had settled on his system. He had applied for jail allowance and got it in all its nastiness, but its effect was modified by food supplied at times by a friend outside. When this happened, he gave his molasses-and-water tea and unsavory broth to able bodied and more hungry wretches, who were glad to get it At this rate, it will be understood, it would take some time to bring his sentence to an end by the termination of his natural life. He began to get tired of the prospect, and his story reached the ears of PROGRESS. Mr. Belyea's house is at Hampton, and he had had one McLean for a tenant. McLean owed for the rent, and as there was no way of reaching any effects by a distraint, Mr. Belyea incautiously brought suit in a justice's court. His previous experience of magistrate's courts in the vicinity of Hampton should have taught him better. When the magistrates seem disposed to do right, as is not always the case, the lawyers make trouble of some kind, so that it is usually cheaper to sacrifice a small debt than to attempt to recover it. Mr. Belyea is fully aware of that fact by this time. The suit, for a few dollars, was brought in the court of Squire Piers, who seems to have acted fairly enough, and Mr. Belyea got a verdict. Then Lawyer Tweedie, who was on the other side, went before Judge Wedderburn and had the verdict set aside. Mr. Belyea says that the affidavits were not in accordance with the facts, but of this PROGRESS knows nothing. The decision of the judge was given with costs against Beleyea, amounting to \$14. This was in the early part of the winter.

bail-that is, the sheriff is not authorized ON TRIAL FOR ONE YEAR. to release a prisoner if bail is offered as in "PROGRESS" SETS A PERSECUTED an ordinary case of debt. It was a lawyer's opinion, however, that the supreme court would make an order for bail if the case were brought up on habeas corpus. To show grounds for such a writ, it seemed necessary that bail should first of all be tendered to the sheriff, and if he refused it, then application would be made to the court- Two citizens were found who consented to go on the bond.

James A. Harding 18 one of the oldest barristers in the supreme court, and has been sheriff of St. John for many years. In all his experience, no such case had come before him, and he appears to have been afraid of getting into a hole of some kind if bail were tendered. One of the proposed bondsmen went to see him, and got the idea there were technical points which which might put him to a great deal of trouble before the affair was ended. He was anxious to help Belyea, but wanted to know more about it. This delay upset the plan for Belyea's release, and the unhappy prisoner again resigned himself to his fate.

In the meantime, taking advantage of Belyea's enforced absence from Hampton, some of the neighborly people of that place, inflamed with whiskey from the other man's place, broke into Belyea's shop, stole what was worth stealing, and destroyed what they did not want to carry away. They also broke the glass of the roof which Belyea had placed over the part of the building which the delinquent McLean occupied as a photograph gallery. Perhaps they thought Belyea was imprisoned for life and would not need the premises again. He had begun to think so himself. On Wednesday, he sent for a friend and told him that the imprisonment was breaking him down. The triend thought so too. Belyea's case seemed likely to end in a funeral.

Under this supposition, doubtless, and being instigated by the devil and bad whiskey, his neighbors at Hampton had another demonstration on Wednesday night. This time they concluded to make a clean job of it, so they set fire to his house and burned it to the ground. Not a stick of it was left, and there was not a cent of insurance. It looked then as though Belyea might as well stay in jail for the rest of his days. PROGRESS took another view of it. This view was that Belyea had been persecuted enough. It seemed monstrous that a man in poor health who had lain in jail six weeks for no moral offence should be allowed to stay there another hour when thieves and scoundrels were uniting to destroy what little there was to support him if he ever got out. Acting on this belief the money necessary to effect his release was advanced to him by PROGRESS, paid to the sheriff, and Brunswick Belyea was once more a free man. The costs of arrest, etc., had swelled the original \$14 to the sum of \$17.50. Belyea will now seek to find out who robbed and burned his premises.

CHANGES IN THE COMPOSITION OF THE COMMON COUNCIL.

Some of the Surprises that the Last Week Has Brought-Men who Got In and Men who Expected to, but Did Not-Probabilities for the Next Term

At the close of the polls, on Tuesday, somebody suggested that in view of some of the changes in the council, the mayor would need some new rules of order. The reply was that a revolver or a club would be more likely to be of service to him. The new men, however, claim the right to have a fair trial before PROGRESS offers an opinion on this point. They shall have it. There are eight of them who were not in the council last year, but five of them have been at the board before, leaving only three who are wholly new to the fight. The latter are, O'Brien, of Kings, Knox, of Dukes, and Baxter, of Brooks.

After PROGRESS had gone to press last Lingley for Lorne. week it was definitely announced that Ald. Allen, of Queens, had decided not to face. his constituents and would retire to private life. He had come to the conclusion that he would not run a cheap election, and it must have been one with him, for he would ordered up in the council chamber. have had no coaches to carry voters to the polls. The coachmen were indignant that the Consolidated Electric Company (limited) should try to get a monopoly of passenger traffic, and they showed this very plainly when Ald. Allen returned from Fredericton. None of them clamored for him at the depot. It looked as though yond the line of his duty in the way of givhe would have to walk, when James Pickett | ing an advantage to the applicants. The came to the rescue and drove him to his destination. Had he run an election, it ing a license must be accompanied by a was the intention of the coachmen to offer their services to his opponent, free of payers in the polling subdivision, with charge.

Ald. Allen's seat in the council is taken by D. Russell Jack, who went in by acclamation, which might not have been the case had it been known earlier that Ald. Allen was out of the field. Mr. Jack can

poll. Mr. Allen says that his defeat wa WILL UNITE TO GET IT. due to the fact that he would not circulate rum in the ward. His soda fount WOOD WORKERS WILL FIGHT FOR was going all day, but there was not anything stronger than syrup in the glasses. The independent electors of Guys wanted Young Men Who Enjoy Themselves In Church-A Sunday Evening Incident-

something that would bite as it went down, and they got it elsewhere. Lieut. Baxter and Geo. A. Davis, the

leaders in the Carleton insurrection, were at the head of the poll in Brooks. Most people had an idea that J. Herbert Wright stood a good chance, and he did poll a good vote, coming five behind Mr. Davis and five ahead of Ald. Stackhouse. If he had not been an "alien" he would have done better. Mr. Davis says the Union Act did not propose to put iron bars between the east and west sides, and he intends to fight it out on that line. The other new members of the council

are ex-aldermen from the North End, G. R. Vincent for Dufferin and J. E.

Probabilities for the year ending the first northerly and westerly winds, with local showers accompanied by thunder, lightning and hail. Hotter weather. Storm signals | ercive course should negotiations fail.

IS IT HIS DUTY OR NOT?

Liquor Licenses. Some of the people who are opposed to the granting of liquor licenses are of opin-

ion that the chief inspector has gone belaw requires that the petition accompanycertificate signed by one-third of the ratecertain other particulars. The act provides

The chief inspector shall, on receiving any peti tion as aforesaid, erase therefrom all names in respect of which the particulars hereby required to be set forth are not appended. It is claimed that, in some cases, the

When PROGRESS asked the chief in-

spector if he had sent back papers to be

thus amended, he admitted that such was

the case. He claimed that those who

objected to such a course did so because

they did not understand the law. The

point seems to be one that ought to be

settled. If it is the duty of the inspector

a standing guarantee that no application

can hereafter fail on account of technical

"TA-RA-RA BOOM-DE-AY.

'rogress'' Will Print the Words and Musi

In Next Saturday's Paper.

that :

the lique, dealer.

defects.

PRICE FIVE CENTS.

HAS HAD ENOUGH OF THEM.

Breen's Backers Write a Letter-How the Public Was Prejudiced Against Him.

"One of Breen's backers" has published a letter in which he claims that Breen was used better than any athlete ever known in the city, because he got all the stakes won in the recent races. When it is considered that Breen was the only one who had to exert himself to win them, it is hard to see where the claim comes in. The backers had to run all the risk, but those who saw the races know what that amounted to. They had a sure thing and knew it, and in view of the amount of money won, it cannot be said that they acted generously with the man who won it for them, when they pinned him down to the very letter of the agreement-even if the gate receipts were "to pay expenses."

Breen is a young man and this was his first experience with sporting men. He has learned a great deal. Before he left St. John Breen remarked that he would have nothing more to do with the men who backed him this year, and those who know all about it say he is justified in his decision.

The greatest injustice done the skater by his backers was the publication of the letter to Laidlaw. It was an abusive, blow-hard effusion, and as few people knew Breen at that time, those who read it could not form a very favorable opinion modest, unassuming fellow, were surprised at the letter, but none moreso than Breen himself, who felt very badly over it, and said that an explanation was forwarded to Laidlaw. Breen did not write the letter, nor did he see it until it appeared in print. That it gave the people an unfavorable impression of him, was evident from the reception he received at the rink compared

Breen is at Kennebecasis Island devoting all his energies to boat building.

LACROSSE TAKES THE LEAD.

A Question as to Defects in Applications for

Paragraphs of Interest to City People and Others. As spring advances the workmen of the city are beginning to meet and discuss their

A NINE HOUR DAY.

plans for the season. The nine hour day is pretty fairly established, but there are some things to be remedied and made uniform, and these at present are engaging their attention. For this purpose a meeting of the woodworkers is called for Monday night in Berryman's Hall. PROG-RESS understands that some serious business is to come before the meeting. Those wood working factories who have conceded

nine hours object to competition from those that work ten hours, and they look to the Carperters' Union to make things right.

This is part of the proposed business. and it will readily be seen that Tuesday in April, 1893 :- Fresh to strong any move the men make will result in a difficulty. Those of the carpenters PROG-RESS has seen seem determined upon a co-

> That some action is necessary is very true for it is unfair for one factory to work nine hours a day and his competing neighbor, ten.

The James Harris Co. employes are working ten hours and while the firm says of him. People who knew Breen to be a they are making out first rate there is a different impression among the skilled workmen who are out. That the latter have the sympathy of workmen in other foundries is very evident and was shown this week when a pattern from Messrs. Harris was sent the rounds of the foundries for casting. The casting was being made in Hazelhurst's when the men found out who it was for and to that accorded McCormick. they refused to complete it. No better

luck was had in Lower Cove or in Carleton though the proprietor of the foundry

there told his men they were sending work

In February, Belyea came to this city on business, and while here was arrested under an attachment for the costs. That is why he has been in the jail at St. John instead of in the jail at Hampton.

In contemplation of the law, when the costs of court are not paid the delinquent is guilty of contempt. He insults the court as much as if he called the judge a frowsey-headed, blear-eyed old son of a gun from Backawayback. The court, thereupon, issues an attachment by which the offender is collared and put in jail, where he stays until he pays the amount or dies. There is no provision made for the prisoner being bailed or otherwise He is there hard and fast for all released. time unless he or his friends raise the amount

"A certain man went down from Jericho to Jerusalem and fell among thieves, and they stripped him." This happened a long time ago.

Brunswick Belyea tried to get his own in a magistrate's court. Fate and Lawyer Tweedie were against him. He came down from Hampton to St. John, was thrown among thieves, and was stripped of all he owned in the world. This was in the year 1892, in a land which boasts of its civilization and the protection afforded by its laws. It was done in the name of justice-the same justice which permits a rich man to be respected for swindling his creditors, and sends a poor man to prison for life for the want of a few dollars in cash.

"Hulda No-Nothing" Takes the Prize.

The second installment of House Hunting experiences is printed on page 10 of today's paper. The competition brought to the front a number of good stories, so many in fact that the judges found it difficult to decide which was entitled to the prize. This was largely due to the fact of no lines being set down, and the competitors had plenty of scope and took advantage of it. Though there were others far better from a literary standpoint, and with more respect for grammar and spelling the contribution signed "Hulda No-Nothing" was considered the most interesting and amusing. She pictures what all the others seem to have forgotten-the scene at home. while the house hunters were out.

The Policemen Enjoy It Too.

and get him out. If he and they Every time the turnstile at the ferry two prominent dealers on the north side of The corner loafers had full possession of late hour came like a bombshell. It had "But the boxes, you know, how could I King Square. The mayor has nothing to are poor and the sum is large, the delivery house turns another cent is supposed to be Charlotte street Sunday evening. It was a been taken for granted there would be no open them," interjected the traveler. say on this point. added to the pile behind the window, and only happens when the undertaker appears fine night, and they were out in force and opposition, and Ald. Tufts had even "Any man who carries baggage like that on the scene. In this instance, the amount ladies going home from church did not feel neglected to qualify himself as a voter by when anyone gives the turnstile an extra Not Personal Effec s. ought to have a tool chest along," was the was as much beyond Belyea's reach as if it bad for want of some one to see their new paying his taxes Ald. Blizard rather jerk the gate keeper is naturally very far A prominent official of the I. C. R. arcustom's retort. had been a thousand dollars. He found spring dresses. The street a few feet from prides himself on the idea that it is never from pleased. And he sometimes gets rived from Boston a day or two ago with a "What do you mean-aw-by speaking himself a penniless prisoner because he had the curbing was lined from the market build- necessary for him to solicit votes, but his angry. This happened one evening this fine looking bicycle, which at once atlike that to me. You will get into tried to raise some money by bringing an ing to the corner of King street, where the movements last week had the appearance of week when a woman went through, and tracted the attention of customs officer trouble." action for it. The majesty of the much in- crowd was almost impassable. At Union his coming down to it last. He led the it looked as though the turnstile would Lowrey. The official was of the opinion never stop. The gate keeper remonstrated that the machine, being for his personal "And who are you ?" sulted county court of Kings was vindi- street the crossing was also occupied with poll, but failed to carry his colleague with and asked the woman it she knew that he use, was not liable for duty. Officer Low-"Colonel ----, of Halifax," was the cated, and the ruthless insulter was in loafers, while at one time during the even- him. would have to pay seven cents out of his rey thought that it was, and his opinion There was a warm fight, in Guys ward, own pocket. "Well," was the reply, "I carried the weight of authority with it. think a gentleman would pay 50 cents The official proceeded to Moncton with prompt reply. "That doesn't make you any better than durance vile-very vile indeed. ing two policemen stood in the middle of a An attachment for contempt does not, crowd seemingly as deeply interested in but W. C. R. Allen did not succeed in before he would say anything about it to a \$18 less than he had when he arrived at these men opening trunks all around you. under ordinary circumstances, admit of the conversation as any of them. Baggage must be opened." And it was getting in, while Enoch Colwell led the lady." St. John. opened and 75 cents duty collected.

that evening.

congratulate himself on having had an unusually soft snap this time.

The triangular contest in Kings resulted in Richard O'Brien, the new man, coming in six votes ahead of Ald. Barnes, while the latter was 43 ahead of his defeated colleague, Ald. Blackadar. Ald. Barnes had been of the opinion that his "lambs" would vote the straight ticket, but some

of them seem to have jumped over the wrong fence for him. He worked for his ticket, and did not seem sorry when the one plumper cast for him was rejected because the words "for alderman" were not on it. Mr. O'Brien won his election by hard and persistent canvassing, in which he had the valuable aid of the Lantalums. He got 153 plumpers. Even those who were opposed to him concede that he is likely to make a good alderman.

There was a fierce rough-and-tumble to see that the lists are complete, there i fight in Prince ward, and nobody knew where he was until the votes were counted. Ald. Nickerson's usually sphinx-like face wore a look of anxiety and apprehension during the day, and he moved around with an unwonted and surprising celerity. "You can't tell who is for you or who is against you," he said. "Nobody can tell who is hitting him on the back," was his opinion. At noon, candidate A.H. Bell was of the impression that he was leading, and according to his own calculations he should have been. When he ran last year, he polled 155 votes. This year he had the definite promise of 265 voters that they would support him, and 190 of these were "sound protestants," on whom he thought he could rely. He got 139 votes in all, leaving 126 to be accounted for. He would have had 140, had not an excited citizen deposited an order for a barrel of lime in the box, instead of a ballot. Mr. Bell cannot understand why he polled sixteen votes less than he got last year. He thinks that unless a man 'is in with the ward heelers" it is not much use for him to run in Prince ward.

Ald. McKelvey had originally intended to retire from the council, and it is understood that it was at his instigation Mr. Bell was a candidate. After Ald. McKelvey concluded to run he wanted Mr. Bell to retire. The latter declined to do so. He was in the fight to stay, even if he got nothing more out of it than an "ad." for his ousiness.

Candidate Ryan was reported leading early in the forenoon. He had 77 plumpers, but McKelvey and Nickerson left him far in the rear.

Everything looked so peaceful in Dukes ward that the advent of James Knox at a

erasures made in pursuance of this section away from the country.

reduced the number of names to less than There is no doubt that all workmen are. one third. so that the application would be determined to have a nine hour day and invalid. The chief inspector, however, sent the sooner the manufacturers make up their back the paper to have it amended by the minds to it the better. A repetition of addition of new names. In one instance, such a strike as the millmen's would do init is asserted, he did so no less than three calculable injury to trade in its present contimes. Had he not done so, the license dition.

would not be granted, and those opposed ONE KIND OF CHURCH GOERS. to that license feel that the inspector went

How They Put in the Time Until the Benewholly outside of his position in favor of diction is Pronounced.

> There is one class of church goers in St John that has been a prominent feature of the evening services for many years. Those who belong to it can be found in nearly every church in the city, and they never fail to attract more or less attention. They are the young men who glide into the back seats after the opening prayer and endeavor to enjoy themselves until the benediction is pronounced. Before this part of the service, however, they are usually all dressed and ready for the street; and in an incredibly short time after the "amen" has been said, have secured good positions on the outer edge of the sidewalk where an excellent view can be had of the congre

"Ta-ra-ra Boom de-ay" has caught on gation as it passes out. In one of the leading churches last Sunn great style and bids fair to rival "Annie Rooney" in popularity. It was first sung day evening the occupants of the back seats attracted almost as much attention as by Miss Lottie Collins, a few weeks bethe minister. Although members of the fore Christmas in London at a Tivoli congregation turned and stared at them it matinee. It did not really catch the public till early in March. Since that time it had no effect. They laughed and talked and had a good time generally. The fact has been warbled all over London. It that two or three pews separated the talkers came to America and now it is heard seemed to make no difference, business beevery where. One of the Hettie Bernard Chase company sang it before a crowded ing carried on with the greatest indifference to the surroundings. They were evidently house at the Opera house last Friday evenin for a good time and had it. The straight ing. It was the first time it had been sung backed pews were not as comfortable as in St. John in public, and the two who might be desired, but this objection was resang it had hard work to get off the stage. moved by the youths placing their feet on An additional verse was introduced which the cushion and laying off in the corner. hit rather hard at two aspirants for alderma-And so it went on all evening in a way that nic honors. The singer had to call at a lawwould not be tolerated in the Salvation yer's office the next day and apologize to one army, and although in the same church the of the candidates. The actor said he was perfectly innocent of the crime. He was army is hardly looked upon as a shining example in any particular respect, it is not a stranger in town, and wanting to introprobable that one of its officers would be obliged to exercise his paternal authority in keeping order.

Two Will Be Left Out.

The mayor has written to Ottawa for a verification of figures in regard to the polling districts in which applications have been made for liquor licenses. His decision will be made public on Monday, so he says. In Prince ward the number of licenses will be two less than it was last year, and there is an impression among the public that the ones to be left out are

The St. Johns Take It Up and Will Make It the Game For May 24.

This will be a great summer for lacrosse in St. John. It will be the 24th of May game at the St. John A. A. grounds, and that is saying a good deal. Base ball has gone into the back ground and all the clubs are discussing lacrosse. Although the Unions who have been the leaders in the lacrosse movement have gone out of existence, this will no doubt prove to have been a wise move as it has thrown several of the most enthusiastic workers and players into the associations which are in every way more fitted to boom the game. The St. John Athletic club has been the most fortunate one in this respect, as no less than seven or eight of the Unions' best men will be in that club. It is hard at present to say who will be on the different teams, but t is safe to predict that the material in each of the three city clubs will make the games exciting and worthy of a large atendance.

The St. Johns will probably have the strongest team, but will be closely followed by the Beavers and Shamrocks. The former club has appointed a strong lacrosse committee composed of Frith, Robinson, Milligan and Allingham, and intend getting on a good match on the queen's birthday. From what can be learned, lacrosse n this city at least, will boom during the coming summer, and once the public see the fine points of the game, as much interest will probably be manifested in it. here as in the west-Cornwall, Ont., for instance-where the merchants have a printed notice as follows: "Closed on account of lacrosse match.

HE WAS A COLONEL.

But He Had to Open His Baggage All The

A few days ago the customs officer at he railway station found three heavy runks strongly strapped and three boxes securely nailed, among the baggage on the western train. He looked around for an owner and soon discovered one in the person of a military looking man who was approaching. He saluted him with the usual Open baggage, please, for examination." "Aw, I cawn't open it, you know," was

the reply of the owner. "But they must be opened," was the

brief rejoiner.

"I cawn't do it, you know," persisted the owner.

The customs officer looked him over calmly, and then began, "There are three trunks for which you have keys."

duce a "local hit" had asked a man he was introduced to for pointers. The man sat down and wrote the lines. He sang them PROGRESS next Saturday will print the

words and music of Ta-ra-ra Boom de-aywithout any local hits. This is a new song in this vicinity, and although sung in London last December only became the rage in New York a few weeks ago.

Her Idea of a Gentleman.