

## FRANK KASCHITZ MURDERED AT MINTO SUNDAY

**MIKE PETROVITCH  
HELD FOR THE CRIME**

**Both Men Austrian Miners—  
Preliminary Examination Be-  
gan Yesterday—Victim  
Shot Twice.**

Frank Katchitz an Austrian resident of Minto was found Sunday afternoon near the outskirts of that village, dead from two bullet wounds in his body. The dead body was found by a party of berry-pickers composed of a man, two women and a boy, all foreign residents of Minto. The indications were that Kaschitz had been fired upon twice, either from front or rear and had turned after the first shot, as one bullet entered the back and the other his breast. A rifle of .45 calibre evidently had been used.

### Funeral Tuesday

Dr. Nugent, coroner, conducted an inquest Sunday night and a verdict of death at the hands of some person or persons unknown was brought in. The funeral took place at Minto Tuesday.

John R. Dunn, clerk of the peace for Queen's County, began a preliminary examination before Magistrate Halifax Tuesday, of another Austrian named Mike Petrovitch, who was arrested on the charge of murdering Katchitz. The inquiry was continued today.

### Circumstantial Evidence

The evidence against Petrovitch is entirely circumstantial. Katchitz had been a resident of Minto for a number of years and bore an excellent reputation as a quiet hard-working man. Petrovitch had boarded with him for six years and like him was a coal-miner. Saturday night Petrovitch left the house saying he was going fishing. He returned Sunday night. On his excursion he took a shotgun. He also possessed a rifle and since the murder the rifle has not been seen or located. Katchitz went out Sunday morning to hunt for strayed cattle and was not seen again until his body was found. The supposition is that Petrovitch waylaid the other man and shot him from ambush.

A medical examination of the body was made by Dr. Coburn and Dr. Nugent. On instructions of the Deputy Attorney General, Dr. T. C. Allen, Sheriff J. B. Hawthorne of Fredericton went to Minto Tuesday morning on the case. Petrovitch makes no statement.

### Provincial Government

The regular monthly meeting of the Provincial Government will begin here at eight o'clock Daylight time, tonight.

### Brass Band for Houlton

The Fredericton Brass Band 30 pieces expects to leave for Houlton tomorrow morning to take part in the big celebration there on the 3rd and 4th.

### Testing New Hose

The city fire department was busily engaged this morning testing ten joints of new hose. The tests are being made in the Smith Foundry Company's yards, King Street.

### Still Alarm on Monday

The firemen were called out on Monday afternoon at 5.30 o'clock to answer a still alarm call sent in from the residence of Mrs. Mary A. Mavor. The fire was a chimney blaze which resulted from an overheated flue.

### Leaving for the West

Mr. Walter B. Daye of Devon who recently returned from overseas left Monday for St. John enroute to the Canadian West. Mrs. Daye will follow him in the autumn. Mr. Daye enlisted here in the winter of 1915 in the 2nd Divisional Ammunition Column and served four years overseas. He was slightly wounded.

### Weekly Roll-Off

About twenty-two bowlers took part in the weekly roll-off at the Palace Alleys on Monday evening. The five leaders were E. Edney, R. Paynter, B. Burgess, K. McKiel and "Doc" Kelley. The bowling league will finish this week and on Saturday the Palace Alleys will be closed for three months for repairs.

### Entertained Last Night

Islington Lodge S. O. E. B. S. celebrated Dominion Day by entertaining members of the Loyal Orange Association at the Church Hall last evening. Notwithstanding counter attractions a fairly large crowd was present. Sterling Brannen, Jr. president of the lodge acted as Chairman. A very interesting program was successfully carried out. During the evening light refreshments were served as well as a smoker being held.

### Juvenile Athletics

Between the heats of the harness racing at the trotting park yesterday a number of juvenile athletic events were run off by Mr. Stredder, Supervisor of Public Playgrounds. The results were as follows:—Quarter mile bicycle race, 1st Estabrooks, 2nd Horn castle, 3rd Steen; Time 49 seconds. Fifty yards dash, 1st R. Horncastle, 2nd Clark and Steen, 3rd J. Horncastle, time 7 seconds, 220 yards run, 1st R. Horncastle, 2nd J. Horncastle, 3rd Steen; time 32 seconds.

## FITZRANDOLPH DIVORCE TRIAL BY JURY BEGAN THIS MORNING BEFORE JUDGE CROCKET; SELECTING JURY

**Several Jurymen Challenged—Triers Decided James G. Douglass of Stanley was not Indifferent, and He was Discharged—Defendant Attending Court—Plaintiff on His Way Here—Temporary Accommodations for the Jury.**

The New Brunswick Court of Divorce and Matrimonial Causes met this morning for the regular July term with a large docket, seven new cases and three remanets. The Fredericton case Charles FitzRandolph vs. Elizabeth FitzRandolph, ordered for re-trial by a jury before Judge Crocket, was the first taken up. After several challenges on both sides, one for cause and the others pre-emptory, the following jury was selected to try the case: Lemon Stone, W. Bruce Dayton, Devon; Gordon C. Grant, Shogomoc; Herbert V. Gunter, Harold M. Young, Fredericton; Avery Morehouse Zealand and William D. Hagerman, Douglas.

The defendant appeared in court and her brother-in-law, J. Whidden Graham, of New York, also. Her counsel are J. B. M. Baxter, K.C., of St. John, with Peter J. Hughes of Fredericton. The counsel of the plaintiff are A. J. Gregory, K. C. with J. J. F. Winslow both of Fredericton. Mr. FitzRandolph is on his way from England.

### The Jury List.

Those summoned as jurymen were as follows: William Boyd, Stanley; Allen Robinson, Harvey Station; Alex. Skene, McAdam; Wm. Lister, McAdam; Richard H. Scott, Canterbury; J. G. Douglass Stanley; Harry H. Pickard, Devon; Avery Morehouse, Zealand; Isalah C. Morrison, Queensbury; Gordon C. Grant, Meductic; W. Bruce Dayton, Devon; George Camp, William E. Farrell, Herbert V. Gunter, George E. Howie, Harold M. Young, Fredericton; Duncan P. Reid, Marysville; George McKnight, Fredericton; Warren Malone, Stanley; William D. Hagerman, Douglas; Lemon E. Stone, Devon.

### Suit Money.

There was an argument relative to suit money and payment of twenty-five dollars per day was ordered by the court.

The registrar, H. G. Fenety, proceeded to call the jury, but was interrupted by Mr. Hughes, junior counsel for the defence, who raised the point that the issues of the action first should be reduced to writing and presented to the jury.

Judge Crocket, after argument, decided it would not be possible to state the issues until after the evidence was heard.

Harold M. Young, Allen Robertson, George McKnight and James G. Douglass were called.

Mr. Gregory said he desired to interrogate those called concerning the tenets of their religion on the matter of divorce.

Judge Crocket said he would permit no interrogation save in the event of challenge. After argument the swearing of the jurymen was ordered.

### Challenge for Cause.

Mr. Gregory pre-emptorily challenged Mr. Robinson and James G. Douglass for cause. He stated his cause

first because Mr. Douglass had expressed an opinion adverse to granting of divorces generally and does not stand indifferent.

Mr. Baxter said the second point was for triers to decide and the first was not a cause at all as the jurymen would not try the question of divorce, but matters of evidence.

### Decided Not Indifferent.

Isalah Morrison of Queensbury and Gordon C. Grant, of Meductic, were selected to be triers in the case of Mr. Douglass.

Mr. Gregory proceeded to examine Mr. Douglass. The latter admitted he had made the statement that too many divorces were granted. It was his conviction that there should be no divorces and he still possessed that conviction.

To Mr. Baxter the candidate said that his conviction would not interfere with a finding on a matter of fact or evidence.

Mr. Gregory continued his questioning of Mr. Douglass, asking if he would weigh denial against evidence of guilt. The reply was that evidence would be considered.

His Honor then referred the question to the triers, who decided Mr. Douglass was not indifferent.

### Others Called.

Gordon C. Grant and W. Bruce Dayton were called.

Mr. McKnight was stood aside on the challenge of Mr. Hughes.

Lemon E. Stone was called and Messrs. Dayton, Grant, Young and Stone were sworn.

Isalah C. Morrison, Avery Morehouse and Herbert V. Gunter were called.

Mr. Morrison was stood aside on the challenge of Mr. Baxter and William O. Hagerman was called. No objection being taken Messrs. Gunter, Morehouse and Hagerman were sworn, completing the jury.

Mr. Gregory then proceeded to present the case of the plaintiff to the jury, which was seated in chairs, the Supreme Court Chamber containing no jury box.

### Received Bad Shaking Up

Councillors Hugh Smith and Clarence Grant of Canterbury Parish had a miraculous escape from death this morning when the automobile in which they were driving to this city crashed into the bridge at Long's Creek throwing them and the car down a thirty foot embankment. They were on their way to the city at the time and were carried the remainder of the distance by the train. Both were badly bruised but outside of a bad shaking up met with no further injuries.

Miss Jean Somerville of St. John is in the city today.

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