

SUMMARIES OF ARGUMENTS OF DOMINION AND ALBERTA FILED WITH THE SUPREME COURT

VETERAN HEAD INTERCOLONIAL PASSED AWAY

His Wife, Former Fredericton Woman, Relatives In City

MONTREAL, Jan. 6—David Pottinger, one of Canada's oldest railwaymen and former general manager of the old Intercolonial Railway, died at his home here yesterday. He retired in 1913.

Known from coast to coast as an able railway administrator, he had been in comparatively good health until last night.

One of the oldest and best known railway men of the Dominion, he was general manager of the I.C.R., now part of the Canadian National Railways System, with headquarters at Montreal, N. B. The line operated from Levis and Quebec to Halifax and Saint John, N. B. It was extended afterward to Montreal.

When he retired in 1913 he had gone beyond the customary retirement age and was in his 70th year. He was born at Pictou, N.S., Oct. 7, 1843, and was educated at Pictou Academy.

In 1904, Mr. Pottinger was made a Companion of the Imperial Service Order, instituted by King Edward VII in 1902, to recognize more fully the faithful service by members of the various civil services of the Empire. He was made an Esquire of the Order of St. John of Jerusalem the year after he retired.

In the kerosene-lit railway office at Richmond, near Halifax, 20 year old David Pottinger sat down to his first job. It paid him \$20 a month, considered pretty fair pay in those railroad days.

Railway building followed Confederation. The twin lines of steel were extended from Halifax to Quebec City. Upon completion of the Intercolonial line, Pottinger was moved to Montreal in 1874 as general store-

PARENTS HOCKEY STAR LEAVE TODAY FOR TORONTO, ONT.

MONCTON, Jan. 6—His Worship Mayor McMonagle of Moncton will head the delegation which is going to Toronto to make the presentation to Gordon Drillon of the Toronto Maple Leafs, top scorer of the National Hockey League, in the Maple Leaf Gardens on Drillon Night, Saturday, January 8th, when the Maple Leafs play the New York Rangers. It is expected that a large number of hockey fans will be present from the Maritimes, taking advantage of the coach excursion being operated by the Canadian National Railways to Toronto, leaving Maritime Province stations Friday, January 7th, with return limited, January 12th.

The father and mother of this outstanding hockey star, who was born in Moncton, and his two sisters are leaving Moncton today and will reach Toronto on the Canadian National train arriving there 5:15 Friday evening. His father, W. Drillon, is a Canadian National locomotive engineer and runs the 'Cannon Ball,' a freight train operating between Saint John and Moncton.

keeper and purchasing agent for the division. Five years later he became general superintendent of the I.C.R., and in 1892 he became general manager of the Canadian Government Railways, the Intercolonial and the Prince Edward Island Railroad. He held both jobs up to his retirement.

He is survived by his wife and three step-children: F. A. Reid and Miss Margaret Reid, of Montreal, and John Reid, of Chicago.

Mrs. Pottinger was before her first marriage the former Marie Louise Fisher of Fredericton, daughter of the late Hon. William Fisher of Fredericton. She is an aunt of Mrs. K. L. Golding, Fredericton. Her first husband was the late F. P. Reid, of Moncton. The family spent their summers at Shediac Cape at their summer home and annually renewed old friendships of the old Intercolonial days.

Poor Radio Service

CONSIDERABLE dissatisfaction is expressed by radio owners at the present time over the unsatisfactory quality of the service which they are receiving. This applies both to the city and the outlying districts. The chief cause of the trouble seems to be the matter of static. This applies even to new machines which have recently been installed and the fault cannot be with the individual radios but must in some way be connected with the outside service. The radio officials who are very prompt in collecting the two dollars per year radio licenses should be just as prompt in seeing that the radio fans receive a proper service for the money which they are paying. The ordinary radio owner knows very little about the technical part of the system but he does know when he is receiving poor service and it is up to those who represent the Canadian Broadcasting Commission to see that better receiving conditions are provided.

Unsatisfactory radio service has been the matter of unfavorable comment from time to time and such service should not be allowed by the authorities of the commission to longer continue. It is understood that the commission has inspectors who are paid for investigating conditions in regard to radio reception and it is time that they made a thorough investigation in this vicinity.



H. T. HAZEN
who retired from position of Chief Engineer, Atlantic Region, Canadian National Railways, the first of the year

ALTA. NEWSPAPERS SIDE WITH GOV'T. LEGISLAT. POWERS

OTTAWA, Jan. 6—Facts of the Dominion and Alberta governments on the reference to the Supreme Court of Canada as to the validity of certain acts of the Alberta Legislature, the power of the Dominion government to disallow Alberta legislation and the power of the Lieutenant-governor of Alberta to withhold assent to bills passed by the Legislature were filed with the Supreme Court of Canada today.

Filing of the facts was a preliminary step to the actual hearing of the reference which opens Monday. The facts are summaries of arguments and the two governments take directly opposite stands. Other facts are expected from counsel for the banks and for newspapers.

WARDEN'S DINNER AT WAVERLEY HOTEL THIS EVENING

The annual warden's dinner of the Municipality of York will take place at 6:30 this evening at the Waverley Hotel. The new warden, Dr. B. W. Robertson, has tendered invitations to the members of the County Council, the press, and many other friends.

Hear Dr. Stewart at Prov. Normal Sch. Next Monday

Citizens of Fredericton and the neighboring districts will have an opportunity of hearing an able address on the Japanese situation on Monday evening, January 10th given by Dr. H. L. Stewart of Dalhousie University. Dr. Stewart is an outstanding authority on national affairs. It is hoped that a large number of citizens will attend the lecture which is to be held at the Provincial Normal School.

summer the Baroness made a tour of Europe as correspondent for a leading United States newspaper. She speaks several languages. Through the efforts of the Baroness much improvement took place in Toronto's social work. Her name frequently appears in leading Toronto and Montreal publications and she has been highly commended by the Archbishop of Toronto for her work along social service lines. When she first arrived in New York from the Old Country the Baroness was entirely without funds and the first work that she secured was washin dishes in a cafe. Her ability was soon recognized and she went step by step to higher endeavors.

Baron de Hueck expects that his duties will bring him to this part of New Brunswick quite frequently in the future, and many of his friends who met the Baron when he was here three or four years ago will be pleased to welcome him back again. He is stopping at the Queen Hotel. The Baron recently returned from a European trip where he visited his father, who is living in the south of France.

Wm. Robicheau Sent Up for Trial Charged With Murder

Frances Ward Swore Prisoner Told Her He Had Shot Aaron N. Cohen December 17th.

COUNSELS DEMAND JUSTICE FOR CLIENT

CONFESSION PUBLISHED IN PRESS SAID TO MAKE FOR PREJUDICE AGAINST PRISONER

Girl Friend Talks To Prisoner After Giving Testimony

SAINT JOHN, Jan. 6—William Robicheau, 24, charged with murdering Aaron N. Cohen, Prince Edward street merchant, yesterday was committed for trial by Magistrate S. W. Palmer after a preliminary hearing at which more than 30 witnesses gave evidence.

"It is not my duty to find you innocent or guilty," the magistrate told him. "I have only to say whether there is sufficient evidence to send you up for trial and I find that there is. I therefore commit you to the next court of competent jurisdiction."

The short, bushy-haired alleged slayer shuffled nervously as he stood before the magistrate. He was asked whether he wished to say anything. "I have nothing to say," he replied. A short time before he had heard his "girl friend," 23 year old Frances Ward, break the dramatic silence she maintained through a long interrogation Tuesday night and give evidence that he had told her he shot Cohen on December 17.

When she was through her testimony she crossed over to him as he sat in the dock and clasped his hand. She stood there looking at him until her father, who had come after her from her home at St. Francis, Kent County, took her arm and led

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Prisoner Knew There Was Only One Man Shot Victim

SAINT JOHN, Jan. 6—Edmund Cameron, who is serving time in jail for robbery with violence, was called as a witness in the Cohen murder case.

"Do you recall the Monday following the Friday night on which Mr. Cohen was shot?" "Yes."

Witness had met Robicheau on Prince Edward street. They had there a few remarks about the Cohen murder.

Robicheau had said to him: "If anybody else went in to hold somebody up, I'll stand back."

"Did you have another conversation with him that day?" "Mr. Henneberry asked. 'Yes, I did. I was up in Mr. Moore's place playing checkers. I met him there. He said he knew who shot Cohen. He said: 'They say there's two, but I know there's only one.' He told me to keep it to myself."

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Says Documents Should Have Been Sent To Higher Court

SAINT JOHN, Jan. 6—G. Earle Logan, counsel for defense in making formal objection to the publishing of Robicheau's alleged confession had the following to say:

"I would certainly suggest that this matter be thoroughly investigated," Mr. Logan continued, "as a very grave injustice has been done by the publication in the press of this city and county, so much so that I am forced at considerable inconvenience to make an application for a change in venue. I am very, very much surprised at the press of the City of Saint John in publishing an article which is not their property or the property of any person until its admissibility has been finally determined by a trial judge. I make a formal objection."

"On Dec. 23," Detective Stubbs resumed his testimony, "I went to 12 Erin Street about 2 p.m. and brought Miss Ward to the station. In my presence he (Robicheau) told her they had too many witnesses against him, and that he had told me about it and to get the gun and give it to me. She said she would try to find it."

He described searching in some woods 6 1/2 miles out the Loch Lomond Road for the gun that same day, and also the following day when Louis Frateur was with police officers and the girl. The second search was

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Baron de Hueck Russian Nobleman In This City Had Adventurous Life

Lost His Estates And Narrowly Escaped Firing Squad, Friend Of Yousouppoff Who Killed Rasputin

A life which has up to now been full of adventure is that of Baron Boris de Hueck who is in the city today. Baron de Hueck who at the present time holds the position of Consulting Engineer for the Canadian Cottons Limited is a Russian nobleman whose family for centuries previous to the revolution of 1917 took a prominent part in the affairs of the Russian nation. Previous to the revolution the Baron was associated socially with the leading families surrounding the official set of the Czar of Russia. He was a friend of Yousouppoff the man who was instrumental in planning the destruction of Rasputin the vile Russian monk who had the name of causing trouble in the household of the Czar. The details of the world famous assassination were especially familiar to Baron de Hueck who was on the inside of official set at that time.

When the Revolution broke out the palace and the estates of Baron and Baroness de Hueck were seized by the revolutionists. The expensive plate, tapestries, oil paintings and other furnishings of the palace were taken away and a few days later the Baron and Baroness were arrested and cast into a Russian prison. Each morning whilst they were in prison several of the political prisoners were taken out in turn, placed up against a stone wall and shot by a firing squad.

One morning a guard entered and called on Baron and Baroness to step forward and come along. Thinking that they were to part for the last time the Baron and his wife embraced and bid each other goodbye. When they reached the outside of the prison it was discovered that the guard was a friendly one and through some means which was not divulged by the Baron they made their escape through the efforts of those who had been friendly to them and had been their servants in their prosperous days.

The ground was covered with snow



F. O. CONDON
recently appointed Chief Engineer Atlantic Region, Canadian National Railways

and they wrapped themselves in white sheets remaining in the woods during the day. They managed to exist in the extreme cold, and the only food which they could secure was some raw frozen fish which they found in a shack. They were unable to make a fire and were obliged to thaw the fish as best they could by pressing them to their bodies. After a time they managed to escape through the Russian lines. He reached Finland and finally made his way to England where friends whom he had previously known during his course at Cambridge University assisted him in securing a position with Rockefeller in the United States. Baron de Hueck later secured a position with the Railway Department of the Canadian Government Railways and three or four years ago was the consulting engineer here during the time that the new pier was being constructed for the old C.N.R. bridge.

It is interesting to note that when Baron de Hueck left Russia he joined up with his friend Yousouppoff who had also managed to escape. Yousouppoff took along with him some famous oil paintings which he managed to rescue from his palace and through the sale of these which brought between twenty and thirty thousand dollars managed to get a start.

The Baroness After arriving in Canada the Baroness de Hueck almost immediately went on the lecture platform and made a lecture tour of United States and the western part of Canada. Later she took up social service work in Toronto and Montreal and was largely instrumental in rehabilitating many of the Russian aristocrats who had located in Canada. During the past

HOW THE JAPANESE ARE MOVING SOUTH



The extent to which Japanese armies have moved southward into Shantung province is indicated in this map, with shaded area also showing are as already under Japanese domination in Suiyuan, Chahar, Hopei and Shansi provinces. With the capture of Tsinan, Shantung's capital, and Seihsein, strategic rail city, the Japs have isolated Tsingtao. Now the war machine has approached the "Holy Land of China", including Chufu, birthplace of Confucius, and Tai Shan, the sacred mountain of China.