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The Daily Mail

THE WEATHER.
Maritime — Moderate to fresh
southwesterly winds, clearing.
Wednesday, fine and warm.

VCL. XVI NO. 190

FREDERICTON, N. B. TUESDAY AUGUST 13 1912

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NOTABLE CELEBRATION AT HALIFAX THIS WEEK

Many Visitors on Hand to Witness the Dedication of the Memorial Tower Erected to Commemorate the 150th Anniversary of the First Meeting of the N. S. Legislature--The Duke of Connaught will Officiate at the Ceremony

Halifax, N.S., Aug. 13--Hundreds of noted visitors from various parts of the Dominion of Canada, from Great Britain and from many parts of the United States have arrived here to take part in the celebration tomorrow and Thursday in connection with the dedication of the memorial tower which was erected on the wooded shores of the beautiful Northwest Arm, back of this city, to commemorate the 150th anniversary of the first meeting of the Provincial Legislative Assembly of Nova Scotia. Some of the most distinguished visitors among them is His Royal Highness the Duke of Connaught, governor-general of Canada, who has consented to officiate at the exercises, are not expected to arrive until tomorrow, the opening day of the celebration, but the arrangements are fully completed and everything in readiness for the historic commemoration.

His Royal Highness the Duke of Connaught will arrive tomorrow morning and elaborate preparations have been made for his reception. Militia will line the streets between the dock yard and the City Hall while His Royal Highness rides from the landing place to the municipal building, where he will be officially received by the Mayor and Aldermen of Halifax. Among the noted visitors who have already arrived are the Lord Mayor of Bristol, England, Sir F. W. Wills, Lady Wills, wife of the Mayor, Palliser Martin, chairman of the Bristol Chamber of Commerce and H. L. Riseley, who will officially

represent the city of Bristol at the celebration. Bristol is especially interested in the celebration because it was from Bristol that John Cabot and his son Sebastian started on their memorable voyage, which led to their discovery of Canada. The Bristol delegation is the bearer of the gift of Bristol, a memorial tablet of bronze commemorating the discoveries of the Cabots and two large flags facsimiles of the ones presented to John Cabot by Henry VII. They also bring with them the gift of Bath, England, consisting in a handsomely framed large photograph of the ancient Roman Bath from which the city derives its name. These gifts will be properly placed on the memorial tower to be dedicated tomorrow. The structure occupies a conspicuous place on the beautiful site donated for the purpose by Sir Stanford Fleming.

The city of Halifax was founded in 1749 by a colony sent from England under the command of Colonel Edward Cornwallis and soon thereafter the settlement was strengthened by the arrival of a number of settlers who came from the New England colony. Close relations were maintained between Nova Scotia and the Massachusetts colony. While Charles Lawrence was governor of Nova Scotia the Lords of Trade instructed him to organize the judiciary in the province. Jonathan Gelcher, son of the old Massachusetts governor was appointed chief justice of the oldest English judiciary in Canada.

ALLAN LINER CAR- SICAN STRUCK ICEBURG

Montreal, Que., Aug. 13--After grazing an iceberg, late yesterday the big Allan liner, Corsican is this morning proceeding on her way to Liverpool, none the worse for the accident. She will need no assistance this morning's advices to the Allan offices say, as she was merely grazed by the submerged berg and not sufficiently damaged to spring any leaks. According to the message of Capt. Cook, the Corsican struck the berg while moving very slowly in a fog, the stem being damaged, but above the waterline.

The weather reports recorded dense fog at Belle Isle yesterday where the steamer struck.

The Corsican sailed from this port for Liverpool on Friday morning last so was in about the spot that she might have been expected to reach when the mishap occurred. She is a steel twin screw steamer of 11,500 tons gross register and not quite so fast perhaps as the Virginian or the Victorian, is nevertheless the largest fastest and most popular boats the Allan Line possess. The Corsican took with her from Montreal and Quebec, 25 first, 64 second and 200 third class passengers.

WILL MAKE REPORT ON PROPOSED WATERWAY

Ottawa, Aug. 13--It is expected that the report of Engineer Voligny, of the proposed waterway from Edmonton to Winnipeg will be in the hands of the department of public works within a few months. Engineer Voligny is now at Prince Albert after a survey of the Saskatchewan River and is now preparing a report covering the proposed deepening of the waterway from the Alberta capital down to the Red River at Winnipeg. The plans in preparation provide for a six foot large waterway, and it is considered that next session estimates will contain a sum for the preliminary stage of the work.

Montreal Gazette--The Hon. William Purley is in Connecticut staying at the Hotel Mohican, New London.

MAKING PREDICTIONS CONCERNING THE POPE

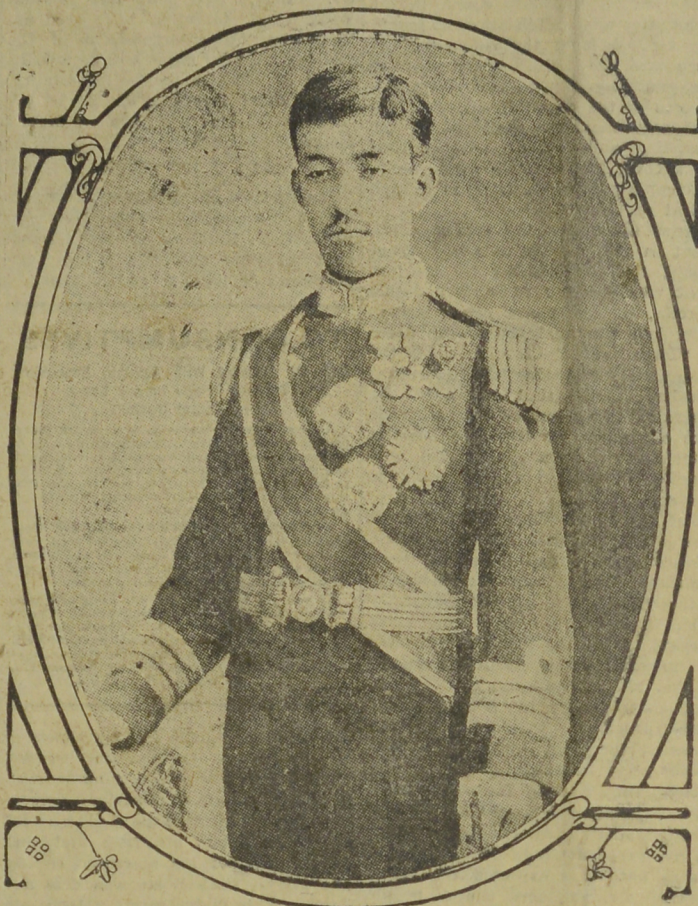
Rome, Aug. 13--A tall, bony, haggard looking old woman who has arrived in Rome from the mountain region of the Apennines, is creating a sensation by her predictions about the Pope. She asserted that on the very day on which the anniversary was celebrated of Pius X's election to the pontificate, a vision came before her eyes showing the chief episodes of what would be the future life of the church. She declared she could clearly see how the head of the church, notwithstanding his old age, will be a long time in good health and that his attacks of gout would become less frequent and less severe. She added that the second part of the pontificate would be marked by great political and religious triumphs notably by the return to the old terms of friendship of two Catholic countries which in recent years has been estranged and had violently fought against, the church and its head and by the growth and spread of Catholicism throughout different countries which speak the same language.

FIVE LIVES LOST BY AN EXPLOSION

Auburn, N.Y., Aug. 13--Five are dead as the result of an explosion of fire works which were being prepared in the Italian colony this morning in celebration of the feast of the Assumption by the congregation of the Church of St. Francis Di Assisi. The dead are Cosimo D. Carmeleo, of Fairview N.J., and Mrs. Mary Cheche and three children, Emma 11, Armando 9 and Carmela 7. Fire Marshall Coneybear is positive that prohibited explosives were used and found a strange bomb in the ruins. The dead were killed outright and fragments of the bodies were found in many places.

A number of Poles, Bulgarians and Russians, who have been employed with Collins & LeBel, sub-contractors on the St. John & Quebec Railway, have retained Mr. F. H. Peters to bring action to recover wages alleged to be due. The number of actions it is expected will total about 650.

JAPAN'S NEW EMPEROR



SHOCKING STATE OF AFFAIRS DISCLOSED IN NEW YORK

New York, Aug. 13--Blackmail extorted from gambling and disorderly houses in New York City, is said to find its way into the pockets of three men higher up, who are the real heads of the graft syndicate that provides police protection for a price to the underworld.

Information has been placed in the hands of District Attorney Whitman by private detectives working with him, on the Rosenthal case that these men higher up, are a lawyer, a hotel proprietor who claims strong political affiliations and a police official.

Two police inspectors are also said to be profiting richly from graft. District Attorney Whitman is now convinced that Bald Jack Ross told the truth when he said that at least \$240,000 was collected from gambling houses in one section of New York City alone. The states attorney is now willing to haphazard a guess on the total amount of blackmail extorted but is convinced that it runs into millions.

The private investigation is still being continued into the police system of which Mr. Whitman is learning more each day. It appears that for over a year a perfected system has been in operation by which all gambling and disorderly houses have been put under the screws.

TENNIS CHAMPION STRICKEN BY ILLNESS

(Canadian Press.)
Montreal, Aug. 13--After crossing the Atlantic Ocean to try and win the American tennis championship, Abdre H. Gobert, the wonderful young Parisian, winner of an Olympic gold medal and a world's championship, has been stricken by illness here and will be unable to compete in the big Newport matches. Gobert with Max Decugis won the world's championship doubles at Wimbledon, Eng., in 1911. He was then 20. This in itself was a record, the youngest winner previously being aged 21, he too, was the first Frenchman who attained the signal honor.

TWENTY-SIX MEN MAY HAVE PERISHED

Dortmund, Germany, Aug. 13--Twenty-six workmen were buried this morning by the fall of a slag bank at an iron works in the suburbs of this city. Eight bodies have been extricated and it is believed that all the men have perished.

The investigation was already shown that there has always been police blackmail through intimidation by which police officials fattened their bank accounts, but when it was recently organized better results were shown. Private detectives reported to the states attorney that under the present system of doing things, the grafters were protected from the complaints of the victims, it being one of the men higher up was influential enough to prevent trouble.

Whether or not, such influence could be delivered is being investigated. District Attorney Whitman is said to have been furnished with a list of names of prominent persons who played in various gambling houses. It is said these persons may be subpoenaed to give information.

An important witness in the Rosenthal case has been found by District Attorney Whitman, and he will not be called upon to appear before, but will be kept in reserve until the trial. This man is said to be an eye witness of the killing.

"Bald Jack" Ross, Bridge Webber and Harry Vallon, are to be taken before the grand jury today and if the work of that body can be completed a blanket indictment charging seven men with the murder of Herman Rosenthal, will be found.

SUMMER RESIDENTS CHARGED WITH GAMBLING

(Canadian Press.)
Montreal, Aug. 13--Fashionable summer residents at Valois are on tenderhooks, today fearing a summons to court on a charge of gambling, following the seizure yesterday of three slot machines, two of which were in operation in a raid made on the Chateau St. Louis. The raid was made on complaint of John H. Roberts, secretary of the Dominion Alliance who accompanied by two of his men and Deputy High Constable Cyr, made a hurried visit to the fashionable summer resort. The raiders were armed with a warrant for the arrest of Ferdinand Tremblay, proprietor of the Chateau St. Louis, charging him with being the keeper of a common gambling house. Today the police declared many summer residents might be summoned to give evidence.

POLICE COURT.

One drunk whose residence is outside the city was let go by the police magistrate on promise of better behavior. Another who was charged with having liquor in his possession on the St. Mary's Indian Reserve, was given a sentence of one month in jail without the option of a fine.

MEXICANS IN FIERCE FIGHT

Rebels Wiped out the Entire Garrison in Town of Ixlapa

Two Hundred Dead Lying About the Streets--Rebels Afterwards Looted the Town

Mexico City, Aug. 13--Two hundred dead were lying in the streets of Ixlapa, last night after Genove De Lacs band of Zapatistas halted on its march to Toluca, the capital of the state of Mexico only fifteen miles north. The town was garrisoned by about 100 Rurales. Fighting occurred around Tenancino earlier in the day and the six hundred federalists quartered there defeated the rebels. The latter concentrated their efforts on the smaller garrison of Rurales at Ixlapa. At the end of the fight, all the Rurales were dead and the total of 200 included many of the towns people as well as Zapatistas. The rurales fought desperately. The spoils taken include 14,000 rounds of ammunition. The town was looted. News of the fighting was brought here by passengers from Toluca, who made the trip in an automobile. Toluca now is garrisoned by more than 500 federal soldiers, but the reports from there said that the residents were almost panic stricken believing a big battle imminent.

JACK JOHNSON TO FIGHT JEANNETTE

Chicago, Aug. 13--"I expect to sign papers today or tomorrow that will close arrangements for a ten-round bout with Joe Jeannette in New York City," said Jack Johnson, champion heavyweight pugilist. "I have decided to fight this battle for the sake of my wife only."

Johnson weighs 247 pounds, just three pounds less than when he started to train for his fight with Jim Flynn at Las Vegas.

HISTORIC CHURCH HAS BEEN REOPENED

Napanee, Ont., Aug. 13--The ceremonies in connection with the reopening of the United Empire Loyalist Methodist Chapel at Adolphustown on Hay Bay took place yesterday. This was the first place of worship established by the Methodists on Canadian soil, and the work of restoration undertaken by the members of that denomination has recently been completed, large numbers of people from all parts of the Bay of Quinte gathered to take part in the services on the historic spot.

RAIN HAS BEEN GENERAL THROUGHOUT THE EAST

Toronto, Aug. 13--The low area which was in the St. Lawrence Valley yesterday has almost disappeared and another from the west is now approaching the Great Lakes. Rain has been general in Quebec and the Maritime Provinces and scattered showers have occurred in the western provinces. The temperature has risen in Ontario.

FOUR MEN KILLED ON NEW YORK CENTRAL

Matawan, N. Y., Aug. 13--Between Chicago and this town, the New York Central train No. 16 killed four men, according to the engineer's statement to Coroner Haight here today. The last victim was Savatore Valk, an Italian, who was struck and killed by the train near here last night. The engineer's statement was made at the inquest into Valk's death.

Montreal Herald--Hon. Josiah Wood, Lieutenant-Governor of New Brunswick, is a guest at the Windsor Hotel.

TORIES PAID \$3 FOR VOTES IN WESTMORELAND COUNTY

Interesting Case Brought by the Purity League Tried Before Police Magistrate Kay of Moncton--Sackville Man Charged With Bribery at the Recent Local Election--An Elector Swore That he was Given Money and a Tory Ballot

Moncton, N. B., Aug. 12--The hearing of the case brought by Dr. Byron C. Borden, of Sackville, president of the Westmorland Elector Reform League against John L. Wry, Sackville, charged with bribery in the recent provincial election, occupied the entire day in the police court here today before Magistrate Kay, resulting in the dismissal of the case on the ground that it was not within the magistrate's jurisdiction.

George R. McCord, Sackville, appeared for the prosecution, and J. B. M. Baxter, St. John, and R. Trites, Sackville, for the defendant.

It was alleged that Wry at Sackville, on the 19th of June, offered to Dimock Sears \$3 by way of a gift with intent to corruptly procure Sears' vote in the election on June 20.

W. A. Russell, Shediac, just after the defendant pleaded guilty under protest said, he was one of the committee of three appointed by the electoral reform league to engage counsel and wished to know if McCord appeared on behalf of the committee.

McCord said he had been engaged by two other members of the committee.

That being the case, Mr. Russell said, he had nothing more to say on the matter. They had talked, he said of engaging counsel outside of Westmorland.

Mr. Baxter said the genesis of the whole thing is politics, and that Dr. Borden should not masquerade under the name of the purity league.

Mr. McCord informed his learned friend there was no masquerading about it.

The evidence of County Secretary Gesner A. Taylor and Sheriff Willett regarding the voters' list the proclamation and nomination proceedings, was taken for the purpose of showing that Dimock Sears was enrolled as qualified elector in the recent election.

Many objections were made by Baxter, who argued that county list not having been signed by the sheriff previous to January 1, there was no legal list for the county.

Mr. McCord said if this were the case there was no election.

Interested evidence was given by Dimock Sears. He said:

"I reside on the Elias Edgett property, Sackville and my occupation is a laborer. I saw John L. Wry, stove fitter, on June 19. He came up to where I live about 7.30 in the evening and asked me if I would have a cigar, and he passed me a cigar and an envelope."

"Was there any conversation between you?"

"Nothing," said the witness, "except passing the time of the evening when I got a little distance away. I understood him to say, 'You needn't say anything about this.' The envelope was not sealed."

"What did you do?"

"I took the envelope upstairs and put it in a coat pocket. It was not sealed, and I could see money in it. I did not take the contents out that night. On the night of the election day, (20th), I took the contents out. The envelope contained a one dollar bill, a two dollar bill and a ticket for the candidates that won the election, O. M. Melanson, W. F. Humphrey, F. B. Black and P. G. Mahoney. They were Dominion of Canada notes in the envelopes."

The envelope, money and ticket were produced in court.

Witness said he had not had any business dealings with Wry.

Cross-examined by Mr. Baxter witness said Wry did not ask him how he was going to vote. Witness said he gave the envelope and contents to Clarence Dixon on the day following the election, Dixon giving him \$3 for it.

This closed the case for the prosecution. Counsel argued at length as to the magistrate's jurisdiction, but first that if this penalty of \$100 was to be recovered it must be under Section 3 of Chapter 123 under which

the court has been proceeding, which calls for somebody to sue for the penalty; second that the penalty itself prescribed by section 83 of Chapter 4 of the Consolidated Statutes 1903 was double in that it prescribed \$100 forfeiture and a debarment of the accused from voting for seven years. This latter part of the penalty could not be enforced by the magistrate; third, that Chapter 11 of the Acts of 1911, Corrupt Practices Act, provides for action upon complaint of the county court clerk.

Mr. McCord arguing in reply, said to the first objection that Section 3 prescribed the proceedings in the nature of the qui tam action which contemplates a private party suing on behalf of the crown for the recovery of the penalty and in a civil action here the penalty is \$100 and the jurisdiction of the court is limited to \$80 although Section 17 of the interpretation act might give a qui tam action in a court of record. The provisions of sections two and twenty-three of the summary convictions act give undoubted jurisdiction is proper. As to the second objection there is some ground for it, but the magistrate was not asked to make any order in respect of the disenfranchisement clause. If the magistrate finding an offence had been committed entered up a conviction for a penalty of \$100 and remained silent in respect of the disenfranchisement, the conviction would be entirely valid.

As to the third ground, Mr. McCord submitted a lengthy argument in writing.

Magistrate Kay reviewing the matter felt that he had not jurisdiction to enforce the money penalty and disenfranchisement both, and that he could not as contended by the prosecution, enter a conviction for the money penalty and remain silent upon the disenfranchisement clause of the section. It was admitted by both counsel that a conviction for the two would be invalid and as he could not in his judgment, sever the penalty as contended for by the prosecution, he therefore would be obliged to dismiss the information as being beyond his jurisdiction to enforce its dual provisions.

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BOODLE ALDERMAN ARRAIGNED IN COURT

Detroit, Mich., Aug. 13--The arraignment in police court today of eighteen members of the Detroit common council charged with having accepted bribery or with "Promise to accept a bribe" was expected to ferret to some extent the further plans of prosecuting attorney Hugh Shepherd in his announced fight to break up an alleged council "Graft Ring."

All of the aldermen are charged with having been implicated in a plot to force the Wabash Railroad to pay them various sums for their influence in putting through the council, a resolution closing a city street for the benefit of the railroad company.

It is alleged that nine of the aldermen actually received bribes not however from a railroad official, but from a detective who posed as such. The nine others it is charged agreed to accept certain sums but failed to collect at an appointed time.

A CLERK BECOMES VIOLENTLY INSANE

Toronto, Aug. 13--Frank Griffiths, aged 37, a clerk went violently insane in the drug store of Herbert Morrow, in the north end of the city early this morning, and before he could be overcome, smashed several dollars worth of goods and fixtures. The combined efforts of about a dozen men finally resulted in his being overpowered and he was then removed to a hospital.