

The Daily Herald.

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NO. 7

A CELEBRATED CASE.

Ex-Mayor Murphy of Woodstock,

THE COMPLAINANT IN A SERIOUS ASSAULT CASE.

Knocked Down and Otherwise Roughly Handled—Defendant Committed for Trial.

(Woodstock Despatch.)

On Thursday afternoon at the Police Court there was taken up the hearing of the Queen vs. Albert Brown on the information of J. R. Murphy, for assault on battery. W. P. Jones appeared for Mr. Murphy and F. B. Carvell for Mr. Brown.

Dr. Rankin, the first witness, said that on the afternoon of September 26th he was called in to see Mr. Murphy whom he found in bed, in a dazed condition, unable to answer a question straight.

"I asked him how he came to be in this condition and he responded by asking me where he was. I told him he had been at the park and he said there was no park."

Dr. Rankin went on to say that Mr. Murphy was in a collapsed condition, had a weak pulse and the surface of his body was cold. He had a cut on his upper lip extending clear through the lip for the length of half an inch; there was a swelling on the side of the jaw the size of a small apple; the cheek was denuded of skin and swollen. He was suffering from concussion of the brain. It might have been caused by a blow on the chin. Such a blow might cause death. Mr. Murphy had not yet entirely recovered.

To Mr. Carvell Dr. Rankin said that the point of the chin was the most effectual place to strike. That was the "knock out" blow. The same blow would affect any man in the same way.

J. R. Murphy, the complainant, said he was 54 years old last June. He had been practising law in Woodstock for 20 years. He was a Barrister in good standing. He had been twice Mayor of Woodstock. On the afternoon of September 26th, the day in question, he was at the exhibition grounds where he was called by his duties as secretary. He was practically the whole management of the Exhibition. There was a race on in the park and he went to see it. He met Geo. Smith and Hanford Lindsay who began to twit him about his horse in a friendly way. They asked him if he intended to show his horse. He said he did. He said he kept nothing about his stables he was afraid to show. The next thing he knew Dr. Rankin was standing over him as he lay in bed. His mind was a complete blank. He had met Mr. Brown in the morning but did not see him that afternoon. There was no trouble between them at any time that he knew of. He had not spoken to Mr. Brown for five years. He did not know Mr. Brown was in the park that afternoon. He did not mention Mr. Brown's name in the conversation with Messrs. Smith and Lindsay, nor was he thinking of him. His remarks were not aimed at anyone. He did not know he was struck until an hour after. He did not know who struck him. When he came to he did not know the day of the week. He asked his little boy who struck him and on learning that it was Mr. Brown he asked why Mr. Brown had done that. When he was struck his hands were in his pockets. His wounds from the blow bled profusely. He had to destroy his linen, it was ruined by the blood. He had suffered a good deal of pain from his cut and swollen face and his shoulder was sore.

To Mr. Carvell Mr. Murphy said that for 7 or 8 years he had kept a horse for breeding purposes. He had been the owner of Lord Dufferin, of Pure Wilkes, and he now owned Alcyonium. For some years Mr. Brown had also owned a horse called Red Glen for breeding purposes. He and Mr. Brown were not on speaking terms, but that was not on account of any rivalry in the horse business. He had often said Dufferin was a better horse than Red Glen and he would say so now. He might have said this two or three times on the 26th. When he went into the park there was a race on between Jerry D., a Dufferin horse, and Gertie Glen, a Red Glen horse, in which Jerry D. won.

He was very much elated over Jerry D.'s victory and he said so. He had money on the race. He did not see Mr. Brown talking to Messrs. Smith and Lindsay when he approached.

George Smith of Lakeville said he was in the park on the afternoon of the 26th talking to Mr. Lindsay when Mr. Murphy came along. We twitted Mr. Murphy about his horse and he said "that's all right, I'm not ashamed to show my horse nor anything else in my barn." Mr. Brown was standing perhaps five feet away at the time. Mr. Brown called Mr. Murphy a very rough name and said "I've put up with enough of your abuse about my horse." He took off his coat and stepped up to Mr. Murphy and said "I've a good mind to knock the head off of you." He called him another rough name and struck him. Mr. Murphy had his hands in his pockets. After the blow he stood stiff a minute and then fell like a log. He made no remark but just groaned. Mr. Brown went on to tell that Mr. Murphy had talked about his (Brown's) horse as much as he could stand. Then Mr. Brown backed into the crowd. Mr. Brown's name was not mentioned by Mr. Murphy in the conversation and no horse was mentioned except Mr. Murphy's.

The evidence of H. J. Lindsay of Williamstown was practically the same as that of Mr. Smith.

John Lenahan of the Parish of Woodstock said he did not see the blow struck, but he helped to pick Mr. Murphy up and found him to be bleeding. He heard Mr. Brown say "I calculated to give it to you."

Mr. Brown entered into a recognizance to appear at the Circuit Court.

A childless home is a cheerless home. The maternal instinct exists in every woman, and when it is ungratified she is deprived of much of the happiness of life. It often happens that childlessness is due to some cause which can be removed, and often is removed by the use of Dr. Pierce's Favorite Prescription. The vigor and vitality which this remedy imparts to the delicate womanly organs, puts them in a condition of normal health, the lack of which is often the sole obstruction to maternity. Every woman should read Dr. Pierce's Common Sense Medical Adviser, a book containing 1008 pages and 700 illustrations. It is sent entirely free on receipt of stamps to pay expense of mailing and customs. Send 31 one-cent stamps for the paper bound volume, or 50 stamps for cloth covered. Address Dr. R. V. Pierce, 663 Main Street, Buffalo, N. Y.

William Stowe was fined a dollar and costs or ten days jail by the Toronto Police Magistrate Monday for saying "to h— with the Duke." The remark was made on a street car in the hearing of the deputy chief of police. Stowe is a bar tender.

DON'T BECOME AN OBJECT of aversion and pity. Cure your Catarrh, purify your breath, and stop the offensive discharges. Rev. Dr. Bochrer, of Buffalo, says: "My wife and I were both troubled with distressing Catarrh, but we have enjoyed freedom from this aggravating malady since the day we first used Dr. Agnew's Catarrhal Powder. Its action was instantaneous, giving relief within ten minutes."—11. Sold by W. H. Carten.

Walter Massey head of the implement firm of Toronto bearing his name, who has been dangerously ill of typhoid fever, has taken a turn for the better, and there is a chance for his life.

The World Needs Nerve.

Needs it in business, in the study, in the house hold. Irritability, weakness, lack of strength—the blue feeling—why they just tell you that you lack nerve. You'll use Ferrozone? My! What an appetite you'll get. How quickly the color will return to your cheeks, how buoyant you will feel! Work! of course you'll work, for you will enjoy it. That is, if you will use Ferrozone. It gives nerve strength, muscular endurance and invigorates the brain splendidly. Sold by Charles A. Burchill.

The Militia Department has received a cablegram stating that George Douglas, of Truro, N. S. (No. 1667), is dangerously ill of enteric. The cablegram is from the Casualty Department, Cape Town.

During the hot summer season the blood gets over heated, the drain on the system is severe and the appetite is often lost. Burdock Blood Bitters purifies and invigorates the blood, tones up the system, and restores lost appetite.

FROM OUR CORRESPONDENTS

An Interesting Budget of News

FROM DIFFERENT LOCALITIES.

FREDERICTON JUNCTION.

(Special correspondence to the Herald.)

Oct. 14.—Miss Miller who has been spending the summer with her sister, Mrs. S. Alexander has returned to her home in St. Paul.

Miss Jennie McDade who has been for the last few weeks a guest at the American House has returned to her home in St. John, we are pleased to say much improved in health.

Clarence E. Smith has left for Boston, Mass where he intends taking a course in dentistry.

The residence of Mr. C. L. Clarke looks quite improved.

NASHWAAK VILLAGE.

(Special correspondence to the Herald.)

Oct. 14.—A number of our young men went to the lumber woods today.

Mr. and Mrs. James Young, of the Tay, spent Sunday with their daughter, Mrs. M. McNeill.

Miss T. L. Williams of Annapolis Royal, N. S. is visiting at W. H. Bradley's.

Miss Ella McNeill has gone to Fredericton for the winter months.

Mr. and Mrs. Chris. Manzer were visiting friends in Darham today.

Mr. and Mrs. Sloat intend removing to Marysville to take charge of a hotel.

Mrs. Geo. Brown has returned home from her visit to Marysville.

Rev. A. D. McLeod has returned home from Boston. He is not as well as his friends would like to see him.

WEST GLASSVILLE.

(Special Correspondence to the Herald.)

Oct. 12.—Miss Effie and Annie McIntosh, of Glassville, were the guests of the Misses McLachlan Thursday.

Guy Jones and David Brewster have returned from Fort Fairfield and Caribou.

Miss Maud McIntosh is visiting her cousin, Mrs. John Lamont.

Frank Boyer, of Bristol, has been spending a few days with his cousins, Walter and Charlie Jones.

John Elkins gave a plunging frolic Friday with good success. A very pleasant evening was spent there.

Patrick Gorey and his assistants are in this place with their drilling engine. A fine well was drilled for John Lamont last week, and one is being drilled for George Logue.

James Derrah has lately improved his residence by having connected a building with his house. This proves beneficial to the family as well as granting a more pleasing aspect to the locality.

George Releeder has also had some improvements made around his buildings recently.

Hugh Boyle of Lime Stone, and his little niece, Ellen Dross, are visiting at the home of his uncle, David Brewster, of this place.

Miss Edith Linder of Glassville, is visiting friends and relatives in this place.

BROCKWAY.

(Special correspondence to the Herald.)

Oct. 14.—Many of our men are taking a vacation for hunting. A good number of partridge and several deer have been brought down by the trusty rifle in the hand that lately held the plow.

Mr. and Mrs. Wm. Davis returned home after a successful season under the guidance of J. D. Davis.

Guide Davis is now out with a Mr. Titus of Boston, who for several years has made this his hunting ground.

The special services held by Rev. C. J. Steeves assisted by Rev. A. H. Lavers, have been well attended and a goodly interest manifested by the unconverted.

Rev. Mr. Worden of Oak Bay, is expected to assist Pastor Steeves this week.

Mr. Fiske of Moore's Mills, conducted service in the church, last eve.

The home of Mr. and Mrs. John Brockway, is sad, because of the removal by death, of their dear little boy. They have the deep sympathy of this community.

Mr. and Mrs. Harry Greenlaw are the guests of Mr. and Mrs. Theo. O. Nutter.

Wm. Brockway is receiving a cordial welcome home, from old neighbors. He has been absent some eighteen months in Peterboro, N. H.

Ed Stewart of Upper Mills, Char. Co., is enjoying a season with relatives in Brockway.

Messrs. Irwin and Ed Gilmore each spent a day of last week with friends here.

Mr. and Mrs. Ernest Smith went to Milltown, Saturday, to attend the funeral of their brother-in-law, Mr. McKenzie.

Mrs. D. Folt St. Clair was the guest of her father and mother, Mr. and Mrs. J. Brockway, during part of last week.

Experienced Corns and Warts.

Your unsatisfactory experience with other preparations should not influence you against "Putnam's." It was the first, the best, the only painless corn cure. Give it a trial. A corn treated with other remedies wouldn't do so again if it could help it. Give your corn a chance. Druggists who sell only the best always sell Putnam's Painless Corn Extractor.

COULDN'T MAKE A BISHOP.

Among the many good stories told of the new Bishop of London is the following:

"One day, in his beloved East End, he noticed a dirty little urchin playing being beside the gutter. 'Hallo, my little man,' said the Bishop, who is a great lover of children, 'what are you doing here?' 'Making a kerfedral,' was the reply. 'A cathedral,' exclaimed His Lordship, 'but where's the Bishop?' Dr. Ingram's sense of humor, always keen, was quite overcome when the small boy answered, 'Please, sir, I ain't got dirt enough to make a Bishop.'

Deafness is Curable!

Sufferers from impaired hearing will be glad to know that their affliction is probably not due to any organic defect in the ear, but results probably from a thickening of the lining of the middle ear caused by catarrhal inflammation. Hundreds of perfect recoveries as a result of the inhalation of Catarrhazone are reported, and on the highest authority we recommend this treatment to our readers. Catarrhazone quickly restores lost hearing, and its efficiency is placed beyond dispute by the case of Mr. Foxall of St. Thomas, who recovered perfect hearing by using Catarrhazone, after years of deafness. Price \$1. At Druggists or by mail, from Polson & Co., Kingston, Ont.

The task of finding a commander-in-chief for the Australian troops in the new Commonwealth is giving the authorities no little trouble. Sir Hector Macdonald may be offered the post. Such an appointment would certainly be popular in Australia, where the General has become a great favourite. Australian troops have rather a poor opinion of the average English officer, owing mainly to his subjection to the red tape measures imposed by the War Office. This feeling, however, is not extended to men like Sir Hector Macdonald, who have proved their capacity in the field.

The Liebon correspondent of La Patrie says a telegram has been received at the Portuguese capital from Rio Janeiro, asserting that two Italians were arrested Friday evening last in the corridor of the President's palace, by an officer of the guard. Both were armed with revolvers and daggers. In Rio Janeiro it is believed they are anarchists and intended to assassinate President Campos Salles.

The wife of General Louis Botha, the Boer Commander-in-Chief, who, it was alleged, was sent to Europe to see Mr. Kruger and ask him to counsel the Boers to surrender, gave birth to a son Friday, at Amsterdam.

To Break up a Cold

All you require is a glass of hot water, a little sugar, and thirty drops of Polson's Nerviline. Take it real hot and in the morning you will wake up without a cold. When depressed or tired try Nerviline; it will tone you up better than stimulants. Nerviline wards off all sickness and keeps people well. Large bottles 25c.

Francis J. Lascelles, brother of the Earl of Harewood, has been acquitted of the charge of manslaughter, at Vancouver, but has been committed to the Provincial Asylum. He killed his Chinese cook at Golden, B. C., while insane. His friends will endeavour to take him to England.

If you take a Laxa-Liver Pill at night before retiring, it will work while you sleep without a gripe or pain, curing biliousness, constipation, dyspepsia and sick headache.

PRESIDENT ROOSEVELT.

His Career in a Nutshell from Babyhood to the White House.

The New York World gives us President Roosevelt in a nutshell to this effect:

Boyhood—Weakling, wore glasses, ambitious to become strong. Rather retiring. Doctor advised plenty of outdoor exercise. Fond of readidg stories of great Americans' lives.

Youth—Ridiculed on Montana ranch for wearing "specs." Not especially brilliant as student. Possessed of great amount of perseverance. Not facile thinker and poor speech-maker.

Manhood—Acquired robust constitution. Fond of constant exertion and outdoor life. Full of intense energy, tenacity and patriotism.

Author—Stirred by slanders of standard British author on American navy, wrote stinging denunciation of author in his first works, a history of the navy, at 24. Also wrote "American Ideals and Other Essays," "The Winning of the West," "The Strenuous Life," "Essays on Practical Politics," "The Wilderness Hunter" and "Hunting Trips of a Ranchman."

Ranchman—Plainsman on western ranch several years, acquiring fondness for big game and rugged hardship. Developed gigantic strength.

Reformer—As Police Commissioner, reformed and reorganized Police Department, putting new blood into it. Patrolled officers' beats in disguise and sought out violations of excise law in midnight carriage tours.

Soldier—Organized regiment of "Rough Riders" at outbreak of Spanish war, becoming Lieutenant-Colonel under Colonel Leonard Wood, Mrs. McKinley's physician. Led regiment in famous charge up San Juan Hill.

Statesman—Resigned Police Commissionership to become Assistant Secretary of Navy in 1897. Was elected Governor of New York after the war and Vice-President in 1900 after vigorously opposing nomination.

Orator—Entered vigorously into Presidential campaign, making extensive trips throughout country, delivering several speeches daily.

Husband and father—Prefers society of home and family to anything else. Has six children, four boys and two girls. Married twice, first wife being Miss Alice Lee, of Boston, who died few years later.

Personality—Forty-three years old, five feet, eight inches tall; weight 185 pounds. Has not been sick in ten years. Has no life insurance policy. Has voracious appetite and eats simple food. Rides horseback, uses dumb-bells, punches bag, wrestles, walks miles for exercise. Sleeps eight hours every night.

PASSED 15 WORMS. I gave Dr. Low's Worm Syrup to my little girl two and one-half years old; the result was that she passed fifteen round worms in five days. Mrs. B. Roy, Kilmanagh, Ont.

WHY THEY WERE FROM SCHOOL.

Below are copies of notes received by a teacher in a small country school.

When a child is absent on account of illness in the house, the rule is to refuse to take the child back until the doctor gives a certificate that there is no danger of contagion.

A teacher sent a little boy home to get one of these certificates, because she learned a doctor had been visiting a patient in the house. The child went home and returned at 2 o'clock in the afternoon, with a note which read as follows:

"Teacher—Georgie's mother got no catching illness. See got a girl.

Very respectfully,

HIS AUNT."

In the same school the teacher received the following:

"Miss ———:—Please let Willie home at 3 o'clock. I am taking him out for a little pleasure, to see his grandfather's grave. MRS. R."

The tea by saints and sinners everywhere extolled is UNION BLEND, and everywhere 'tis sold.

The Ladysmith, B. C., Leader, the organ of Premier Danismuir, has a lengthy interview with the Premier anent his position. Mr. Danismuir confirms the reports that he will not resign, and claims that he will have 21 or 22 supporters when the House meets. A meeting of the Vancouver Liberals Association has been called for the 24th inst., at which the advisability of introducing party lines in provincial politics will be discussed.