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# The Daily Herald.

VOL XII

FREDERICTON, N. P., MONDAY, FEBRUARY 4, 1907

NO. 30

## E. A. O'Brien & Co.

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## THAW MURDER TRIAL.

Case for the Prosecution was Commenced this Morning.

New York, Feb. 4.—The Thaw murder trial is now on. As Assistant District Attorney Garvan opened this morning for the prosecution. He spoke less than ten minutes in outlining the state's case. He then called Lawrence White, son of Stanford White as the first witness. All the state witnesses except the experts had been excluded from the court. This includes May Mackenzie, Mrs. Harry K. Thaw and Mrs. William Thaw.

New York, Feb. 2.—His trial having been adjourned over from yesterday afternoon until Monday morning, Harry K. Thaw sat impatient in his cell at the Tombs today, regretting that some arrangement could not be made to avoid the week-end truce in his battle for life and liberty. As the trial has progressed Thaw has grown more and more confident. The long delay in securing a jury enabled him to become accustomed to his surroundings in court.

Thaw's attorneys were busy today rounding out the mass of testimony which the defense will put before the jury. None of them would venture a prediction as to how much time would be required to present the evidence for the defendant. They will be ready to proceed with their case Monday afternoon but were inclined to doubt that District Attorney Jerome will find it possible to introduce all the direct evidence the state has to offer within the two hours and a half of the Monday morning session.

While Assistant District Attorney Garvan, who is to deliver the opening address for the prosecution, expects to make his narrative of the crime as brief as possible, the cross examination of the witnesses to the tragedy will be of a searching character, and it is this fact which leads to the conclusion that the state may be able to open and close in the one session of the court.

Mrs. Thaw, wife of the prisoner, was early at the Tombs today and spent two hours with her husband. They chatted gaily together and reviewed the many incidents of the week of the trial. It was reported today that young Mrs. Thaw's constant companion, May Mackenzie, the

former chorus girl, will be one of the first witnesses for the prosecution, which hopes to prove by her that Thaw made threats against the life of Stanford White. Miss Mackenzie was subpoenaed immediately after the Madison Square roof garden tragedy and her daily attendance at court has been in obedience to that summons, as well as in the capacity of the close friend of the prisoner's wife.

District Attorney Jerome is spending the Saturday and Sunday vacation with his family in Lakewood, Conn., and no one at his office today would either affirm or deny the report that Miss Mackenzie will be one of the witnesses to take the stand.

Mr. Peabody of Thaw's counsel was also a visitor at the Tombs today, and in leaving took occasion to deny the report that Thaw had decided to take the stand on his own behalf. While such an action might be possible, he said, no decision to that end had been reached.

Mr. Peabody declared that the defense to be interposed for Thaw would be a lengthy one.

"There are many witnesses to be called and I cannot say how long it will take to examine them." The fact that the state will not require more than one session to introduce direct testimony means that Mr. Jerome intends to carry out the plan conceived months ago of letting the defense being up the causes which led to the tragedy. The prosecution then will attempt to refute every contention of the defense in detail, and the state's case in rebuttal may require even more time than that consumed by the introduction of testimony for the defendant.

Rumors of a possible change in at least one juror continued to circulate today and it was said that when the trial is resumed Monday morning the district attorney may spring a fresh surprise. Thaw is immensely pleased with the jury as it is now constituted, however, and his lawyers are equally well satisfied. Unless some extraordinary pressure is brought to bear upon them it is not likely they will consent to further changes. In that event Monday morning will witness the taking of testimony in the famous case.

### MADE THINGS LIVELY.

Woodstock Paper Discusses Tennyson Smith's Campaign.

(Woodstock Sentinel.)

The Temperance Campaign closed Monday night after a very strenuous week, with the great farce known as the Trial of Alcohol. Mayor Munro was judge, C. L. Smith clerk, M. Jacques constable, Marvin Hayward lawyer for the old King, and the great and only Tennyson acted as prosecutor. The witnesses were Sheriff Hayward, Daniel Stevenson, and George Bulmer. The case was hotly contested. From a legal standpoint Mr. Hayward made his opponent look like the proverbial sum of thirty cents, and won much favorable comment. The jury of course could do nothing but condemn the King, and he, in the shape of a bottle of Bass, was solemnly beheaded by Constable Jacques. The most exciting meeting was that of Friday, always an unlucky day, Rev. J. B. Daggett fiercely assailed the enforcement of the Scott Act. Inspector Colpitts replied, and was put on the rack for quite a spell, but seemed to have his supporters, and honors were easy. Tennyson Smith certainly played a minor role that night. Strong resolutions were passed condemning about everything in sight. Sunday afternoon there was a grand meeting for men only, with the Mayor in the chair. A great many took the pledge, and the Mayor made a strong deliverance on the matter of enforcement of the Scott Act. The crusade certainly did good, for many who previously used alcoholic drinks to excess took the pledge. It is nonsense to say that no good is done here, results live this are seen. As to Mr. Tennyson Smith, he is a wit, and very dramatic at that. He is not eloquent but certainly possesses a remarkable gift of the gab. On the whole he may be set down as a rather overrated gentleman, but his talent is considerable, and he is not without a certain kind of magnetism what attracts the people. A great many prophesy a reaction. Time alone will tell whether permanent results for the better will follow. Inspector Colpitts, who came in for much criticism early in the campaign came out with flying colors.

### ARSON ATTEMPTED.

Fire Started in the Dairy School Building at Sussex.

Sussex, Feb. 2.—A deliberate attempt to cause the destruction of the Provincial Dairy School and plant used by the Sussex Cheese and Butter Company was nipped in the bud this morning by prompt action on the part of the factory employees and firemen.

The fire was discovered upstairs, back of the offices, about 8.30. It was quickly extinguished and an investigation revealed the fact that papers had been piled up and deliberately set on fire.

That the person involved knew all about the surroundings is apparent from the fact that he had to pass through several dark passages that could only be traversed by one familiar with his bearings.

Dairy Superintendent Harvey Mitchell found papers that had been left in the office of Manager McCully the day previous, and retained Ora P. King to take up the case. It will be thoroughly investigated, and the guilty party, if caught, will be punished.

### THE LATE J. M. ROBINSON

Funeral at St. John this Afternoon Largely Attended.

St. John, N. B., Feb. 4.—(Special)—The funeral of the late Mr. J. M. Robinson took place this afternoon and was very largely attended. Coadjutor Bishop Richardson, assisted by Rev. J. W. Stewart, conducted the services at Trinity church. Interment took place at Fernhill cemetery.

The pall bearers were Messrs. W. H. Thorne, J. D. Hazen, F. P. Starr, W. Malcolm MacKay, J. G. Taylor, James Manchester.

There were many beautiful floral tributes.

Halifax, N. S., Feb. 4.—(Special)—The death occurred here this morning of Mrs. Mary Clayton aged 88. Her husband was Mr. George Clayton, who died in 1864.

She leaves seven children, W. J. and Edward Clayton, sons, and the daughters are Mrs. Henry Leitch, Dartmouth; Mrs. W. D. Martin, Moncton; Mrs. Robert Stanford, Mrs. Dr. Chisholm and Miss Elizabeth Clayton of this city.

TELEPHONE DIRECTORS' MEETING.

The directors of the New Brunswick Telephone Co. will meet at the telephone office tomorrow evening.

## VICTORY FOR M'BRIDE.

Tory Government of British Columbia Sustained after a Sharp Fight.

Vancouver, B. C., Feb. 3.—The Conservative ministry of the Pacific province, after a precarious term in office, has been returned by a substantial majority, having 24 members against 16 Liberals and two Socialists.

The result was not unexpected, although few anticipated so decisive a victory. The chief theme discussed was the claim of the province to a larger grant from the Dominion, and while all joined in the demand for better terms, Premier McBride succeeded in making that cause seem specially his own. The Canadian Pacific railway influence too was exerted in support of the government.

On the Liberal side of the tendency toward divergent views was a source of weakness, the vote being divided by Socialist candidates. The questionable transactions shown up by the opposition do not seem to have weakened the government, and that is an unfortunate feature of the result. It is strikingly shown in the election of Neil McKay, formerly Deputy Commissioner of Lands and Works in Kaslo, the constituency of his deposed official chief.

The old political division of island against mainland has passed away, for the mainland has grown and advanced, developing its own local and divergent interests in mining and agriculture. If any line of cleavage is shown it is in Conservative gains in the urban municipalities, the most noticeable deflection from Liberal strength being the four seats of Victoria.

The McBride government has now a substantial majority and can afford to be firm in demanding for the province a fair return from its great wealth in minerals, timber and farm lands. This will afford a necessary basis for further discussions as to the claim for a larger measure of federal aid.

The following returns have been received subject to correction: Constituency Liberal Conservative. Alberni, H. C. Brewster. Atlin, Dr. W. E. Young. Cowichan, W. H. Hayward. Comox, Robert Grant. Cariboo, H. Jones. Cariboo, J. Forster. Cranbrook, Dr. King. Chilliwack, C. W. Munro. Columbia, H. G. Parsons. Dewdney, Hon. R. McBride. Bella, John Oliver.

Esquimalt, J. Jardine. Fernie, W. R. Ross. Greenwood, G. R. Naden. Grand Forks, H. W. Groszky, E. Miller. Islands, T. W. Paterson. Kamloops, Hon. F. J. Fulton. Kaslo, N. F. Mackay. Lilloet, M. Eagleson. Nelson, Dr. G. A. Ball. New Westminster, T. L. Kirkpatrick. Nanaimo, Dr. J. Thomas. Okanagan, E. P. Ellison. Richmond, J. W. Weart. Rossland, Hon. F. C. Cotton. Revelstoke, J. A. MacDonald. Skeena, Thos. Taylor. Smithkameen, Dr. Kergan. Slocan, L. W. Shatford. Saanich, E. W. Hunter. Vancouver, D. M. Eberts. Vancouver, Hon. R. G. Tatlow. Vancouver, A. H. B. Macgowan. Vancouver, J. Garden. Vancouver, W. J. Bowser. Victoria, Dr. McGuire. Victoria, Hon. R. McBride. Victoria, H. B. Thomson. Victoria, H. F. W. Thomson. New Westminster, G. Davey. Yale, T. Gifford. Ymir, S. Henderson. J. F. Schiefeld. Richmond, doubtful. Nanaimo, J. W. Hawthorthwaite, Socialist.

### PIERCE FIGHT IN VANCOUVER.

Vancouver, B. C., Feb. 3.—The McBride government was returned yesterday with an increased majority. It carried the three coast cities—Vancouver, Victoria and Westminister. The battle ground of the campaign was at Vancouver, where the contest was the fiercest in the history of the city, a record breaking vote of nearly seven thousand being cast. Five Conservatives were returned with slightly reduced majority.

The Liberal ticket ran close together, there being less than two hundred votes between McLennan, the highest, and Ex-Mayor Neelands, the lowest. Mr. McLennan, who resigned the government of Yukon, stood third. The Conservative victory is due to the great prosperity of the province, which made the electors indifferent to the incapacity of the government and the scandals exposed in the lands and the works department.

Five Socialists and two Labor candidates lost their deposit. The government for the first time has a majority clear of Socialists.

## LOGAN THE CHAMPION.

St. John Boy Made Great Showing in Skating Races at Montreal.

Montreal, Feb. 3.—Fred Logan, of St. John, became the amateur skating champion of Canada Saturday afternoon when he won three of the four amateur speed events at the meet of the Amateur Skating Association of Canada.

But for a fall in the one mile race Logan would probably have made a clean sweep. Bolyea, the other St. John entry, competed in the half mile, mile and three mile championships and was second to Logan in the last mentioned. Despite the fact that the Marathon Club representative had not been accustomed to a big track he was well up in all the finishes. He made the final in the mile, but failed to get a place. He had good staying powers and in most of his races he led till the bunch reached the home stretch but did not have sufficient speed to hold up when the jump was made for the finish.

Logan had speed and stamina and skated with good judgment. He seemed always to have the best of it in the fight for an advantage in position and generally made his final spurt just before reaching the last stretch, or about 125 yards from the finish. As at the Saranac Lake meet, the St. John skater raced under the colors of the Verona Lake Skating Club. This was because of the friendship shown him by D. H. Slayback, the wealthy lumberman, who is a generous patron of skating.

Morris Wood of Brooklyn, the former American and Canadian champion, did not compete owing to the death of his father. Tuesday night after he retired the announcement came from his home and Wood left Montreal Saturday morning.

With the retirement of Wood, everything was conceded to Logan, but surprises developed. In the half mile Edmund Lamy, known as the boy wonder, almost beat Logan, in the last few yards of the final half mile. Two of the judges said Lamy was the winner, but the majority called it a

dead heat. The decision was received with shouts of disapproval from those who sat near the finish, but in the race-off Logan showed his superiority, winning by ten feet.

There were three Lams in the races and all are boy wonders. Edmund, who raced the dead heat with Logan, is said to be under seventeen, though he is nearly a head taller than the St. John skater. Lamy has a wonderful stroke and gets over the ice with the ease of a finished professional. His unexpected finish in the half mile final caught Logan unawares and almost cost him the championship.

The professional races were not so interesting as at former championship meetings. There were only four entries—Baptie, North Dakota, who beat Nilsson two years ago; McCulloch, former world's amateur champion; Simerud, a Norwegian who lives near Chicago, and Bellefeuille, from Rat Portage. As a matter of fact these are the only professionals of consequence in the United States or Canada, Nilsson having retired.

### DIED.

DOHERTY.—In this city, on Feb. 3, at the residence of her son, William Doherty, Regent street, Mrs. Jane Doherty, aged 98 years.

Funeral from her late residence tomorrow, (Tuesday) at 9 o'clock to St. Dunstan's church for High Mass of Requiem.

Little Boy, (doing his evening prep. t home, to his father)—Papa, where is the source of the Volga? Father—I don't know. Little Boy—You don't know? And to think that tomorrow I may be punished for your ignorance.