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W. K. C. PARLEE,
Manager.

DAILY HERALD

FRIDAY, JUNE 18, 1909

AUTOMOBILE MANSLAUGHTER

A short time ago a man named William Darrah, a chauffeur, who had over and killed a boy, was convicted of manslaughter by a New York jury, and the Judge sentenced him to not less than seven years, or more than twenty years in Sing Sing prison. According to the evidence on which the jury convicted him, the chauffeur was driving his car at the rate of forty miles an hour when the accident happened. He failed to slow his horn, and the car ran over the boy, killing him almost instantly. After the accident the chauffeur deliberately increased his speed, and subsequently fled to Texas, where he was finally arrested.

In passing sentence upon Darrah, the Judge said in part:

"No new or obscure law has been invoked in this instance. The statute defining murder in the first degree is very old. It provides as follows:

"The killing of a human being, unless it is excusable or justifiable, is murder in the first degree when committed by an act imminently dangerous to others and evincing a depraved mind, regardless of human life, although without a premeditated design to effect the death of any individual."

"That law was enacted at a time when the automobile was unknown, and when the present conditions could not possibly have been foreseen. And yet it so clearly applies to the reckless use of these machines that I doubt if its terms could be improved upon by the most expert legislative draftsman. It was urged by your learned counsel that you did not intend to kill your victim. But it is an elementary legal rule that a man's intent may be inferred from his acts."

"It has been said that you have been convicted for the crimes of others and that the popular clamor produced this verdict. Nothing is further from the truth. If any motive swayed the jury other than a sense of duty it was not a desire for revenge, but rather a spirit of mercy. Indeed, I am convinced that if you had been a rich man or a dissolute man the verdict would have been murder. The legal proof of murder was overwhelming. But not even the most sympathetic juror could acquit you of manslaughter. The statutes defining that crime were clearly applicable, and no question of intent is involved in them. The law does not seek revenge, the punishment of one criminal is intended to serve as a warning to others."

"A difficult situation confronts us today. The automobile has come to stay. Properly used it is a source of healthful recreation. It is an important factor in business. It affords remunerative employment for many. But it is clear that its use is fraught with the gravest danger to the people. Therefore all drivers and owners of these machines must be extremely careful. Recklessness and negligence will subject them to severe penalties. They must not seek their own pleasure or convenience at the risk of the public. It is the paramount duty of the State to protect the lives of our people."

"It is incumbent on the court to impose a sentence that will drive the lesson home to all."

Commenting on the sentence of the court the New York Tribune says:

"The idea has too much prevailed among a certain type of automobile drivers that their rights on the street are superior to those of any one else; that when they sound their rancorous horns it is the duty of everybody else to get out of the way, and that if any one fails to get out of the way, and consequently gets hurt, it is his own fault. Such fellows need a stern reminder of the intolerable error of that idea. They need to be made to realize that the rights of the general public on the streets are superior to those of any particular class of it; that an aged and infirm person has just as good a right to walk slowly across a street as an automobilist has to run his machine along it at any rate of speed; that it is more incumbent upon the drivers of such engines to avoid running over persons than it is upon persons to avoid being run over; and that when a driver does run over anybody he must bear the responsibility for it. The conviction of Darrah ought to go far toward bringing some motor criminals to respect the law. If it does not, then we must hope that at the hands of other just judges and juries every one who does as Darrah did will meet with Darrah's fate."

CURRENT COMMENT

Mr. O. S. Crockett, M.P., is booked to address a political meeting at Stanley on the 23rd inst. This will give the Gleaner and Standard another chance to trot out his picture.

St. John Times: Premier Hazen, Solicitor General McLeod, Dr. Dan-

iel and O. S. Crockett, are all antagonists of the organs of the Hazen government have been boasting of the nounced to speak at a political picnic at Stanley. Not if Mr. Crockett gets there first.

The memorable battle of Waterloo was fought on Sunday, June 18th, just ninety-four years ago. It resulted in the route of the French army under Napoleon, and brought peace to Europe after many years of strife. The victory at Waterloo was one of the most notable ever achieved by British arms.

effective work done by the officials of the Crown Land department in stopping the ravages of forest fires. The Chatham Commercial, however, takes a different view of the matter. Here is what it says: "There is satisfaction in knowing that this will be without question the last year which finds the Crown Land department unprepared and helpless in such a situation, as faced the province last week."

A SERIOUS BLAZE.

McFarlane-Neill Manufacturing Company's Premises Damaged by Fire.

What might have been a serious fire broke out at the MacFarlane-Neill factory, St. Mary's, between nine and ten o'clock this morning. One of the workmen went to the basement of the building, where a large assortment of oils, varnish and paint is stored. He thoughtlessly dropped a lighted match on the floor. This ignited with some turpentine, and the man had barely left the cellar when the whole room was in flames. An alarm was immediately given, and the St. Mary's fire department soon had several good streams of water playing on the flames. The firemen, together with the factory hands, worked like Trojans, and in the face of an almost impossibility, succeeded in keeping the flames confined to the basement of the building. The damage to the stock and building has not yet been ascertained, but it is stated will probably not exceed fifty dollars, and is covered by insurance. This fire demonstrated the efficiency of the St. Mary's fire department, and also showed the splendid water system possessed by the village. Had it not been for the prompt and effective work of the department and the good water facilities the result of the fire would certainly have been much more serious.

MAY LOCATE HERE.

Montreal Manufacturing Concern May Move Plant to this City.

There is a prospect of the Canada Loose Leaf Company, Limited, of Montreal, removing their plant to this city in the near future. The company manufactures loose leaf ledgers, and at the present time gives employment to about forty hands. There is a great demand for the goods from all parts of Canada, and the concern has found it necessary to increase the capital stock in order to handle the business.

The assistant general manager of the company is Mr. W. H. Huyck, formerly of St. John. He has been here for several days looking over the ground with a view of having the company move its plant here. He has talked with a number of local minded men who have promised to financially interest themselves in the enterprise should it be established here.

The general manager of the company, Mr. Harcourt, will arrive here tomorrow from Montreal to look over the situation and ascertain what inducements the city has to offer.

THE STOCK MARKET.

NEW YORK, June 18.—(Special)—The price of stock took a further dip on the exchange today on active trading. Quotations at noon were:

Amalgamated Copper, 79½.
Atchison, 113½.
Erie, 35.
Great National, pfd., 147½.
New York Central, 123½.
Reading, 151½.
Pennsylvania, 136½.
Southern Pacific, 129½.
Northern Pacific, 150½.
Union Pacific, 189½.
United States Steel, 66½.

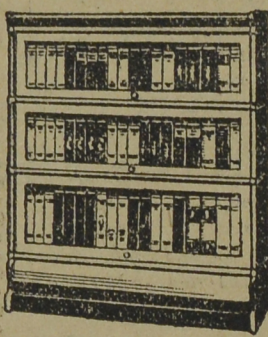
A heavy rain storm set in at nine o'clock this morning and continued without a break for over three hours. It is just what was needed to put out what remained of the forest fires, and also to give the crops throughout the country a boost. It was an old time rain storm, unaccompanied by thunder or lightning, and seems to have been quite general throughout the province. There is good ground for believing that it has put an end to the forest fires along the Miramichi and Keswick.

AN OFFICIAL VISIT.

Mr. George Jackson, Superintendent of the Middlemore Home, Birmingham, England, has returned from a trip to the up river parishes where he visited the children sent out here in previous years by the Home. He reports everything satisfactory.

GLOBE-WERNICKE

Sectional Book Cases



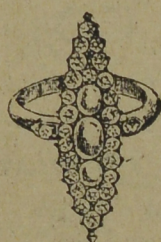
in Mahogany, Early English and Quarter Cut Oak, most convenient and satisfactory for Library and Den.

Can be adjusted to suit any style or size of room.

A large variety of flat top and roll top Desks.

COLWELL & JENNINGS

The Home Furnishers



RINGS

We have just received a large stock of Ladies and Gents Rings.

A full stock of Wedding Rings always on hand. Price Very Low.

FOWLER'S Jewelers and Opticians

Summer Millinery

The latest styles in all kinds of Summer Millinery Goods at

Miss Flanagan

Up-to-date Millinery

Latest Trimmings

Ladies wishing Nobby Hats call at our store and inspect our Outing, Ready-to-Wear and Trimmed Hats.

MISS KELLY

Baxter's Marble Works

Manufacturers of all kinds of Marble, Granite and Freestone Monuments and Headstones.

Tablets, Mantels, Table Tops and every variety of ornamental stone work.

Orders by mail or otherwise promptly attended to.

Works on Queen Street, below Risteens Factory

BAXTER BROS. Managers

New Paper for Hamilton.

Hamilton, June 17.—Hamilton is to have a new daily paper, an official Conservative organ, that will support the Government's Hydro-Electric project and be strongly anti-temperance in its views.

This is the outcome of the attitude pursued by The Spectator in bitterly opposing the Government's power scheme and knitting Conservatives who fought the Cataract Power Co., of which William Southam, president of The Spectator, is a director.

A meeting of "moneyed" Conservatives interested was held here a few days ago. It was the intention to divulge no information until everything was ready, but the news leaked out.

No More Cheap Bread.

Kingston, R.I., June 17.—"We have seen the last of cheap bread in this country," said Eugene Davenport, dean of the University of Illinois, Urbana, Ill., at the graduating exercises of Rhode Island State College yesterday.

Dean Davenport estimated that in another hundred years the population of the United States would be 1,400,000,000, or more than 400 to the square mile of territory, and said:

"Any way you can figure it, we are near the end of cheap food in this country, which means that population is beginning to overtake the food supply."

"The time is coming when the landless family will be at a tremendous disadvantage, because each new individual must shift for himself."

JUNE 18, 1909

JOHN J. WEDDALL & SON

GRAND BARGAINS IN

Dress Goods

FOR SATURDAY JUNE 19th

	The Price For Saturday Only 39c
1 piece Black Panama	68c
4 pieces Fancy Stripe Lustre	50c
4 pieces Navy Wool Voile	55c-68c
1 piece Navy Voile	85c
1 piece Green Voile	85c
6 pieces Fancy Tweeds	55c-68c
1 piece Black and White Check	68c

We will also have a very fine line of Gingham and Chambrays for 12c per yard.

See the Cotton Goods in our lower Window.

The Wool Dress Goods are in our upper Window.

JOHN J. WEDDALL & SON

Agents for Standard Patterns

NEW GOODS

Long Linen Coats in Pink, Blue, Natural and Brown.

Linen Skirts, Dutch Waists.

Dutch Collars and Jabots, Linen Collars.

Children's White Dresses for Graduation.

Children's Dark Dresses for the Holidays.

For all ages from the wee Infant to the 16 year old Maiden and in all the leading styles, prices from 20c to \$7.50

SATURDAY

We will give 10 per cent off all Children's Apparel. An immense stock to select from

R. L. BLACK YORK ST.

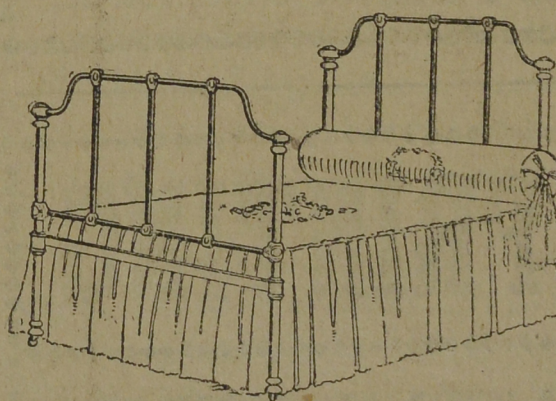
DID YOU KNOW

that this Soda Fountain of ours has been making "The Big Noise" for over two months now and its hardly started yet. We have that delightful refreshing Maniola also.

Try an iced glass whenever you feel that way. Our drinks are as cold as icebergs.

RYAN'S

JUST A WORD IN REFERENCE TO OUR IRON BEDS



As a Sample Like Cut \$2.35

All prices equally as low. See them before buying. We can save you money.

Lemont & Sons Ltd

Before and After



MY SUIT HAS BEEN CLEANED AND DRESSED



MY SUIT HAS BEEN CLEANED AND DRESSED

When this contrast is applied to a suit that has passed through our hands the wonderful difference is immediately seen. The mussed and wrinkled suit assumes a new and stylish shape, and every spot and stain disappears as if by magic. But the "magic" is merely our superior facilities for cleaning and pressing in the modern way—the most satisfactory way to our patrons.

Buzzell's Dyers and Cleaners