

# The Daily Herald.

VOL XIV

FREDERICTON, N. B., FRIDAY, JULY 2, 1909.

NO. 152-154

## STILL GOING ON

We are starting in on the second week of our great stock reduction sale with confidence that we can give buyers as good returns for their money as in the past seven days when our store was crowded with patrons.

The goods are all marked in plain figures, the Red Figures are the ones you buy from and you will see by them that we have good reasons to look for a good trade from the inducement we are hanging out.

You'll save money by trading with.

### LUCY & CO. Ltd

## Summer Millinery

The Very Latest Models as worn in London, Paris and New York.

The largest and most stylish stock of Millinery ever shown in Fredericton.

Trimmed Hats, or Hats made to order; also Flowers, Feathers Ribbons, Nets, Veilings, etc. Bridal Outfit a Specialty.

### MISS MORGAN York St.

## HUYLERS =

Toronto Creams  
Cobalt Nuggets  
Mixed Chocolates

### GEO. Y. DIBBLEE

PEOPLES' DRUGGIST.

OPP. CITY HALL

### Chestnut says

"You are entitled to two comfortable feet. Why not resolve to have them? Scarcely any other minor trouble causes the discomfort and suffering that smarting, aching and burning feet do. These and a variety of other foot ailments are almost instantly relieved by Foot Elm. Price 25c.

"THE QUALITY STORE."

572 QUEEN STREET

## A LOCKET AND CHAIN

is a nice gift to give to your daughter as a souvenir of her graduation day.

We have a large assortment of solid Gold Lockets from \$6.00 up and Gold Filled Lockets from \$1.75 up.

QUALITY GUARANTEED

### F. E. BLACKMER

JEWELER, OPP. NORMAL SCHOOL

## FLY POISONS

Sticky Fly Paper

Poison Fly Paper

Insecticides of all kinds at

### WILEY'S Pharmacy

YORK STREET

## THE RACE MEETING.

### Park Association Provides Fine Sport For Large Crowd of People.

### Bard Allerton, Laura Merrill, Frank Patch and Crescent the Winners.

The horse races at the driving park on Wednesday and Thursday afternoons attracted large crowds of spectators, including many from outside points, and were very successful. The named race, substituted for the 2.19 class, was pulled off on Wednesday afternoon and was won by Bard Allerton, from Frank P. Fox's stables, Boston, in straight heats. The 2.15 trot and pace could not be finished Wednesday on account of rain. Four heats were run off, the first two of which were captured by Miss Letha of the Barker House stables, this city. Laura Merrill won the third heat and the fourth was taken by Brownette of the Pine Tree Stables, Lewiston, Me. The driver of Brownette was accused of holding back his horse in the first three heats, and received a going over from the judges. The race was finished on Thursday, when two additional heats were run off, both being taken by Laura Merrill. Her victory over Miss Letha was quite a shock to local sports who had staked their cash on the Fredericton mare.

The other events on Thursday were the 2.24 trot stake, (Queen Hotel purse) and the 2.27 trot and pace stake, the purse of which was guaranteed by the Waverly and Lorne Hotels. While both races were excellent, the trotting event proved the most exciting of the two. It brought out what was probably the finest field of trotters ever seen on the Fredericton track. There were eight in the bunch, and with one exception all fought it out to the finish. The race was won by Crescent, a chubby little bay mare owned by Mr. A. E. Tribes of Bangor. She was the favorite in the betting, and did good, honest work all the way through. Prince Louis captured the first heat and put up a stiff battle in the two following heats.

The 2.27 trot and pace brought out a field of ten horses and all remained until the close. Frank Patch, a green horse, recently imported from the United States, by Mitchell and Adams of Halifax, proved the sensation of the day. He was altogether too fast for the company he was in and won the race easily in straight heats. He made a mark of 2.18 1/2 and it is believed that he will clip several seconds from this before the season is over. He was not a favorite in the betting, simply because few were posted in regard to his capabilities.

### WEDNESDAY'S RACES.

The starters in the named race on Wednesday were Bard Allerton, Improved Directly, Dimple K. and Meadowvale. Dimple K. drew the pole, and the horses were sent away with very little scoring. In rounding the first turn of the second lap Bard Allerton and Dimple K. came into collision with the result that it was found necessary to draw the last named horse. Bard Allerton had things all his own way during the remaining heats. Meadowvale did good work at times, but did not appear able to keep it up. The fastest time of the race was 2.20 1/2.

In the 2.15 class Brownette drew the pole, but Miss Letha shot ahead soon after the start was made and won the heat hands down, going under the wire at a jog. Marion W., driven by Cox, broke her hobbles and failed to get inside the distance flag.

In the second heat Miss Letha took on a big spurt at the start but at the three-quarters pole was overhauled by Laura Merrill. Little Sweetheart also got into the game and the struggle between the horses on the home stretch was one of the features of the afternoon. They passed under the wire neck and neck, and the judges gave the heat to Miss Letha.

In the third heat Miss Letha showed to rather poor advantage, her strenuous work of the preceding heats having evidently told upon her. She secured a good lead during the first lap, but at the three-quarter pole, Laura Merrill, X Ray and Little Sweetheart passed her in turn, and she was able to finish in fourth place, Laura Merrill winning.

Following is the summary for the two days:

Name Race, Trot and Pace, Purse \$300.

Bard Allerton, br.s., by F. P.

Fox, Boston, Fox, 1 1 1

Improved Directly, bg, F. P.

had been hitherto taking things rather easy, took on a surprising burst of speed and managed to beat out the field. Little Sweetheart also woke up and succeeded in downing Laura Merrill for second place. Miss Letha got fourth place, and X Ray finished last.

It was quite evident that Brownette's driver had been purposely holding back his horse in the first three heats, and Fred Duncanson, Laura Merrill's owner, lost no time in entering a protest with the judges against such conduct.

After the fourth heat in the 2.15 class had been run off, rain began to descend, and after a brief delay the judges found it necessary to postpone the race until the following day.

The attendance on Wednesday numbered about seven hundred.

### THURSDAY'S MEET.

The races on Thursday attracted a crowd of upwards of one thousand people and were the equal of any seen here in years. It rained heavily during the previous night, but the bright sunshine and strong wind of Thursday morning put the track in the best of condition.

The 2.15 trot and pace, unfinished Wednesday, was first called on. Harvey McCoy took Cumming's place behind Miss Letha and the chances for victory appeared to be very much in the little mare's favor. The horses kept well together in the first heat and it looked like anybody's heat. Laura Merrill finally got the lead from Brownette and led her to the wire by half a length, with Letha a close third. Time, 2.18 1-2.

In the sixth and final heat, Little Sweetheart and X-Ray dropped out, and the race was between Letha, Laura Merrill and Brownette. Letha took the pole at the first turn and kept it until the three-quarters pole was reached, when she was overhauled and passed by Laura Merrill. The Fredericton mare struggled gamely to recover the lost ground on the home stretch, but proved unequal to the task. The time was 2.20 flat.

### 2.24 Trot.

The 2.24 trot brought out a field of eight horses, and all except one remained until the finish. Crescent, a stocky little bay mare, was the favorite in this event and more than made good. She lost the first heat to Prince Louis, but in the remaining three set the pace for her competitors. Her fastest time was 2.23 3-4, but it is believed that she could have done much better had it been necessary.

In the second heat she finished neck and neck with Prince Louis and the judges had some difficulty in reaching a decision. Prince Louis, Druggist and Miss Gazette, all showed up well in the third and fourth heats, but Crescent proved too speedy for them.

In the 2.27 trot and pace there were ten starters, it being one of the largest fields of horses ever seen in a race on the Fredericton track. With such a speedy horse as Frank Patch setting the pace the only cause for surprise is that they were all able to keep within the distance flag. Alberta G., which had been the favorite in the betting, drew the pole in this event but lost it at the first turn to Major Bill, which in turn gave way to Patch. Patch led the procession to the wire with Leonard Wilton second, Mona Barron and Tattam neck and neck for third position. Boutiller, driver of Tattam, claimed he had finished third, and although his claim was supported by others, the judges set him back to fifth position. Mr. Boutiller filed a formal protest.

Frank Patch had things pretty much his own way in the next two heats. Mona Barron, a green mare, owned in this city, set a good pace at the beginning of each lap, but seemed a little weak on the finish.

Following is the summary for the two days:

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(Continued on Fourth Page.)

## VICTORY FOR UPHAM.

### Carleton Election Petition Bowled Out by the Supreme Court.

The efforts of the Tories of Carleton county to deprive Mr. George W. Upham of his seat in the local legislature, which he honestly won in December last, have resulted in failure. The case was argued before the Supreme court last month, when Messrs. Carvell and Jones, K.C.'s, acting for the petitioner, moved to rescind an order by Justice McLeod, fixing the date of trial for August 17th, and also an order by the same judge extending the time until September. The grounds on which the application to rescind the judge's order was made was that the petition had not been published as the law required, and a copy had not been posted at the registry office.

The decision of the Supreme court was delivered this morning by Chief Justice Barker, and rescinded Justice McLeod's order on both grounds. The judgment was unanimous, it being explained on behalf of Justice McLeod that while he had some doubts in regard to the matter, he did not consider that they were strong enough to justify him in dissenting from the judgment, therefore he concurred in it.

In the course of his judgment the Chief Justice pointed out that the legislature had laid down a certain

course to be followed in connection with election petitions, and it was not enough to say that something else was just as good. The sheriff had not posted the petition in the registry office as required by law, but in the vestibule of the same, and he might as well have posted it in the vestibule of the judge's chamber. The mistake of the sheriff, he said, could not make a good service out of a bad one. He ordered both orders to be rescinded with costs, and also costs of the summons. This puts the election petition out of court.

Other cases disposed of by the court were:

Bank of Nova Scotia vs. Thomas J. Gorman—Appeal allowed and attachment order set aside with costs.

Landry vs. Sivret—Non suit granted with costs.

King vs. McQuarrie ex parte Giberon—rule discharged.

King vs. Diblee, police magistrate Woodstock, ex parte W. E. McIntyre—(two cases)—rule discharged. This means that the convictions against McIntyre for shipping liquor into a Scott Act county stand.

The Chief Justice and Judges White and Barry were in attendance, and after the judgments were delivered, they adjourned the court sine die.

## HORRIBLE ACCIDENT.

### Two Boys Killed by Gasoline Explosion near Shelburn, N. S.

HALIFAX July 1.—A dreadful accident occurred this afternoon at Shag Harbor, Shelburne, whereby two boys, whose names cannot be ascertained tonight, were killed and four others were seriously injured, in addition serious damage was done to the Halifax & South Western Railway station.

News of the terrible occurrence was brought in by the incoming train. Further particulars cannot be obtained tonight as there is no telegraph or telephone connection.

Conductor Foster reports that as his train was approaching Shag Harbor station this afternoon it was seen that the combined passenger station and freight shed was on fire. The incoherent utterance of the station train's fire apparatus was at once put to work with the result that the fire was overcome.

The trainmen started an investigation and discovered a tragedy. From the incoherent utterance of the station agent, who is a lady, and who was almost prostrated, it appeared that during the afternoon a number of boys, perhaps seven or eight, had

been playing about the station celebrating Dominion day. One of them had a candle and just before the mishap he went into the station and asked the agent for a match, which she gave him. He returned to his companions and an instant later a deafening explosion was heard.

During the day a barrel of gasoline had been standing on the station platform and it is supposed that in some manner this explosive liquid was ignited.

One of the boys was found lying beyond the railroad track. The top of his head was blown off and his brains scattered about. Another was found lying on the platform near the spot where the barrel stood. He had evidently been rendered unconscious, and burned to death in a short time. The clothing had all been burned off his body, his flesh was crisped, and the remains were almost unrecognizable.

Four others were found in various positions, all unconscious, and were taken to their homes. The extent of their injuries was not known by the incoming trainmen, but it is feared that they must be serious.

## MURDERER ARRANGED.

LONDON, July 2.—(Special)—Madar Leloff Djenagrat, the Indian student, who last night shot and killed Lieut. Colonel Sir William White Hutt Curzon Wyllie and Dr. Cawas Lalcaca of Shang Hai, at the conclusion of a public gathering in the Imperial institute was arraigned in the West Minister Police court this morning and remanded for 1 week after being formally charged with wilful murder.

In the docket the prisoner appeared quite unconcerned. He stood with his hands in his pockets and shook his head negatively when asked if he wished to say anything. Subsequently, however, he said that he had not wilfully killed Dr. Lalcaca. "I saw him advance and when he caught hold of me I fired in self defence," he declared. The proceedings lasted only a few minutes and the Hindu prisoner was removed to jail under a strong guard.

This is the first time the methods of the terrorists have been introduced into political agitation in England, and the country has awakened to that fact in an ugly temper. The prisoner, whose age is given as 26, is said to have relatives in good standing in Calcutta.

## THE STOCK MARKET.

NEW YORK, July 2.—(Special)—Trading was fairly brisk on the stock market exchange today, but there was little change in prices. Quotations at noon were:

Amalgamated Copper, 82 1/2.  
Atchafson, 115 1/2.  
New York Central, 133.  
Erie, 37 1/2.  
Missouri Pacific, 73 1/2.  
Northern Pacific, 152 1/2.  
Pennsylvania, 137 1/2.  
Reading, 158 1/2.  
So. 139 1/2.  
Southern Pacific, 131 1/2.  
Union Pacific, 194 1/2.  
United States Steel, 69 1/2.

## FREDERICTON DEFEATED.

The Fredericton Tennis Club was defeated at Rothesay yesterday by the Rothesay Club. The final score was 20 to 19. The match was played on the Rothesay club courts and was very interesting.

Among those in the Fredericton party were: Mrs. H. R. Babbitt, Miss H. Babbitt, Mrs. Deedes, Miss K. Hatt, Miss G. Phair, Miss Muriel Massey, Miss M. Massey, Miss Walker, Mr. C. F. Randolph, Mr. P. Gregory, Mr. H. R. Winslow, Mr. R. Sherman, Mr. H. C. Turner, Mr. H. Hatheway.