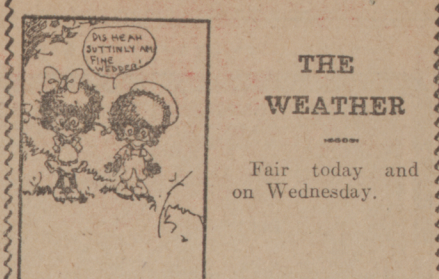




The Evening Times.



VOL. V. No. 290

ST. JOHN, N. B., TUESDAY, SEPTEMBER 14, 1909

EIGHT PAGES—ONE CENT

DIED OF THIRST IN DEATH VALLEY

Miners' Supply of Water Exhausted and Thirst Crazed Them

130 DEGREES IN SHADE

Scouts Seeking Brother of Machine Company President Came Across Bodies But No Sign of Man They Sought

Rhyolite, Nev., Sept. 14.—The bodies of Emery Bidge and Tom Flanz, miners, who perished of thirst while attempting to cross Death Valley, were found on Saturday, four miles west of Skiddow, California, by members of the searching party scouting the desert for a brother of President Eldridge, of the National Sewing Machine Co., who has been lost for three weeks.

The men whose bodies were found left Rhyolite late in August, and started across Death Valley, where the thermometer reaches 130 degrees in the shade during the summer months. They carried two canteens of water each, but this supply must have been exhausted before they had gone half way. Crazed by thirst, they wandered about until they were overcome by the heat and lay down to die.

Young Eldridge was attempting to reach this place from his mining claims on the Panamint range. He left his companions three weeks ago. Men from all the desert camps have searched the desert. The burrow which he took with him when he started across the valley was found a few days ago, but there was no other trace of the man.

FINDS WIFE AND SON DEAD; SUFFOCATED

Larchmont, N. Y., Sept. 14.—Mrs. G. Maris Nelson and George Stuart Nelson, six years old, wife and son of G. Maris Nelson, a lawyer with offices at No. 163 Broadway, New York, were found dead in bed this morning at their summer home here, in Park avenue. A stopcock connection with a gas stove in the bedroom was open and the two had been dead several hours.

While Mrs. Nelson had not been active socially in Larchmont society this summer, she was well known, and the news of her death and that of her son was a shock to her friends.

It was the opinion of Coroner Bodecker of Mount Vernon, that the stopcock had been opened accidentally some time in the night when Mrs. Nelson arose to do some service for her son, who was ill.

When Mr. Nelson, who is attorney for the Brooklyn Docks and Power Company, returned to his Larchmont home at night he went to a bedroom in the rear of the second floor of the house, while that used by his wife and younger son was situated in the front.

Mr. Nelson awoke at 7:30 o'clock next morning and called to his wife several times before he became alarmed. On investigating he found the bodies of his wife and son in the front room, filled with illuminating gas.

Dr. Elsworth J. Smith was summoned and said Mrs. Nelson and her son had been dead several hours.

JUDGE WHITE WELCOMED AT COURT IN KINGS

Addresses Presented By Bar and Grand Jury of His Native County—Drives From St. Martins as Train is Detained By Accident

Hampton, N. B., Sept. 14.—(Special)—The September session of the Kings county circuit court opened this morning. Mr. Justice White presiding. His Honor spent the week end at St. Martins, expecting to come here this morning, but an accident occurred on the shore end of the railway line last by which traffic was so "disarranged" as to prevent the train leaving today on schedule time. Judge White had to drive thirty miles. He left at 4 o'clock in the morning to keep his appointment.

The grand jury summoned were: Jas. E. Waddell, E. A. Flewelling, H. V. Dickson, F. C. Bogart, Jas. McCrossin, Otty Manning, Jas. Alexander, Allen Price, D. O. Laughrey, Earl Harner, Herbert S. Jones, J. Mont. Belyea, Fred Weldon, J. Leonard Steele, Wm. Howard, Harry Hayes, Geo. Ingham, Frank McPherson, Pearl Fairweather, Edin A. Morris, Geo. Sufferen, E. A. Schofield, R. Hamilton, Winford and Joseph Kennedy. E. A. Schofield was elected foreman.

Addresses to Judge

Before the charge to the grand jury, Geo. W. Fowler, on behalf of the Kings county bar, presented to Judge White the address accompanying it with laudatory remarks upon His Honor's record and assurances of loyal support in all that concerns the proper administration of justice as between the bench and the bar.

The Honorable Albert Scott White, J. L. D., Judge of the supreme county court of New Brunswick.

Sir—We the members of the Kings county bar desire at this your first official visit to your native county, since your elevation to the bench, to convey to you our hearty congratulations. We are assured that your long and successful career at the bar, your eminent legal acquirements and your judicial mind, will enable you to per-

OPENING OF FAIR AT THE CAPITAL

Governor Tweedie Arrives—Imperial Service Medal—Weddings in Fredericton—Pass Case in Court A gain.

Fredericton, N. B., Sept. 14.—(Special)—Governor Tweedie arrived from Chatham at noon today and will open the exhibition at 8 o'clock this evening. Premier Hazen and Mrs. Messrs Morrissey and Gimmer are also here for the opening. Nearly all the exhibits for the fair have arrived and have been installed.

George P. Barrett for many years employed as a messenger on the Royal Gazette, was this afternoon decorated with the medal of the imperial service order by Governor Tweedie. The ceremony took place in the governor's office in the presence of members of the government and officials.

George Drogan, a well known athlete of Marysville, and Miss Elizabeth Titus of St. Marys, were married this morning by Father Ryan.

Harry Sutherland of the civil service, Ottawa, son of W. H. Sutherland, of this city, will be married here tomorrow evening to Miss Edith Brewer.

The preliminary examination of George Pass, charged with stealing jewelry from a C. P. R. train, was continued this morning. Mrs. Strayhorn, of Boston, was the only witness examined. She told of losing some jewelry from a suit case while on route from Boston to St. John in July last. One of the rings which Pass presented to a waitress in a St. John hotel, was identified by the witness as her property. The case will be continued this afternoon.

DAVID CHOOSES TRIAL BEFORE JUDGE RITCHIE

Joseph David, who was allowed out on suspended sentence about a month ago on a charge of stealing clothing from W. H. Bell, was in court this morning on a charge of stealing a pocket-book and some other articles from the house of James Connell on the Marsh Road. He is expected to be tried before Judge Ritchie this morning.

Mr. Connell gave evidence about the case and said he had known David for some time. One night recently he came to the house of the witness and stayed there until the following day, being given two meals and shelter. When he left the witness missed the pocket-book referred to. A purse was produced in court, but the witness could not identify it as his property although he recognized a coin, found in the purse, as his wife's.

This purse was taken from the prisoner on his arrest. Mr. Connell thought that a ring found in the purse belonged to his wife, but would not swear to it.

David was remanded. He was arrested last evening on the farm of Thomas Barrett of Red Head by Policemen Scott and Lucas. He had been working for a few days in the hayfield of Mr. Barrett.

JUDICIAL WHITE WELCOMED AT COURT IN KINGS

form the duties of your high office in such a manner as to add additional lustre to a bench already distinguished by reason of the many eminent men, who since the creation of this province, have been members of the supreme court.

You have been for many years the leader of the bar of this country, and we, your fellow members, bear evidence of your untiring industry in the practice of your profession, and your unflinching courtesy to your fellow members. We hope for you, sir, a long and distinguished career on the bench, and are satisfied that the law will be by you faithfully and impartially administered.

The address was signed by—G. W. Fowler, W. B. Jonah, W. D. Turner, J. M. McIntyre, M. H. Parlee, J. Arthur Freeze and J. H. McFadden.

To the Honorable Albert Scott White, Puisne Judge of the supreme court.

We, the grand jury of Kings county of the occasion of this your first judicial visit to this county, desire to tender you our heartiest congratulations upon your appointment to the high and important position you now occupy. The prominence to which you attained at the bar, and in the legislative assembly is proof of the possession on your part of great ability. The bar of Kings county, regardless of political difference, united in a recommendation for your appointment, and we beg to assure you that there was equal unanimity amongst the talsmen of the county.

In your judicial career, we have been pleased to notice that you have manifested the same deep research and knowledge of the law which ever characterized you while at the bar. In conclusion, permit us to express a sincere wish that you may be long spared to fill a position for which you are so eminently qualified, and that your judicial mind, will enable you to per-

(Continued on page 3.)

AWAIT NOW CONSENT OF MISS ELKINS

Italian Royal Family Willing for Abruzzi's Wedding But the Lady Has Not Yet Said She Will Wed.

Paris, Sept. 14.—A high personage in touch with previous preliminary arrangements in regard to the marriage of the Duke of the Abruzzi and Miss Katherine Elkins said yesterday that, contrary to the popular impression, the real hitch was not due to objections by the Italian royal family, but to the attitude of Miss Elkins herself.

"If Miss Elkins would accept the duke," said this authority, "no obstacle would be placed in the way of the marriage by his family. I know that the king and the royal family have offered to grant their consent, not to a morganatic union, but to a marriage which would include the privileges and rank for Miss Elkins to which the duke is entitled.

"The queen mother, perhaps, was not pleased with the prospect of the duke contracting a union with an American, but her objections would have been withdrawn. The duke's fate rests with Miss Elkins herself. If she should say the word, the duke would be at her side tomorrow and the marriage would not long be delayed."

POLICE COURT

Judge Ritchie Has Variety of Cases and Gives Some Advice

In the police court this morning Judge Ritchie disposed of a number of cases and gave out some good advice to the prisoners before him.

Charles Kain, charged with being drunk on Richmond street, pleaded guilty and was remanded until his honor could make further inquiries.

Policeman Sullivan said that he had been called to Kain's mother's house to quell a disturbance, which he was creating.

Judge Ritchie addressed the prisoner in strong terms, and finally ordered him taken below, saying he was a disgrace. He had been warned to keep clear of his mother's house, as he had always made trouble when he went there, and since he had disobeyed the court in that respect he now must suffer the consequence.

Duncan Jewett, in response to a charge of drunkenness and profanity, said that he would not say whether he was drunk or not, and the same about swearing.

Policeman Finley testified that the prisoner had come to the police station intoxicated and had complained that he was living the life of a dog.

"If he was drunk he was living a worse life, for a dog would not get drunk," said his honor.

The witness said that the prisoner had left the station before he was taken to the house to which he was being taken, and he began to use the name of God wrongfully, and he was therefore placed under arrest.

Jewett has a wife and family. He was remanded.

Michael McNulty, aged 36, charged with being a common drunkard, and having no visible means of support, received a sentence of \$50 or three months in jail. He told the court that he was a native of County Down, Ire., but had been in this country eight or nine years.

"Then why don't you have some regard for the land of your birth, Ireland, and say you are a Canadian?" asked his honor. The prisoner said he had been in and about the city for some time, but had not resided permanently in town.

"You are what they call a suburbante," remarked Judge Ritchie, with a wink, "but the police say that you have frequently been a visitor at the station for protection. You ought to be ashamed of yourself, a man 36 years of age, with no means of support. I would call you a slob-sentence, I wish it distinctly understood that you are to be put at the hardest work possible. If there is any very dirty work to be done you will have to handle it. And the physicians should allow you a diet of the least possible amount of food which you can eat, to depart from this country as soon as possible. Try your luck under the Stars and Stripes."

Thomas Foley, arrested on a charge of stealing a pocket-book containing \$1 from Mrs. H. B. Schofield, Wallington Row, said that he had no knowledge of the offence, and he was remanded.

Mrs. Burke promised to have a troublesome dog, whose taste for human flesh was marked by his nipping Robert Ewing, destroyed and was excused.

BOARD OF HEALTH IS TRACING IT

Action Relative to Typhoid Cases—List of Owners of Houses Where Sanitary Conditions are Not Good

Regarding the statement in yesterday's Times that there are eighteen cases of typhoid fever in the public hospital, Secretary Burns of the board of health, said that several of these patients were brought here for treatment from outside the city. The board had been engaged for some time, he said, in trying to trace the origin of the disease, but thus far had not met with much success. As it had been suggested that the milk supply might be the cause, tests of milk supplied to the patients affected had been made, but no germs were found.

In all cases where there were patent closets, "peppermint tests" had been made, but nothing was found to indicate that the disease originated from this source. Where houses were not connected with the sewers an inspection of the outbuildings and surroundings had been made, and the tenants ordered to properly clean them up.

For some time Inspector of Plumbing Howard has been preparing a list of houses that are not connected with the sewers, and the board has been urging the owners to make the connections and install proper sanitary appliances. In many cases the owners claimed that they could not afford to undertake the expense of doing this, so a reasonable time has been allowed before taking action.

At the next meeting of the board, however, the names of about fifty owners of houses not having proper sanitary conveniences will be submitted, and it is probable that steps will be taken to compel them to comply with the requirements of the law.

In connection with the matter of public health, there is a growing demand for medical inspection in the public schools.

TO BE BRIDE OF PRINCE TOMORROW

Miguel of Braganza to Wed New York Girl—She Becomes Catholic—Highland Toast to Them.

Dingwall, Scotland, Sept. 14.—Most of the royal guests have arrived here for the wedding of Prince Miguel of Braganza and Miss Aita Stewart, daughter of Mrs. James Henry Smith, of New York, which will be celebrated tomorrow. A deputation of the employees of the estate which Mrs. Smith has taken for the season, presented to the bride-elect a beautiful "funch," the oldest form of Highland drinking cup, in which they toasted the couple with Highland honors.

Emperor Francis Joseph of Austria has invited Prince Miguel and his bride to visit Austria as soon after the wedding as possible, so that the Duchess of Vico, as the bride will be known, may appear at court. The prince has issued an official statement saying that the marriage is morganatic, and affirming that the Braganza family have given their formal consent on Miss Stewart announcing her intention to enter the Roman Catholic church.

MANY AT THE FUNERAL OF REV. CHARLES COMBEN

The funeral of Rev. Charles Comben this afternoon was attended by a large number of clergymen and other prominent citizens and friends from outside the city.



Rev. Charles Comben

NEARLY A MILE A MINUTE IN AIR FLIGHT

St. Cyr, France, Sept. 14.—Santos Dumont yesterday broke the aeroplane speed record to win a wage of \$200.

WARN AGAINST CATTLE DISEASE

Chicago, Sept. 14.—The stock commissioners from all parts of the country are in Chicago attending the annual union of the International Association of Live Stock Commissioners of Illinois. In his address of welcome the president, W. H. Berdegullion, nothing less. In imposing duty state along lines of modern sanitation and disease control.

The recent outbreak of the foot and mouth disease, and the extreme danger of the malady to the stock growers' herds were explained by A. D. Melvin, chief of the United States Bureau of Animal Industry.

"The foot and mouth disease," said J. R. Moller, chief of the pathological division of the Bureau of Animal Industry, "is highly infectious, in fact, it spreads like a prairie fire. It is little known to the general public, but is always being watched by the veterinarians."

NORTH END TROUBLE; POLICE MAKE REPORT

An encounter took place last evening about 7:30 o'clock in Adelaide street, north end, in the outcome of which much interest now centres. The affair, as far as pugilism is concerned, was very much one-sided.

As a sequel to the matter, John Johnson and Frederick Whelpley have been reported to the police for a breach of the peace.

It is said that Johnson made an insulting remark to Mrs. Whelpley. She was standing in the doorway of her house in Adelaide street. Johnson then continued his way out towards Main street.

In the meantime Whelpley had heard of the matter and had followed Johnson and, having caught up with him, landed one, it is said, which brought him to the curbstone. Johnson got up and vowed vengeance on the angry husband, but did not retaliate.

The matter now rests with the police to deal with; two reports have been made on the books for breach of the peace.

FUNERAL OF MRS. FLANAGAN TOMORROW

Chatham, N. B., Sept. 14.—(Special)—The funeral of Mrs. Roger Flanagan will be held tomorrow morning at 9 o'clock. The body was brought here yesterday afternoon, accompanied by Mr. Flanagan and his daughter Marguerite. Mrs. E. A. Reilly of Moncton, a sister of the deceased, is here.

ARREST NEAR; BOY ENDS LIFE

Worry Makes Motorman Lose Mind

Motion for Arrest in Election Case—Almost Buried Alive—Montreal Old Home Week Opens.

Brandon, Man., Sept. 14.—(Special)—Thos. C. Taylor, working for a farmer near here has been committed to an insane asylum. He was a Winnipeg motorman who was out on bail till the fall as sizes in connection with the killing of two young men on July 26 and the case so preyed on his mind that his reason gave way.

Toronto, Sept. 14.—(Special)—Counsel for Hon. J. R. Stratton, M. P., for West Peterboro, has given notice of motion to commit to jail J. H. Burnham, the petitioner for his unseating. Burnham, on re-examination refused to reveal what sums he had paid detectives who prepared material on which he based his protest, and Stratton's counsel alleges that this is in violation of order made by the judge.

Owen Sound, Ont., Sept. 14.—(Special)—By a cave-in at the new waterworks at Inglis Falls here, J. C. Kennedy, contractor, was buried beneath the earth for forty minutes but yet lives to tell the tale. He was saved from suffocation by his arm covering his mouth as he fell.

Montreal, Sept. 14.—(Special)—Visitors to Montreal on the occasion of the old home week were officially welcomed at Dominion Park last night when speeches were made by the mayor and a number of prominent citizens. Fully 5,000 people arrived in Montreal yesterday to attend the celebration which is to last till Sept. 21.

PHELAN WHO DISCLOSED PLOT TO BLOW UP SHIP QUEEN, IS DEAD

Bremerton, Wn., Sept. 14.—Capt. Thos. Phelan, soldier of fortune, died yesterday in Bremerton, aged 76. While visiting in his native county, Ireland, many years ago, Phelan learned of a plot to blow up the British ship Queen, and warned the officers of the navy in time to prevent the execution of the plan.

Following the exposure of this plot, Phelan was requested to call at the office of O'Donovan Rossa, editor of the Irishman of New York. While in the office, Phelan was stabbed 13 times, and his arm was broken.

At Woodstock a short service will be conducted at the home of Rev. Mr. Comben's son, Charles, and interment will take place tomorrow.

BOY KILLED; WAS STRUCK BY BASEBALL

New York, Sept. 14.—While watching a baseball game at 231st street and Riverside avenue on Sunday afternoon, John Coffy, nine years old, of Kingsbridge, was killed by a ball batted on throw from the field. The boy was an interested spectator of the game, which was being played in a field along Riverside avenue. While his attention was distracted with something else, the ball struck him on the head. Whether the ball had been batted or thrown, and whether by one of the players or one of the spectators, has not been ascertained by the police, but they say that the ball which struck the boy was the one being used in the game.

Coffy fell to the ground, and when some one went to pick him up he was found to be unconscious. The game was stopped and the players gathered around the prostrate boy, but efforts to revive him proved futile.

Alarm then seized the players and they ran away. Some of the spectators noticed Red the Bronx police, and the ambulance was hurried from Fordham hospital. The boy was dead when Dr. Kistler arrived.

The police think the boy's death was the result of an accident, and they do not expect the prosecution of anybody in connection with it, but they are desirous of obtaining witnesses for the inquest.

COWS MUST NOT ROAM STREETS

Richard W. Folkins appeared in the police court this morning to answer a charge of allowing three cows to roam at large in Douglas street on Sunday afternoon. He explained that a gateway had been knocked down, and in that way the animals had strayed from their pasture.

"What a fine appearance Douglas avenue which is always kept in the best condition, would have," said his honor, "if everybody in the vicinity who kept cows allowed them to run about the streets. You will be made liable for one cow."

Folkins was fined \$2.

REPORT GIVEN OUT BY CAPT. NEISEN' COMMANDER SAYS, IS UNFOUNDED—PEARY LOOKS LIKE MAN WHO HAS BEEN UNDER GREAT STRAIN

New York, Sept. 14.—The following despatch from Commander Peary was received by the Times yesterday: "Battle Harbor, via Cape Ray, N. F., Sept. 13.—"Captain Neisen report unfounded. Neisen has a quartz crystal from Cape Sheridan, Roosevelt's winter quarters."

(Signed) PEARY.

The report to which Commander Peary's message refers is in a despatch from St. John's (Nfld.) which contained the report made by Captain Neisen of the steamer Teff of his meeting with the explorer at Battle Harbor.

Neisen said that Peary discovered a new land nearly 200 miles south of the pole and in proof of it showed a piece of crystal which he asserted was brought from there. He added that there was so much of this mineral there that the explorers informed him that the ground glistered with it, as with glass.

A news despatch from Battle Harbor to the Times says that Commander

WASHBURN DIES; BROTHER UNDER ARREST

30 Year Old John Washburn Dies; Brother Under Arrest

DIME NOVEL CASE

Detroit, Mich., Sept. 14.—(Special)—Preferring death to capture, John Washburn, a thirteen year old burglar emptied a shot gun at a sheriff's posse near Hastings, (Mich.), yesterday afternoon, and then killed himself with a revolver in regular wild west fashion.

Washburn and a younger brother broke into a store at Fruitport some time on Sunday night and stole a number of shot-guns, revolvers and sheath-knives, besides 3,000 rounds of cartridges.

Yesterday afternoon they went out in the woods to practice shooting, and the fusillade attracted the sheriff and posse. The boys took to their heels when they saw the officers, but Edwin, the younger, was captured. The other boy rushed into a swamp, where he turned and fired at his pursuers, narrowly missing one of them.

Then as the officers advanced upon him, young Washburn took a revolver from his belt and deliberately sent a bullet crashing through his brain. He was dead when picked up.

Both boys are well connected. For some time they had been devouring sensational dime novels and had formed an extensive plan to go into the horse-stealing business. Edwin told the authorities last night that his brother tried to form a pact with him not to be taken alive.

SOON CLAIM HALF MILLION FROM MRS. SAGE

New York, Sept. 14.—Mrs. Russell Sage has announced at her home in Lawrence, L. I., that her agreement to give \$500,000 toward a fund for the distribution of the Bible if the Methodist church provides a like amount, still stands. She has been informed that this additional sum will soon be raised.

Two years ago Mrs. Sage's offer was made public by the American Bible Society, which association will have active charge of the distribution. It was then said that she allowed them until December 31, 1908, in which to get the money. They were unable to do this in so short a time and she extended the period for one year.

Hard work was indulged in by hundreds of committees throughout the United States, and as a result it is stated at Crawfordsville, Ind., where the Northwest Indiana Methodist conference is in session, that this money would be ready by the end of this year.

Mrs. Sage verified the report and expressed delight that such a large sum as \$1,000,000 is so soon to become available as a permanent endowment fund.

SERIOUS FOREST FIRES NEAR LOS ANGELES

Los Angeles, Sept. 14.—Every forest ranger in this district is out with squads of volunteers fighting forest fires, which surround Whittier.

The fire is devastating the north slope of Mount Pacific, the highest point in the second tier of the Sierra Madre Range. Reports from Mount Wilson say that the fire is the worst in that region in several years, and the watershed is in serious danger.

A corn-bake is to be given this evening at Bay Shore and promises to be a very enjoyable affair. A large number of couples have been invited by the committee, which is composed of Joseph C. Reade and Chester Colwell.

PEARY DENIES DISCOVERY OF NEW LAND NEAR POLE

Report Given Out by Capt. Neisen' Commander Says, is Unfounded—Peary Looks Like Man Who Has Been Under Great Strain.

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