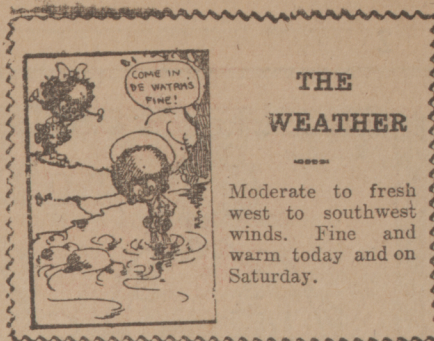




The Evening Times.



VOL. V. No. 284

ST. JOHN, N. B., TUESDAY, SEPTEMBER 7, 1909

EIGHT PAGES—ONE CENT

LAWYER DIES IN THE WATER

A. H. Marsh, Former Partner
of Sir John A. McDonald—
Beresford Talks on Labor

Toronto, Ont., Sept. 7.—(Special)—Alfred Henry Marsh, K. C., member of the law firm of Marsh & Cameron, and one of the most widely known barristers in the province, died of heart failure last evening while swimming in a lake at Center Island, about 100 yards from his summer residence.

Mr. Marsh, who had practiced his profession for more than thirty years, was in his fifty-ninth year. He was at one time in partnership with the late Sir John A. MacDonald.

Toronto, Sept. 7.—(Special)—The attendance at the exhibition yesterday broke all records, fully 150,000 persons taking advantage of the labor holiday to visit the fair. Lord Charles Beresford delivered a brief address at the directors' luncheon, were the chief guests were prominent labor unionists.

He spoke on labor questions of the day, and declared it was to labor organizations that credit for progress of the country was due.

EIGHTEEN FOOT WALL OF WATER SWEEPS VALLEY

Montrose, Colo., Sept. 7.—Reports from Telluride tell of the breaking of the trout lake dam on Sunday, resulting in damage along the Sammiguell River valley estimated at between \$500,000 and \$750,000. Saw Pit, a mining hamlet, is said to have been washed away by the eighteen foot wall of water. The town of Placerville, it is feared, was seriously damaged as it was almost in a direct line of the flood. No loss of life is reported as at first signs of the dam weakening, horsemen were sent through the valley to warn the people. Crops in the lower valley were seriously damaged.

QUEBEC HIGH COURT I.O.F.

Quebec, Sept. 7.—(Special)—The High Court of the Quebec I. O. F. opened its annual meeting here today to continue tomorrow. Five hundred delegates will be in attendance. This forenoon the reports of High Chief Ranger Ellis and other high court officials, were presented. Delegates are going for a trip on the St. Lawrence and down the Lachine Rapids this afternoon.

MCKENZIE KING'S LABOR DAY SPEECH

Berlin, Ont., Sept. 7.—(Special)—At the Labor Day declaration here, Hon. McKenzie King, minister of labor, declared that nowhere in the world was the lot of working people so happy as in the Dominion, and he contrasted the almost ideal state of things prevailing here with conditions in India, China, and Japan, where women and children did men's work, receiving 8 to 15 cents a day for it, while men did not get much more.

Then not only was there no labor day there, but there was no week day of rest, and here Mr. King took occasion to dwell upon the blessings derived from Christianity. It was necessary, he said, that labor unions should seek not only to preserve the rights they had attained in this country, but also endeavor to extend them to people of other countries.

DOAKTOWN I. C. R. STATION MASTER WEDS

Newcastle, N. B., Sept. 7.—(Special)—Intercolonial station master, Thomas Chalmers, of Doaktown, and Miss Martha, daughter of Mr. and Mrs. Samuel D. Betts, of the same place, were married yesterday in Doaktown Baptist church, Rev. J. C. Belyea officiating. The couple were attended by Edward Mitchell and Miss Winnie Belyea. Mr. and Mrs. Chalmers left last night on a wedding trip to Montreal and other places.

KNIGHTS OF ST. JOHN AND MALTA

Toronto, Sept. 7.—(Special)—The Knights of St. John and Malta are in session here. Important questions are to be settled.

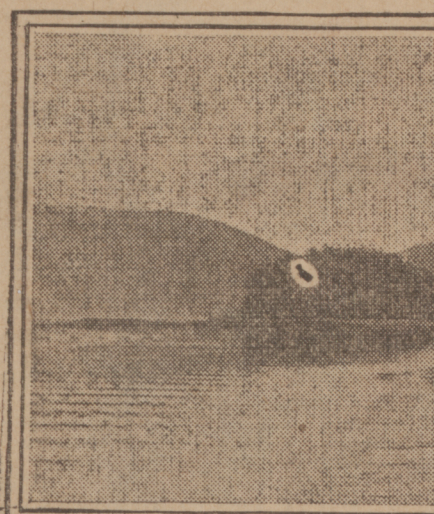
In the police court this afternoon Walter Patrick, on trial on charge of stealing goods from Arnold & Co's store, was further remanded. He was to have received his sentence today, but Judge Ritchie wishes to make some further enquiries concerning him.

Sir Thomas Shaughnessy may not be able to address the Canadian Club of St. John. Monday's Montreal Star says: "Sir Thomas Shaughnessy, president of the C. P. R., will leave for the Pacific Coast Wednesday or Thursday."

GORMAN IS DEAD, MURDER CHARGE NOW

A charge of murder now awaits Samuel Colie, the Italian in jail at Andover on a charge of shooting James Gorman at Plaster Rock, for the young Irishman now lies dead as the result of his wounds. His death came as a surprise for the expectation was that he would recover from his wounds.

ARCTIC SCENES OF TIMELY INTEREST WHEN MEN HAVE CONQUERED ICE WASTES OF NORTH



DR. COOK'S EXPEDITION
ALONG THE ALASKA COAST
ON THE S.S. SANTA ANA
IN 1903.



J. E. BRADLEY
LAST MAN TO SEE DR. COOK
BEFORE HE MET HIS FATE
TO THE POLE

New York, Sept. 7.—A second message from Commander Peary was received by Herbert L. Bridgman, secretary of the Peary Arctic Club early today. In this message Commander Peary requested Mr. Bridgman to notify the geographical societies throughout the world that the Peary Arctic Club expedition had reached the North Pole. The message was dated at Indian Harbor, Labrador.

New York, Sept. 7.—Capt. R. A. Bartlett of the Roosevelt, telegraphed to a friend in this city from Indian Harbor as follows: "It is accomplished. Kind regards to all."

St. John, N. B., Sept. 6.—Intense interest prevails here over the announcement of the discovery of the North Pole by Commander Peary, augmented by the fact of the departure last month from this port of the relief schooner Jeanie, which sailed on August 3.

The Jeanie, chartered on her way by thousands of well-wishers, put out for Greenland, with her Peary relief expedition, commanded by Captain Bartlett, an experienced Arctic navigator, and with a crew of eight other Newfoundlanders. There were two passengers aboard, S. K. Fuller, of New York, a newspaper man, and Gene Wallace, the educated Eskimo boy, who has been in America for 13 years, having been taken there by Commander Peary.

London, Sept. 6.—It needed but the amazing announcement of Peary's success in reaching the North Pole so hot upon Cook's arrival in Europe with the same news, and while the world was still excitedly discussing the latter's feat, to complete the astonishment of geographers and the public generally. No longer could the slightest doubt be entertained that the mystery so many explorers had vainly suffered hardship and death to penetrate, was at last solved. Since it could not be given to an Englishman to win this honor, the British people are ready to extend their heartiest congratulations to the American people. Their wish now is that Shackleton may succeed in planting the British flag at the other pole.

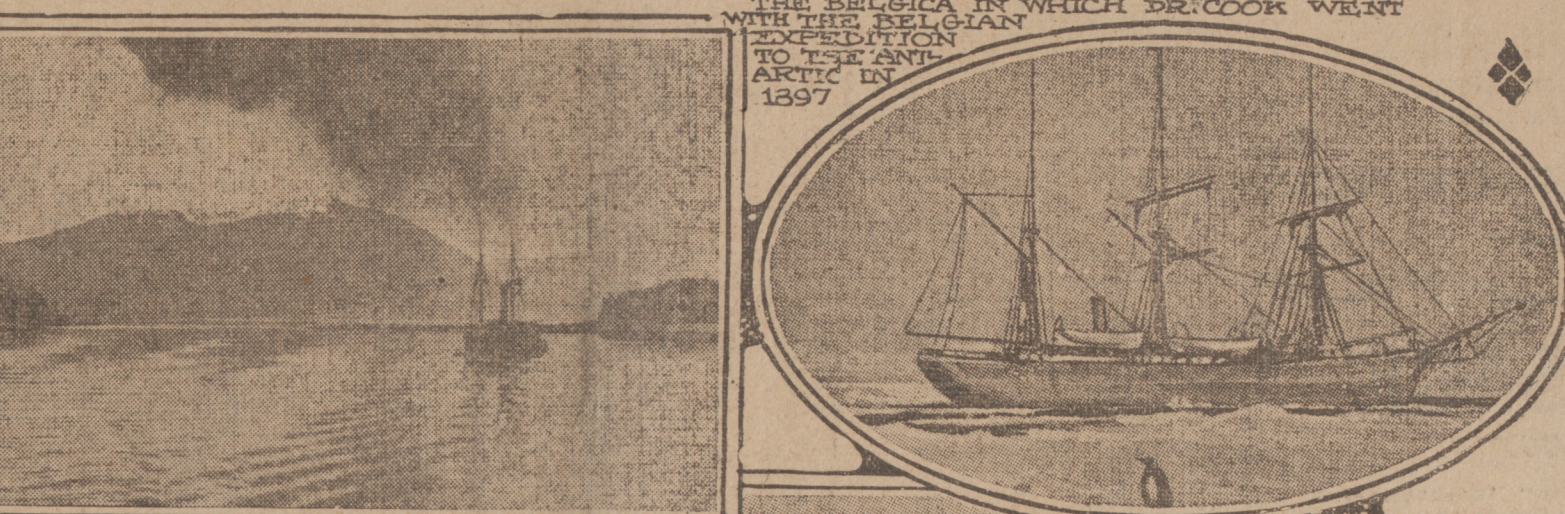
Paris, Sept. 5.—Commander Peary's announcement that he had reached the North Pole has caused a profound impression in France. Public opinion might be summarized in the statement that belief in Peary's success probably would tend to destroy many doubts entertained concerning Cook's claims, since it is felt that weather and ice conditions very likely rendered the voyages of both successful.

(See also Page 7)

CONGREGATIONAL CONFERENCE

Delegates to the Congregational Church conference at Chebogue, (N. S.) returned home yesterday. The following officers were elected: Rev. A. R. Schrag, of Yarmouth, president; J. W. Jewett of Sheffield, (N. B.) recording secretary; J. W. Flewelling, St. John, statistical secretary; C. E. MacMichael, St. John, treasurer. Those who returned to the city yesterday were Rev. J. W. Cox, Rev. S. W. Anthony, Mr. and Mrs. E. E. MacMichael, H. P. Kerr and Mrs. E. E. MacMichael, J. W. Jewett of Sheffield passed through the city on his way home.

The Italian prisoner was brought before Magistrate McQuarrie at Andover last week but remained pending the recovery or death of Gorman, as it was uncertain what the full extent of the charge against him would be, but the death of Gorman now leaves no doubt as to the charge on which the defendant will be arraigned.



THE BELGICA IN WHICH DR. COOK WENT
WITH THE BELGIAN
EXPEDITION
TO THE ANT-
ARCTIC IN
1897



MOUNT MCKINLEY, ALASKA. ALTITUDE 20,464 FEET, ON WHICH
THE AMERICAN FLAG WAS PLANTED BY DR. COOK ON
SEPTEMBER 16TH, 1906.

TRUE BILL AGAINST HIM, McDOUGALL TO BE TRIED

Grand Jury Indicts Him in Free Speech Case—
Matter Will Be Taken Up Tomorrow Morning—
Judge White the Trial Judge

The September Circuit Court opened this morning. His Honor Mr. Justice White presiding. The case of the King vs. C. Bruce McDougall, charged with publishing four defamatory libels in Free Speech, was presented to the grand jury. Attorney General Hazen and J. B. M. Baxter appeared for the Crown, and A. J. B. Melish and J. C. Sherren for the defendant.

R. Keltie Jones was elected foreman of the grand jury, and John Russell, Jr., secretary. The following are the members of the grand jury: Charles K. Cameron, Charles S. Everett, John H. Bond, John Splane, Gideon Heyner, George M. Murphy, Douglas McArthur, John T. McGowan, Charles H. Gibbon, Joshua Ward (absent), Thomas Gorman, Robert M. McLaughlin, John Russell, Jr., George H. Armstrong, R. Keltie Jones, Adam J. Charlton, Beverly R. Armstrong, (absent), Robert T. Warden, Samuel C. Drury (absent), and James Patterson.

The grand jury retired at 11:45 o'clock and returned about 12:30 after finding a true bill on each charge against the defendant. The case will be taken up tomorrow at 10 a. m.

The following were summoned to act as petit jurors: J. Sidney Kaye (absent), Eustace Barnes (absent), Henry F. Linton (absent), Benjamin J. Dowling, Thomas H. Linton (absent), H. Beverly Robinson (absent), Kendall Hall, Charles W. Bailey, Arthur T. Thorne, Alfred L. Dodge (absent), Walter B. Campbell, G. Wilford Campbell, Frederick H. Tippet, C. Dickson Trueman, Edward L. Rising, Simeon A. Jones (absent), John R. Vaughan (absent), Frederick C. MacNeil, J. L. Thorne, J. Hunter White (absent), Frank J. Lively (absent).

A notice of application was read by L. P. D. Tiley for the naturalization of Alessio Lucacci, a statue maker.

CIVIL DOCKET.

Jury.
Lowell vs. Grey—Dr. L. A. Curry, K. C.

Ross vs. Connecticut Fire Insurance Co. of Hartford—Dr. L. A. Curry, K. C.

Peters et al vs. Barbour—Hannington & Hannington.

McKane vs. Kennedy—Fred R. Taylor, Haley vs. Donaldson Bros.—J. B. M. Baxter.

Peterson vs. Glover—J. B. M. Baxter.

Non-jury.
DeWitt Bros., Ltd. vs. Dibblee—Barnhill, Ewing & Sanford.

Allingham vs. School Trustees of Lancashire—H. W. Robertson and J. B. M. Baxter.

Sullivan vs. McKane—C. N. Skinner.

Queen vs. Linton—L. P. D. Tiley.

HARRIMAN'S ILLNESS STIRS UP FEAR AGAIN

Albany, N. Y., Sept. 7.—All the alarming conditions regarding the condition of E. H. Harriman have been revived, following his relapse of Sunday night. From the best information obtainable today, however, it is believed that the attack that caused a hurry call for a New York nurse and probably two nurses, one for day and one for night, was a temporary sickness caused by a sudden change of temperature or an indiscretion in diet which the sick man in his weakened condition was unable to throw off.

Dr. W. G. Lyle, Mr. Harriman's private physician calls the attack "acute indigestion." In his statement last night he said that his patient was better. One result of the news has been a swift re-assembling of the newspaper representatives whose presence a week ago at every avenue leading to the Harriman home finally caused the sick man himself to issue a statement regarding his condition and promise that if the press of the country would withdraw its representatives he would see that this was informed of any subsequent crisis in his condition.

For this reason an effort is being made to secure daily bulletins from Dr. Lyle. While Mr. Harriman's last attack in itself may not be serious, there is always danger of grave consequences in the case of a man as weak as Mr. Harriman. This is a bearded, accounts for the anxiety of those surrounding the sick man. It was said today that, although the progress of Mr. Harriman's latest attack has been arrested, his temperature remains high and he is exceedingly weak.

SPORTSMEN'S GRIEVANCE AGAINST GOVERNMENT

Must Wait for License Till Day Arrives—Fredericton Herald Shuts down for a Few Weeks—St. John Man Married Today

Fredericton, N. B., Sept. 7.—(Special)—Sportsmen and guides now here on the way to the woods are complaining on account of the refusal of crown land officials to issue them licenses. In former years it was customary in case of sportsmen arriving here before the season opened to accept a cash deposit equal to the price of the license and forward the documents to them at opening of the season. It was announced today that no such arrangement would be made this year, and in consequence there is considerable grumbling on the part of sportsmen and guides.

Seven non-residents are now here en route to the woods, their intention being to spend time trout fishing until hunting season opens. They declare that they will proceed to the woods and send for their licenses next week.

W. H. C. Parlee, manager of the Herald newspaper, announced today that he had resigned his position and, pending reorganization, the Herald would today cease publication for a few weeks. He states that all accounts against the concern will be promptly paid and that another newspaper, presumably the Moncton Transcript, will fill in the unexpired portion of the paid up subscriptions. The Herald was established in 1889 as a weekly newspaper, and the daily edition was started in 1895. Its suspension leaves the capital without a Liberal newspaper.

It is reported today that Donald Fraser & Sons intend soon to rebuild the sawmill destroyed by fire here several years ago. Mr. Fraser, Sr., is here today, but declines to discuss the matter.

ELEVEN YEAY OLD BOY SHOT

Toronto, Sept. 7.—(Special)—With a bullet wound through his body, just above the left hip, John Kelly, the eleven-year-old son of Patrick Kelly, of 211 Lansdowne avenue, is lying in the hospital for sick children in a precarious condition, and two youths are being held by the police in connection with the shooting. The prisoners are John Travers and Augustus Culen, each sixteen years of age.

The shooting occurred on the railway tracks just above New Lansdowne avenue subway, and less than 100 yards from the injured boy's home. According to the boys they were fooling with a rifle with which they had been out hunting birds, when it went off accidentally and shot Kelly.

LARGE NUMBER AT THIS RE-UNION

Aurora, Ont., Sept. 7.—(Special)—The residence of Lot. L. Hartman, of White Church Township, near Aurora, was the scene of a remarkable historical gathering yesterday. Nearly 200 descendants of the late John Hartman came from all parts of the continent, gathering with their friends at the old homestead to celebrate the 102 anniversary of the settlement of the Hartman family in this district.

A monument to "John Hartman, his sons and daughters" was unveiled in old Aurora Cemetery nearby. Sir William Mulock delivered the memorial address. The other speakers included Justice Clute and E. J. Davis, of Newmarket.

York No. 3, L. O. L., will pay a fraternal visit to Vernon No. 1 in their hall, German street, this evening, when the Purple Blue, and the Royal Arch degrees will be conferred. Added interest is given to this by the fact that...

The Purple and Blue degrees have been conferred since being out of service years ago. A monument to "John Hartman, his sons and daughters" was unveiled in old Aurora Cemetery nearby. Sir William Mulock delivered the memorial address. The other speakers included Justice Clute and E. J. Davis, of Newmarket.

that the Grand Lodge of B. N. A. at its last session in July ordered their continuance.

KILLED NEAR SACKVILLE

Abel Carter Struck By Train—
at Moncton in Con-
nection With Socialist's Ad-
dress

Moncton, N. B., Sept. 7.—(Special)—Abel Carter, son of Brudenford Carter, was killed by a train early today as he was walking from Sackville to his home at Frosty Hollow, a mile distant. He had been attending a demonstration here, left by special train, and was walking on the track when struck by an early morning train, and killed close to his home.

There was excitement about the streets last night with crowds of people on hand. Socialist organizer Wilfrid Cribble held a meeting in Main street. As he was talking some of the spectators called on A. W. Belyea to reply to him, and Belyea was promptly arrested, amid a good deal of excitement. The case will be continued. Belyea being brought before court this morning, charged with creating a disturbance.

The supreme court is meeting at Dorchester today. There are two Moncton cases up. Lloyd Leaman is charged with violently resisting and Ben and Timmo Leblanc are charged with stealing from Mr. Bourque's home on the Paines Road. Ben escaped from jail and has not been caught, although he was seen here last night in company with Annie Gallant, who was later arrested on vagrancy charge.

Father Savage, and Father Leblanc went to Barachois this morning to attend the silver jubilee of Father Masse, pastor of the parish. Solemn high mass was celebrated at ten o'clock. The sermon was delivered by Father Tessier of St. Joseph's.

A pipe broke down in the police station today, causing a small blaze. It was extinguished before the fire department arrived.

WILL PRESS THE CHARGES

Ontario Government After
Eight Men Charged With
Assaulting License Inspector

Toronto, Ont., Sept. 7.—(Special)—The provincial government has instructed Crown Attorney Ball, of Oxford County, to press charges preferred against eight Ingersoll men, of assaulting Provincial License Inspector Ayerstead and his officers, who secured a conviction against the Normandie Hotel for selling liquor without license. The government is determined to have it understood that interference of this kind will not be tolerated.

COURT SITTING IN FREDERICTON

Fredericton, N. B., Sept. 7.—(Special)—Chief Justice Barker presided at the September sitting of the Equity Court here this morning and heard a number of motions.

In the case of Devitt vs. Mathewson, Mr. Gregory, K. C., moved to take the bill pro confesso for want of an appearance and for decree to discharge a mortgage. This was granted.

In Atkinson vs. Atkinson, J. J. Winslow moved to take his bill pro confesso against defendants' granted.

In Slipp vs. Wenzel, the report of the referee was confirmed on motion of Mr. Hanson.

CONTRACTS SAID TO BE ILLEGAL

Spokane, Wash., Sept. 7.—Contractors with thousands of dollars tied up in municipal work in Spokane, have been advised by their attorneys that contracts recently awarded to them by the board of public works are illegal, as two members of that board are residents of the same ward, a violation of the amended city charter.

Carl W. Tuerke, a resident of the First ward in which Commissioner O'Brien lives, who was named by Mayor Pratt, claims that he complied with the law by engaging a room in a downtown hotel the day he was appointed, and that he had a right to resume his former domicile. He says also the corporation counsel had advised him that the charter applies only at the time of appointment and not to his service after he becomes connected with the board. This is new in legal jurisprudence here, and it is likely the highest court in the state will be asked to rule on it.

CLAIMS INVENTION OF GREAT INTEREST

Spokane, Wash., Sept. 7.—Llano A. Whyte, a machinist, living here, claims to have perfected and patented a machine, capable of furnishing any amount of electricity, which will revolutionize aviation and wireless telegraphy and telephony. He has been at work on the principle of static electricity since 1901, and claims to have invented apparatus which in transmitting static electricity to three mowers will generate 150 horse power.

He is now at work on an airship of 200 feet in length and capable of carrying a car of 200 pounds, which, he announced, will be publicly demonstrated in Spokane within ninety days. The motive power is to be furnished by the static machine. Whyte is backed by a party of local capitalists, who believe his invention has merit. He has made a model of the big aerial craft to be constructed, and with this he has been successful in all kinds of winds.

GI'L IS KILLED

Windsor, Ont., Sept. 7.—(Special)—Eleven-year-old Dorothy Robinson was killed yesterday by falling from a wagon.