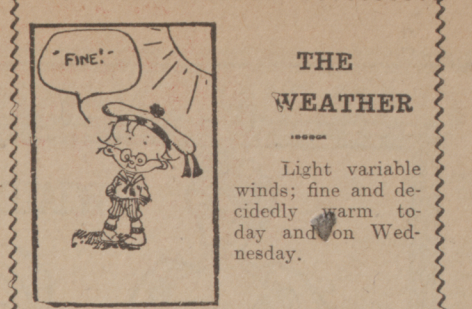




The Evening Times.



VOL. V. No. 253

ST. JOHN, N. B., TUESDAY, AUGUST 3, 1909

EIGHT PAGES—ONE CENT

SEES TRADE WAR AHEAD WITH STATES

Effect of the New Tariff on Wood for Pulp

THE HOME POSITION

Chairman of American Publishers Says New Brunswick Can Immediately Profit—Makes Protest Against the New Duty Schedule.

New York, Aug. 2.—John Norris, chairman of the committee on paper of the American Newspaper Publishers Association, has issued a bulletin relating to the tariff on pulp and paper, in which he says:

"In the proposed tariff bill publishers have secured the abolition of the duty of \$1.07 a ton on ground wood. They obtained a reduction from \$6 a ton to \$3.75 a ton on print paper—a saving of approximately \$2,700,000 per annum in the cost of news print paper to consumers.

"The publishers had asked for free paper. The select committee of the house had recommended \$2 a ton. The senate raised the rate to \$4 a ton and the conference had substantially agreed on a compromise rate of \$3 a ton when President Taft announced to congressional leaders on or about Saturday, July 24, that a rate of \$1 was necessary for the application of the protection principle to print paper.

"The president made this announcement without that full and impartial ascertainment of cost to which the consumers were entitled and in disregard of numerous and voluntary assurances that he had given in favor of the lower rate. In accordance with that intimation from the president, the conference reported \$3.75 a ton, which will probably be adopted. If the publishers had not inaugurated their campaign for a reduction of duty, it is likely that the paper makers would have secured an increase from \$6 a ton, \$3 or \$10 a ton on print paper upon their representations that American wood had increased in cost to the extent of \$6 a ton of paper produced.

"Under new schedules each province of Canada is regarded as a unit, so that Nova Scotia and New Brunswick, which have no restrictions of any kind upon exportation of pulp or paper, can immediately avail themselves of the new tariff rate. Quebec has a stumpage tax of 25 cents a cord of wood cut from crown lands for exportation from which the province obtains a revenue of 25,000 per annum. There is no stumpage in Quebec on wood cut from other lands.

"Ontario prohibits absolutely the exportation of wood cut from crown lands. Newfoundland also prohibits the exportation of pulp wood.

"American papermakers hold leases on 12,000 square miles of crown lands in the province of Quebec, for which they pay an annual rental and, in addition, a fixed price of 65 cents for every cord cut. These leases will expire in 1910, and it is given out that within three weeks from the date of the signing of the Payne bill, the terms of the new Quebec lease will be promulgated.

"It is barely possible that Quebec may regard the new legislation as the best obtainable and abolish its stumpage tax. If it should prohibit the exportation of pulp wood cut from crown lands, the American owners of timber rights are prepared to set up a complaint of confiscation. A serious tangle is threatened with possibility of a pulp wood shortage and a trade war between Canada and the United States, which have business interchanges to the extent \$250,000,000 dollars per annum.

HIS HUNT FOR GOLD ENDED

Workmen have been engaged for some days filling in an excavation near the Newman Brook bridge. It is said that a north end man has been digging there for buried treasure. The owners of the land recently notified him to quit and workmen were sent to fill the hole in.

It was stated that the excavation was rather dangerous, especially for cattle. The digger after wealth does not take a rainy day in spending of the tourist travel to the provinces this year. The remark was brought out in response to a query by a Times man as to how tourist travel this season compares with other years. "I think it is a little lighter on the boats and trains than it was at this time last year, but there is a great crowd coming, nevertheless. The automobile has made quite a difference in the business of the transportation companies. I have never seen so many automobiles as there were out through the country in the past few weeks. Every road you go,

ST. JOHN TOTS NEARLY LOSE THERE LIVES

Willie and Ernie Haley Fall From Pier at Gloucester.

SAVED BY LAD.

Fourteen Years Old James McDonald Makes Brave Rescue—Elizabeth Richmond Arraigned on Charge of Murdering P. E. Island Man.

Gloucester, Mass., Aug. 3.—(Special)—William Haley, four years old and Ernest Haley, only two years, while playing on a pier here yesterday afternoon fell over and were rescued in a very brave manner by James McDonald, himself but fourteen years old, who leaped over and, holding a child under each arm, kept them from going down until a boat was sent out from the shore.

The children came here from St. John a few days ago, to spend the summer. Boston, Mass., August 3.—(Special)—"Not guilty" was the plea offered in Cambridge this morning by Elizabeth Richmond when called to answer to the charge of having murdered Stewart McTavish of P. E. Island.

District Attorney Higgins took personal charge of the case. He said he would be very brief, as all the government desires at the present time is to have the woman held for appearance before the grand jury.

CHILDREN TO PICNIC IN BIG PARADE

More Than 500 March to Train for Cathedral Sunday School Outing—A Glorious Day.

The committees in charge of the Cathedral Sunday school picnic can certainly congratulate themselves upon having an exceptionally fine day for their outing. The children's parade this morning from Sydney street to the depot was a very interesting spectacle. More than five hundred girls and boys of all sizes were in line, three hundred girls and about two hundred and fifty boys, marching along with a happy smile on their faces.

The City Cornet Band, under direction of Band Master Williams, marched at the head of the parade and played a number of good selections during the march. Rev. Mrs. Meahan, Duke, O'Keefe and O'Brien accompanied the youthful marchers to the depot. Large numbers of spectators lined the route of march, which was from St. Malachi's Hall, along King Square, King street, Dock street and Mill street to the depot, where the picnic train for Torreyburn. A large number left on the first train for the grounds and still more followed on the noon and the last train at 2.30, and the success of the outing was assured beyond doubt.

The advance party, composed of members of the committees, left early this morning to have everything in readiness by the time the first train arrived.

COMPRESSED AIR SAVING WRECKS

Newport, R. I., Aug. 2.—Still another triumph for compressed air as a salvor of wrecked vessels was recorded tonight when the naval collier Nereid, wrecked in a fog July 2, was successfully floated from the rocks of Duck's neck. Tugged clear of water and buoyed up by the compressed air it was an easy matter for the five tugs and the submarine tender Nina to pull the Nereid from her impaled position.

FEAR EVICTION MEANS TROUBLE

Pittsburg, Aug. 3.—Fears of serious trouble are entertained by the expected eviction of forty-eight strikers and their families is attempted by the Pressed Steel Car Company at their houses near the company plant at Schoenerville today.

THE AUTOMOBILE HITS TRANSPORTATION PEOPLE

Local Railway Man Says Touring Car Parties are Replacing Summer Travel by Trains and Boats to Some Extent.

"The people who formerly came down here from the States in the parlor and sleeping cars are now touring in their own automobiles," remarks a railway man today in speaking of the tourist travel to the provinces this year. The remark was brought out in response to a query by a Times man as to how tourist travel this season compares with other years. "I think it is a little lighter on the boats and trains than it was at this time last year, but there is a great crowd coming, nevertheless. The automobile has made quite a difference in the business of the transportation companies. I have never seen so many automobiles as there were out through the country in the past few weeks. Every road you go,

LIVELY OUTLOOK IN DRISCOLL BEER CASE

Judge Forbes Says it Was High-Handed act on Judge Ritchie's Part Not to Send in Evidence—States His Powers, But Says Judges Should Not Be at War—Solicitor Barry to Take Matter Before Attorney General.

"It is a highhanded piece of business, and I have the power to commit the police magistrate for contempt of court," said Judge Forbes this morning, referring to the fact that Police Magistrate Ritchie had not sent in the evidence in the case of the King vs. Timothy Driscoll, fined for selling beer during prohibited hours, in which an appeal was entered by the defendant.

Considerable interest has centered in this case. Hearing was set down for this morning at 11 o'clock, before Judge Forbes in the county court chambers, and John A. Barry appeared for the defendant and Dr. A. W. MacRae, K. C., was present in the interests of the liquor license commissioners.

In reply to Mr. Barry, his honor said that he had been informed by Clarence H. Ferguson, clerk of the court, that he had not received a copy of the evidence from the police magistrate.

Mr. Barry presented an affidavit in which he recounted the facts in the case, Driscoll being fined in each. He told of conversations with Police Clerk Henderson, and of depositing with him the amount of the fines, and \$25 to cover costs of appeal, also of having given to John B. Jones, liquor license inspector, copies of the appeal, etc. To Clarence H. Ferguson, clerk of the county court, he said he had also given copies of the papers and notified him that he was going to try one of the cases on appeal, and paid him \$1.

He told of a visit to the police court and the magistrate told him the notice of appeal was not made in time. On another occasion, when he had asked "Is Your Honor going to send the proceedings up?" he said he had received the reply: "You didn't take the necessary steps in time."

The copy of a letter sent by Mr. Barry to the police magistrate calling upon him to send up the evidence and stating that it might be necessary to take steps to have a writ of mandamus issued if this were not done, was also read, along with an affidavit from P. Esmond Barry, stenographer, to the effect that he had delivered the letter to the magistrate.

CURREY BOY ON STAND IN THE DIVORCE CASE

Session Marked by Heated Passages—Application for Suit Money Leads to Warm Discussion—Decision Tomorrow—Fourteen Year Old Lad's Story of Horror.

Mr. Skinner at the re-opening of the Currey divorce case this morning submitted an affidavit from Dr. Currey in which he stated that since October he had given the plaintiff \$300 in suit money. He stated that his wife possessed property valued at \$4,000, and her father had been worth \$60,000. She had money in the bank. He further stated that the demands upon him during the suit rendered it necessary for him to borrow money frequently, and his property is situated in such a way that it could not be disposed of. In addition the illness of Julia Currey incurred expenditure of \$1,000.

Mr. Skinner contended that the \$700 contributed by Mr. Currey to his wife in alimony would not have been required had she complied with the common law and given Mr. Currey the custody of the children.

Mr. Teed argued that \$700 for almost a year was not an exorbitant amount to maintain a family.

His Honor remarked that the children were the bone of contention, and in this Mr. Teed concurred, but added that they were not the points of dispute at this juncture. Mr. Teed said that as money was due, and that at least twenty days' fees would be owing to the counsel, His Honor should allow \$600 or \$700.

Mr. Skinner, in addressing Dr. Currey, across the table, said: "Didn't you know that we were going to file a libel and filed yours before us?"

Mr. Currey—"No, No." with a vigorous shake of the head. This elicited smiles from Mrs. Currey and her counsel.

Mr. Skinner stated that Mr. Currey's stock in the Elaine Steamship Company would not realize one cent, and Mr. Currey was unable to obtain \$1,000 for his property at Westfield.

"I'll give him \$2,000, without leaving the court room," said Mr. Hanington.

Mr. Skinner consulted with Mr. Currey, but the latter declined to accept the amount, claiming that he had expended over \$600 on the property, and for that reason would decline to part with the real estate at Mr. Hanington's price.

Mr. Skinner complained of Mr. Hanington's tactics in what he asserted was pursuing the defendant at this session as well as at Fredericton.

His Honor admonished the lawyers for interruptions and exchanges of words. He spoke of the husband's responsibility for the wife's expenses in divorce suits, and advised that Mr. Teed had stated the law accurately. His Honor, twenty-two years ago, said that there was no desire to add to Mr. Currey's liability.

Mr. Teed intimated that Mr. Skinner prolonged the session by lengthy cross-examination.

Mr. Skinner said that a report that Mrs. Currey had threatened to ruin her husband financially had reached currency, and the recorder repeated that his client's finances were depleted to such an extent that a slight strain would terminate in bankruptcy.

His Honor stated that he saw no other course to adopt than to order that suit money be paid to Mrs. Currey. However, he added, that the counsel for Mrs. Currey must not expect to be granted the amount wholly, and Mr. Teed interjected that in the application there was no such intention.

To permit the recorder to make a financial examination of Mr. Currey's resources and lessen the allowance by argument, if possible, the granting of the money was deferred until tomorrow morning.

(Continued on page 3).

FREE SPEECH NOW MATTER FOR COURT

Night Detective Lucas Makes Information; Two Arrests.

HEARING BEGUN.

Evidence of Sale of Publication By Union Street Greeks and Case is Off Till Monday—Meanwhile No Sale—Moncton Protest

Yesterday afternoon two Greeks, George Merisides and Nicholas Alliotis, were arrested on a warrant charged with selling immoral literature: namely a publication known as the "Free Speech."

This sheet first made its appearance on the news-stands in this city some time last May, and the two Greeks under arrest are said to be the local agents. It was said it was published in Newcastle.

Information was laid against them by Night Detective Lucas acting, it is said, on orders received from higher authority. The prisoners were brought before Judge Ritchie in the police court this morning, but were allowed out on bail until Monday morning next to permit their counsel to prepare for the hearing.

The charge against the men as read this morning was one of selling and distributing literature tending to corrupt the morals. A separate charge was made against each of them.

Dr. A. W. MacRae, K. C., and J. B. M. Baxter, K. C., appeared for the prosecution, and Daniel Mullin, K. C., for the prisoners.

Only one witness was heard this morning. Arthur E. Firmin said that on Saturday last he went into the Union Cigar store on Union street, and purchased three newspapers, one of which was a copy of the "Free Speech." He bought them from Aliotis. The witness did not notice any police officer when he went into the store, but on coming out he saw Lucas standing nearby.

This concluded his evidence, and Mr. Mullin asked that the defendants be allowed out on bail on the consideration that from this time until the case is resumed on Monday at 10.30, a.m., they will neither sell nor distribute any copies of the publication.

The court agreed to this, and bail was fixed at \$500 for each. A complaint named Petropolis, who conducts a fruit store in Mill street, went security for \$500.

Mr. Baxter told the court that he and his colleague Dr. MacRae, were acting in the interests of the prosecution, not against the prisoners directly, but more against the paper itself.

Moncton, August 3.—Monctonians are somewhat indignant at the statement that Free Speech is printed in Moncton. It is not, and never has been printed in this city.

SCHOONER IS LOST IN GALE IN THE GULF

The Jubilee's Crew Saved—Another Has to Put to Open Sea to Save Disaster.

North Sydney, Aug. 3.—(Special)—The Newfoundland schooner Jubilee has been lost off Newfoundland. The crew were saved. No particulars are known.

The Jubilee left here on Thursday last with 124 tons of coal, and was evidently caught in a heavy east-southeast gale, which raged in a section of the Gulf of St. Lawrence last night. She was built at Exploits, Nfld., twenty-two years ago.

Schooner Alexander, Captain Blackmore, which left here last week with coal for the fog alarm station at St. Paul's Island, returned today after a hard experience in the Gulf. After landing thirty-five tons of her cargo at St. Paul's Island, she was obliged to put to sea to avoid being driven on the rocks.

TOURING PARTIES

G. W. Corey, with a party of four, arrived in the city yesterday in his large touring car and left this morning for an extended trip through the province. Another party is expected this afternoon from Nova Scotia.

SPORTING ITEM.

The friends of Ald. Vanwart are so confident that he could beat Ald. McGoldrick in a friendly bout of 35 rounds that they are already planning a clam-bake at which this event would be the star feature. Ald. Codner has declined to meet Ald. Belyea, on the ground that the latter lives close to the clam beds, and is more familiar with contests of this sort. But he will be glad to act as a second in the affair between Ald. Vanwart and Ald. McGoldrick. Spoons are barred. Ald. Christie as medical attendant. Ald. Baxter will draw up the terms of agreement.

MANY YEARS CAPTAIN FOR TROOP & SON

Capt. Arthur W. Masters is Dead in Chicago.

WELL KNOWN HERE.

Latter Years Spent in High Position With Insurance Company—Moncton Pythians to Halifax—Body Washed Ashore at Graveyard.

Moncton, N. B., Aug. 3.—(Special)—Captain J. E. Masters this morning received a telegram from Chicago announcing the death of his brother, Capt. Arthur W. Masters there on Monday.

He was a son of the late A. W. Masters of St. John, and was born in Amherst on April 11, 1850. He was fifty-nine years of age. He married Miss Estelle Devine, daughter of the late Prof. Devine, St. John, and is survived by his wife and two children, also his mother, Mrs. Hannah Masters, residing with Capt. J. E. Masters, in Moncton. The latter and C. H. Masters, clerk of the supreme court, in Ottawa, also survive.

Mr. Masters had been general manager during the last fourteen years in the United States for the London Guarantee and Accident Company. During his early years he followed the sea, and for the last seven of these years was a captain in the employ of Troop & Son, of St. John.

Moncton Knights of Pythias will be well represented at the Grand Lodge convention in Halifax. It is not likely any members of the local uniform rank lodge will attend, however, on account of the trip to Milwaukee next year.

By a strange coincidence the body of ten-year-old Charlie Kinnie, of this city, who was drowned two weeks ago, was washed ashore on the edge of a graveyard at Grays' Island, near Hillsboro, in which is the family burying lot.

Mr. and Mrs. John Berry announce the engagement of their daughter, Birdie Etily Eugene to Ezra L. Ziegler, of Winnipeg. The wedding will take place in September.

NEW HEAD OF NATIONAL LEAGUE

Heydler Will Try to Carry Out Pulliam's Policy.

Ald. Potts has expressed the opinion that the use of only one mug for drinking purposes in a large school is not only dangerous, but disgusting. Whether the schoolmaster's criticism is well founded or not, a citizen remarks to the Times that the holiday season is a good time to look over all the school buildings and be sure that everything is done to make the sanitary conditions in the school buildings satisfactory all round.

There is a general feeling that disease spreads from the schools, and that a medical inspector must eventually be appointed.

ABANDON HUNT HUNT FOR A DOG CATCHER

The hunt for a dog catcher for the city has been abandoned, and unlicensed canines need now have no fear that their liberty is to be jeopardized by a man with a net.

The advertisement published by the city license officer brought only one response, and as the applicant could not furnish a pound for keeping the dog, he was not given serious consideration.

Halifax, where a law practically the same as in St. John is in force, the section relating to a dog catcher has been allowed drop, and as in this city they are only concerned in getting out as many licenses as possible. Halifax, however, has a canine population of only 800, while St. John can boast of 1,300.

SENATE MAY VOTE TODAY

Washington, Aug. 3.—That a vote may be taken on the tariff conference report in the senate today or tomorrow was the opinion frequently expressed about the senate chamber today, despite the new outbreak over the hide and leather schedule.

It was understood that the opposing factions will agree upon a resolution that would settle the controversy over the duties on shoes and harness without jeopardizing the adoption of the conference report.

An enjoyable concert was given last evening by No. 2 Salvage Corps in honor of W. M. Brown, a member, who was married recently.

MONCTON WANTS TO PLAY FOR PROVINCIAL HONORS

Proposes Series With Marathons and St. Peters—M. P. A. A. May Prove Bugbear.

Moncton, Aug. 3.—(Special)—A movement is on foot here to organize an all-city ball team and play the St. John Marathons or St. Peter's a series of five or seven games for the championship of the province. The only difficulty is the fact

HE WAITS 19 LONG YEARS FOR BRIDE

Harvard Professor Weds Girl He Met When a Student

CHARMING LOVE TALE

Henrycliff Biermirth Follows California Girl Studying for Stage, from Berlin and After Long Years They are Happily Married.

Boston, Mass., Aug. 3.—A charming love story is that of Henrycliff Conrad Biermirth, a Harvard professor, and his charming bride, Anna Fuller, who waited nineteen years to become one.

He is a German, she an American, and both are of the highest culture and move in the best society of two continents. Twenty years ago, Anna Fuller, who is a daughter of California, went to Berlin to study music. She had a glorious voice and opera was her god. She longed for the career of a prima donna and had every qualification for it.

The hour of triumph was near at hand—she was to make her debut as an opera singer. The Koenigliches Opera Haus, in Berlin, was to be the scene of her triumph—there later Geraldine Farrar captivated the Kaiser and his son—and everything was in readiness.

But fate plays tricks, and Miss Fuller was the victim of a sad one. A little before the night of the performance she was taken ill. An untimely pang here part, and with the cruel relentless of the stage Anna Fuller's career in Berlin as an opera singer was at an end.

But her life in Berlin had not been in vain. She had met there a young man, vision of one of the oldest houses in Berlin, and whose ancestry, though not princely, yet extended back centuries.

He was a student at Bonn and at Koenigsberg, and later he studied at Heidelberg, and then came to Berlin. He met the lovely prima donna and fell in love with her, and she fell in love with him.

But her illness grew worse. The most famous specialists of the Kaiser's realm were called, but in vain. They could not diagnose the case, and they could prescribe for her, but that was all. They could not help her improve.

As a last resort, the parents of the young woman decided to bring her back to her old home, to the surroundings of her childhood, and she thrived and grew well again.

Before she sailed home she had plighted her troth to the man who became one of Harvard's best professors of languages. At first she saw but little of him, for he was busy. But he followed her to America. He soon gained a post at Harvard University as a professor of modern languages, and more of their marriage has come from California.

PEOPLE IN THE STRICKEN ZONE SUFFER MUCH

Earthquake Shocks Continue—Red Tape Holds Up Aid

Mexico City, Aug. 3.—A despatch from Acapulco states that the earthquake shocks still continued last night. All buildings which remain standing are in a state of ruin. Rain is falling and many are suffering from want of shelter. The tents and temporary shacks in which the people are living are pronounced miserably inadequate.

There has been some looting. Food, clothing and medicine are urgently needed but thus far no relief steps have been taken by the federal government, due it is said, to red tape.

RESERVOIR BURSTS, MUCH DAMAGE DONE

Fort Morgan, Colo., Aug. 3.—The Empire reservoir, west of here, containing more than a billion cubic feet of water and retaining 40,000 acres of land, broke the retaining walls yesterday.

The deluge cut a swath half a mile wide through the richest farming lands in this region, inflicting damage estimated at half a million dollars. No lives were lost.

BURIED TODAY

The funeral of Joseph Smith, was held this afternoon from his late residence, Gilford street. Rev. G. F. Scoville conducted the burial services, and the body was interred in Cedar Hill cemetery.

R. A. Estey, of Fredericton, arrived in the city on the Montreal train today.

THE TIMES NEW REPORTER

VERY PROPER DECISION.

There is much favorable comment on the streets today upon the action of the city council in declining to send delegates to the annual convention of the League of American Municipalities. If those people want to know how a municipality should be governed, let them come to St. John. The president of the League is a gentleman with considerable nerve, to ask that the council send instructors to Montreal.

SOME WEIGHTY DISCUSSIONS.

It is stated that the programme committee of the city council has prepared

the following list of subjects to be discussed at future meetings:

- (1) Bull-fighting and its relations to the development of Spanish character.
- (2) Cucking mains past and present, and their influence upon civilization.
- (3) Early rising and wet feet under certain conditions of the atmosphere.
- (4) How many salaries does it take to make a competent engineer?
- (5) How can this council get more things to talk about and yet escape the suspicion that talking is its long suit?
- (6) What is the cause of earthquakes?

SPORTING ITEM.

The friends of Ald. Vanwart are so confident that he could beat Ald. McGoldrick in a friendly bout of 35 rounds that they are already planning a clam-bake at which this event would be the star feature. Ald. Codner has declined to meet Ald. Belyea, on the ground that the latter lives close to the clam beds, and is more familiar with contests of this sort. But he will be glad to act as a second in the affair between Ald. Vanwart and Ald. McGoldrick. Spoons are barred. Ald. Christie as medical attendant. Ald. Baxter will draw up the terms of agreement.