



The Evening Times

VOL. III, NO. 284

ST. JOHN, N. B., WEDNESDAY, SEPTEMBER 4, 1907.

ONE CENT

WEATHER
Fresh east to south winds; un-
settled today and on Thursday,
with occasional rain.

EIGHTY-ONE WITNESSES IN HALIFAX ELECTION CASE

The List Includes Bankers, Railway Kings, Journalists, Capitalists and Smaller Fry

Case Has Been Further Ad-
journed Pending the Result
of an Appeal to Ottawa—
Unlikely That Verdict Will be
Reached Before Parliament
Opens.

HALIFAX, Sept. 3 (Special)—For three
years the election petition against Wm.
Roche and Michael Carney has been
before the courts. The case made its ap-
pearance again today in the supreme
court and as a result of what took place
the conclusion of the trial is apparently
farther off than ever, if, indeed, it has
not become practically certain that the
case will not be concluded within the life
of the present parliament.

Twenty-three times since the petition
was filed, in November, 1905, has the case
been before the judges, and yet it is not
concluded. An interesting feature of the
litigation is that, so far, the petitioners
have been called on practically for no
costs, but the respondents' bill amounts to
several thousands of dollars. The costs
today for subpoenas alone will amount to
about \$1,000, which the court decided shall
be paid by Roche and Carney.

The decision of the court today is that
the trial set for this date cannot proceed,
pending an appeal to Ottawa. The
decision of the Ottawa decision is rendered
parliament will likely occur more before
the trial for today, but counsel for Mr.
Roche had taken an appeal to Ottawa
that the case could not proceed because
the petitioners had been guilty of neglect
in not going on between October 30 and
the opening of the November term last
year. The supreme court ruled against
W. B. Terrance, Montreal, H. A. Powell,
C. C. St. John, R. O'Leary, Richibucto,
H. V. Meredith, manager Bank of
Montreal, Montreal, B. C. MacNab,
Montreal Star, Montreal; Wm. Mackenzie,
capitalist, Toronto; E. F. Hebden,
general manager Bank of Montreal,
H. C. McLeod, Toronto; James
Greenhalgh, Montreal; Thos. Fyvie,
Montreal; W. P. Hunt, manager Bank of
Nova Scotia, Montreal; Hon. D. Mac-
Keen, Halifax; M. C. Grant, Halifax.

Counsel for Roche and Carney argued
that an appeal having been entered at
Ottawa there was nothing new before the
court here. There was no petition or any
other thing which would prevent the
proceeding. Mr. Justice Russell—"Then the
officers of the court accepted and forwarded
this appeal decide the case. If true I would
feel inclined to put the officers in con-
tempt for a day or two."
Mr. Russell—"Your lordship would first
have to go to parliament to find out why
it had been done."
Mr. Justice Russell—"I would not like
to take the officers' chance."

The court, however, inclined to the
view that the controverted elections act
allowed the appeal as it had been taken,
and there was no case in Halifax.

J. J. Ritchie for the petitioners, said
that while declining fully to accept this
interpretation he thought it would be un-
wise for him to take the responsibility of
going through a trial that might last ten
days and incur heavy expense, when only
a short time would elapse when the case
would be put on a firm ground. He would
state that he did not care to assume the
responsibility of a long trial which in the
end might be abortive and large expendi-
ture would then be thrown away. He
therefore agreed to the motion, but he asked
for costs for the day, for subpoenas
and witnesses' fees, which had all been in-
curred before the notice. This was agreed
to by the court. It was also directed that
an order be drawn up that the case be not
proceeded with pending the decision in
the appeal to Ottawa, but that thereafter
either party shall be at liberty to move
to have a day for the trial set down.

FROG CATCHING PAYS
Young Toronto Student Made
\$700 During His Vacation.

PETERBORO, Ont., Sept. 3—A young
student of Toronto University is spending
the vacation at the Kawartha Lakes, but
is making his stay here a profitable one.
When he returns to resume his
studies he will have cleared \$700, enough
to pay his expenses at college during the
coming year. He is earning this money
catching frogs, which he sends to New
York and Chicago. They bring 35 cents
a pound there. He catches the frogs by
a simple method, the only bait used being
a piece of red flannel on an ordinary fish
hook. The frogs' legs are shipped in cans
containing eight pounds each.

BIG FIRE IN SKOWHEGAN

\$75,000 Damage Done by
Blaze in Maine Town Early
Yesterday Morning.

SKOWHEGAN, Me., Sept. 4—A fire
which broke out early yesterday morning
burned six wooden business blocks within
an hour in the center of the town. It
is estimated that the loss on the buildings
and stocks of goods in the stores will
exceed \$75,000.

The fire started in the millinery store
of Mrs. L. M. Wilcox, at the corner of
Water and Madison streets, and spread
rapidly, fanned by a high wind.
The Skowhegan fire department, consisting
of an engine, a hose wagon and a
hook and ladder truck worked desperately
to subdue the flames. At the start the
firemen were hampered by delay because
of the failure of the electric fire alarm
system to work, and much valuable time
was lost while the alarm was being given
by the ringing of church bells.

For more than two hours the fire raged
in the section bounded by Water and
Russell streets and Madison avenue.
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CAUGHT HIM IN THE WOOD PILE

Boy Who Broke Out of Ontario
Jail Recaptured and Sen-
tenced.

WHITBY, Ont., Sept. 4 (Special)—
James Wells, a young boy was sentenced
yesterday by Police Magistrate Harper to
four years in Kingston Penitentiary for
stealing \$18 from a bed room in the
Hotel last July. Wells is the boy who
escaped from jail here on August 19th,
while awaiting sentence and was ap-
prehended in Hamilton. Last Friday he
again made a break for liberty. He smug-
gled hammers and a piece of iron to his
cell and in breaking a hole through the
wall, through which he got into the
yard. His absence was noticed and a
search being made, he was found
hiding behind a wood pile.

A QUIET MARKET

MONTREAL, Sept. 4 (Special)—There
was little change in prices on the stock
market today. Judge Longley's decision
in the Steel-Coal case was expected in
some quarters but that did not stimulate
any interest in either stock. Steel com-
mon sold at 23 and quotations for pig
were slightly easier. Twin City was easier
at 91 to 90 3/4. Other transactions,
Rio 42 3/4, Bonds, 70; Nova Scotia Steel
60 1/2; Toledo 24 and Soo common 105 to
100.

FUNERALS

The funeral of Margaret Bell, the ten-
year-old daughter of Mr. and Mrs. Wil-
liam H. Bell, was held at noon today at
her parents' residence, 215 King street
east. Services were conducted by Rev.
A. B. Cobbe and the body was conveyed
to Hampton for interment.

The funeral of Alexander Y. Patterson,
sr., was held at 2:30 o'clock this afternoon
from 29 Barker street. Rev. R. P. Mc-
Kim officiating. Interment was made in
Fernhill.

The funeral of Luke Brown was held
at 2:30 o'clock this afternoon from his
home, 30 City Road, to the Cathedral
where prayers were read by Rev. Father
O'Brien and interment was made in the
New Catholic cemetery.

The funeral of George Way was held
from his late residence, corner of Tower
street and City Line, Carleton, at three
o'clock. Rev. H. D. Marr and Rev. Mr.
Heaney officiated and interment was made
in Cedar Hill cemetery.

SCHOONER AGROUND

While attempting to come up the har-
bor at about three o'clock this morning
in a stiff wind and heavy sea, the little
Wolville schooner Annie Blanche, Capt.
Scovill, ran on the eastern end of Par-
tridge Island. The weather was thick at
the time. The little vessel remained on
the rocks for about five hours during
which time she pounded considerably. At
about eight o'clock this morning the tug
Nereus ran a hawser on board and hauled
her off and towed her up the harbor to
Long Wharf. The schooner is not dam-
aged to any extent. She is owned by R. E.
Harris, of Wolfville, N. S.

Rawlings-Carrier

St. George's Anglican church, west end,
was the scene of a pretty wedding yester-
day afternoon when Arthur Rawlings, son
of Captain Rawlings, west end, and Miss
Janice Carrier, also of St. John, west, were
married by the rector, Rev. W. H. Samp-
son.

There will be a meeting of the execu-
tive committee of the Neptune Rowing
Club Friday night to consider the date
for the single scull harbor championship.
It is said to be altogether likely that
Saturday week will be agreed upon.

INTERESTING CASE IN CIRCUIT COURT

Edgecombe vs. McArthur
Up This Morning

A DAMAGE SUIT

A. G. Edgecombe Claims \$10,000
Damages, Because He
Alleges That Geo. McArthur
Assaulted Him and
Spat in His Face.

The case of A. G. Edgecombe against
George McArthur, which was taken up at
this morning's session of the circuit court,
caused a decided sensation.

In this case Alfred G. Edgecombe, pro-
prietor of a local carriage manufactory, al-
leges that on the 29th of April last George
McArthur, contractor, in the course of a
dispute which took place in the Queens
Rolloway, assaulted and spat in his face.

A copy of the New Brunswick law re-
port of the New Brunswick law re-
port was handed to Judge Barker at the
opening of Equity Court yesterday, and
it is now ready for distribution. For the
first time in many years the report is
right up to date, taking in all the cases
disposed of at the last Trinity term.

Chief Justice and members of the first
division of the court, returned home by
this morning's train.

Provincial Normal School reopened this
morning with two new teachers, Dr. D. W.
Hamilton and Miss Margaret Lynda have
been added to the staff.

WANT A LONGER RACING SEASON

Yacht Owners and Sailing
Committee of R. K. Y. C.
Will Meet Tonight to Con-
sider It.

Tonight the yacht owners and the sail-
ing committee of the R. K. Y. C. will
meet to discuss the holding of another
race this season and the giving of a cup
to the winner. The committee has a
number of the racing men think that the
racing season here is too short and that
it should be continued into September, and
that the committee should be called to
consider the proposition. It is
expected that there will be a large num-
ber of yachtsmen present and the prob-
abilities are that a race for classes A, B,
and C sloops will be arranged.

On Saturday next, the 7th inst., the
motor boat race for the 1907 Executive
Cup, postponed from July 27th, will be
run off. But three entries were received
for the original race, and this is all that
are eligible to start on Saturday. Mar-
coni and Ilder are very evenly matched,
for in last year's race there was but five
seconds between these two at the finish.
Dart is smaller than the other two and
gets a time allowance from them. Last
year he was the fastest of the three and
placed over Ilder and time allowance. The
course, conditions and officers are the
same as the original race.

At Mr. Edgecombe, who wiped something
from his face.

Re-examined by Mr. Curry witness said
the plaintiff had made no attempt to re-
taliate, but had asked what protection he
had and what he would do. Witness shook
his head and told him not to notice it.

To Mr. Mullin witness said that to his
knowledge there was no balance due Mr.
McArthur for work on the rink at Que-
bec, but thought he got more than was
coming to him. He thought Mr. McAr-
thur claimed fifteen per cent. on the
Quebec rink, fifteen per cent. of the
cost of the contract, but not on the
wages, etc.

Defendant had told him (witness), and
Mr. Russell that he could save him five
cents \$1,000 or \$5,000. Mr. McArthur had
put in a claim of 15 per cent on wages
and full cost; \$500 had been paid him. He
was not aware that Mr. McArthur went
to Quebec to place a lien on the rink.

This closed the plaintiff's case.
Adjournment was made until 2:15 o'clock
this afternoon.

NEWS FROM FREDERICTON

Bishop of St. Albans a Guest
at the Capital—Additional
Election Returns.

FREDERICTON, N. B., Sept. 4 (Spe-
cial)—Fredericton had a distinguished visitor
yesterday in the person of Right Rev.
Dr. Jacob, Bishop of St. Albans, London,
England. His Lordship arrived in Canada
last week and proceeded to Ottawa where
he was the guest of Earl Grey at Rideau
Hall.

His Excellency gave him a most glow-
ing account of his recent trip to New
Brunswick, dwelling especially on his trip
up the St. John river to Fredericton,
and it was at his suggestion that the
bishop decided to make the trip. He arrived
from Ottawa by the noon train and in the
afternoon enjoyed a drive about the city
in company with Canon Montgomery. He
was accompanied by a local newspaper
editor-general to Mayor MacLeod, but the
latter being out of town he did not see
him. His Excellency will go from here
to Halifax, where he will proceed on Sun-
day.

Additional returns from York municipal
elections came to hand this morning.
In Dunfries the vote stood: Carson 69,
Gillies 85, Simmons 92. In Southamp-
ton Graham secured 186, Akerley 176 and
Masten 107. Simmons and Masten were
members of the old council.

Principal assessor Johnston has recom-
mended that the new assessment law be
amended so that in future bank stock
held by individuals can be assessed. He
feels that bank stock to the value of
half a million is held in Fredericton.

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HON. WM. PUGSLEY PROMISES TO HELP

Says He Will Try to
Pass Appropriation
for Harbor

AT NEXT SESSION

Advises City to Continue Work
of Harbor Improvement and
He Will Try to Get Govern-
ment to Do the Dredging
Necessary.

The joint committee of the board of
trade and common council on harbor mat-
ters met this morning in the mayor's
office. The special harbor board appointed
by the council met previously when
Hon. Dr. Pugsley's resignation was
accepted and John Sealy appointed in his
stead.

The following were present at the meet-
ing: Ed. Sears, who was made a member
ex-officio, W. E. Vroom, John Sealy, Col.
J. B. Armstrong, T. H. Estabrook, R.
B. Emerson, J. H. McRobbie, Ald. Mc-
Goldrick, Bullock, Baskin, Holder, Pick-
et, Baxter, George Robertson, M. P. P.
D. J. Purdy, M. P. P. Hon. Dr. Pugsley
and Eugene Leffler, chief engineer pub-
lic works department, E. T. P. Shewen
and J. R. Scamell. As a result of the
meeting the city will push the work
which the government will pay for out
of an appropriation for this purpose the
coming session, as the minister of public
works assured the committee that he
would use his influence to that end.

In answer to the minister's question as
to what was the most important work at
the present time, Mr. Leffler replied that
the most important work at the present
time was the dredging of the channel be-
tween the wharves and the removal of
the old wharf and the cleaning up of the
channel between the new wharves.

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POSTMASTERS DISSATISFIED

Ontario Postmasters Say Gov-
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vice for the Sake of a Sur-
plus.

TORONTO, Ont., Sept. 4 (Special)—
The postmasters of Ontario are not sat-
isfied with the revision of salaries and al-
lowances announced by the department
at Ottawa, and the dominion government
received some strong criticism at a meet-
ing of the Ontario Postmasters' Association
held here yesterday.

President G. H. Burgar of Welland de-
clared that the raise announced was not
in accordance with the promises made by
the postmaster-general on the floor of the
house, neither did it agree with the sen-
timent unanimously expressed at the
liberal caucus at Ottawa. "We thank
godness for small mercies," he said, "but
people are getting tired of promises.
However, we shall keep at our post until
we get what we require." Mr. Burgar
thought the room rent allowed for the
post offices was too small. In his opinion,
if it was better to have the matter of
salary for another year, when they
could press for their rights. "The
people in Ottawa," he concluded, "are
starving the service for the sake of a sur-
plus."

PROCLAIMS A HOLY WAR

New Ruler of Morocco is
Courting a Swift and Sudden
Dissolution.

PANAMA, Sept. 4.—The correspondent
of the Associated Press has information
from an authoritative source that the
alliance between Salvador and Gua-
temala is an accomplished fact. During
the month of August Guatemala sent 12,
000 rifles and several pieces of artillery to
Salvador.

EVERBODY WILL BE EATING GRAPES

ST. CATHERINES, Sept. 3.—The grape
crop of the Niagara Peninsula will be five
times greater than last year, according to
reports received, said George Barnes, of
the Ontario Wine and Grape Growing
Company yesterday. Grape-growers told
me they never saw such a crop of grapes
before, added Mr. Barnes. According to
the estimates received, this year's output
will be around thirteen thousand tons.

POLICE COURT

Two cases of drunkenness were disposed
of in the police court this morning. John
Houbrun, Michael Holan and Alex. Bray-
ley were fined \$4 or ten days each; James
Peck forfeited a deposit of \$8 and John
Donovan was fined \$8 or thirty days in
jail.

A quarrel between tenants was also
heard and his honor instructed John
Houbrun, Michael Holan and Alex. Bray-
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THE "FLOATING RUM SHOP" AND HER LIQUID CARGO

A ST. JOHN MAN
MAY BE VICTIM
Robert Carr Believed to Have
Met Death in Yesterday's
Railway Accident in Ontario.

Mrs. Edward Hart of River street, In-
diantown, believes that her brother, Robert
Carr, is one of the six men killed in the
wreck of the Toronto exhibition special
train on the C. P. R. yesterday morning.

The train, which was crowded with pas-
sengers from Markdale to the Toronto fair
last night, started yesterday morning and
when about 42 miles from Toronto, Cal-
sion and Caldwell Junction, the train
was derailed through some unknown
cause and the cars telescoped. There were
five cars in the train and the killed and
many of the injured were left the smoking
cars, which tumbled completely over. Two
other cars were telescoped and the last
two cars did not leave the rails.

When seen this morning Mrs. Hart,
who was much affected, said she was al-
most certain that the Robert Carr whose
name appeared in the list of dead, was
her brother. In the account of the ac-
cident Carr's residence is given as Shel-
burne, Ont.

Mrs. Hart says her brother, who was
about 40 years of age and unmarried, had
been employed in the Union Foundry
here. He went to Toronto 14 months ago
and had a letter from her brother, Frank
Carr, from Toronto to Hamilton, and his ad-
dress in the latter city was 129 1/2 Bay
street north. From this address Mrs. Hart
had a letter from her brother last week
she received a card from him saying he
was leaving Hamilton and would send his
address later. That was the last com-
munication she had from him.

Carr was born in St. John and has
many friends here.

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What Ludlow
Took up
Over on the Fam-
ous Excursion Last
Thursday

Including Temperance Drinks
There Was \$23.75 Worth
of Liquor on Board and Some
of This Was Returned Un-
opened—Rev. Mr. Jenkins
Criticism Criticized.

While it may not always be regarded as
good taste to let our guests know just how
much is set out in dollars and cents to ex-
tend to them our hospitality, yet in view
of criticisms and strictures made by the
Rev. E. C. Jenkins in a rather exag-
gerated pamphlet issued in Ludlow street
Baptist church on Sunday evening last,
the Times presents to its readers today
what is believed to be an accurate state-
ment of the quantity and cost of the
"liquid refreshment" taken up river on
Thursday last when the visiting British
journalists were entertained by their fel-
low craftsmen in this city and the cor-
poration of the city of St. John.

Rev. Mr. Jenkins in his deliverance
took particular exception to the quantity
and cost of liquor carried. On this subject
he is quoted as saying:—
"This boat lately took on an excursion
a party of visiting journalists. Let me
describe to you a little scene before her
departure where a sloven was backed up
at the wharf and kept after keg after keg
was placed on board, until even one of the
visitors from Scotland remarked that
the men who were arranging the excursion
must be planning a drunk for themselves.
Citizens of Carleton had to be carried
home on that occasion and your very
representatives were among the men who
suffered with this expenditure of your
money."

In the St. John Sun of this morning's
issue Rev. Mr. Jenkins' name is signed
to a remarkable letter in which he says:—
"The Ludlow on that day was a float-
ing rumshop and if the city council had
not ordered or any one or three of the
council arranged this reception and per-
mitted intoxicating liquors on the occa-
sion, they are guilty of breaking the law
of clean citizenship and casting virtue
under the bush."

Some indignation has been created since
Sunday by Mr. Jenkins' utterance. As to
his graphic picture of "keg after keg of
liquor" being placed on the Ludlow those
who are in a position to know say that
he has exceeded even the license usually
granted to orators. There was liquor on
the Ludlow—\$23.75 worth, or to be precise
\$24.25 worth of intoxicants and of this
\$23.75 was returned unopened.

There was, however, no such wholesale
drunkenness as Mr. Jenkins pictures.
Some men who were on the excursion
showed signs of intoxication on their re-
turn, and it is known that one man was
assisted to his home. But it is also stated,
on good authority, that these men were
not sober when they boarded the steamer,
and simply saw in the Ludlow excursion
an opportunity to add to the collection of
stimulants they had already acquired. Un-
doubtedly Mr. Jenkins stated some things
that are borne out by facts, also some
things that are not.

As far as the Ludlow excursion is con-
cerned, there are one or two facts which
have not been made public and which
Rev. Mr. Jenkins has evidently not heard
of, or he probably would have regarded
them as furnishing additional fuel to his
fire.

The committee in charge of the Ludlow
trip had utilized one of the cabins of the
boat as a refreshment room, where eat-
ables and drinkables were placed. It is
alleged by some that, before the boat left
her wharf, a portion of the supply of
liquor had disappeared, and did not after-
wards come to light; it is also said that
several citizens (not journalists either
visiting or local) surrounded the refreshment
board and made merry. Mayor Sears, tak-
ing in the situation, cleared the cabin and
placed one alderman on the door to see
that the visitors in whose honor the trip
was given were entertained.

No members of The Evening Times staff
were present on the excursion, but the
facts herein contained were gathered from
men who were there, and who had the
arranging of the trip.

These men are a unit in saying that
no intemperance was manifested in
Rev. Mr. Jenkins' hasty criticism than on
the excursion on which he based it.

Mr. James W. Briggs and Mrs. Harry
N. Clark, Fredericton, who have been
visiting Mrs. Thos. E. Dyer, returned to
Fredericton last night.

THE TIMES NEW REPORTER

THE LUDLOW SONG.
We're afloat! we're afloat!
And the booze is on the boat.
Then away up the river steer the way.
For the Ludlow is a beauty,
And there's no other like her duty,
And there's not a single cent for us to pay.

Let the Parson take his text,
But he never could get next,
Such a layout if he lived a thousand years.

Let him stay in his pagoda;
Have another—pass the soda,
And we'll drink another health to Mayor
Sears.

Here's a health to Mayor Sears,
May he win (loud cheers),
When he dons the gloves with William in
the ring.

May he give William his—
What's the matter? Bend the fist!
For we won't go home—we won't go home,
till no-o-r-r-NING!