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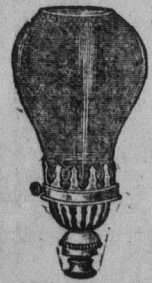
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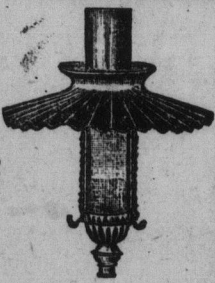
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ELECTION DAY IN THE STATES.

Interest Centers in the New York Contest.

Both Sides are Confident—Much Illegal Voting—Bulletins From Other States.

NEW YORK, Nov. 3.—Election day in this city dawned clear and bright, with not a suspicion of cloudiness, ideal weather for getting out a heavy vote, and the early morning polling was especially heavy, not only in democratic strongholds down town, but in the up town districts, where the fusionists are strong. In these districts, long before the polls were opened, voters stood in line, waiting, many of them prepared to enjoy a day's outing and carrying golf sticks, bags and fishing tackle, suit cases and lunch baskets ready for departure. The voting was extremely rapid.

Mayor Low voted early, going alone to the polling place in Park avenue near Sixty-fourth street. William S. Devery was one of the first to vote in his district, being in line before the polls opened. George B. McClellan waited until later in the forenoon, walking over to his polling place and casting ballot No. 127 in the district with no delay, the early rushing being over. He then took a street car down town to his headquarters.

It was quiet during the early hours and every precaution was taken to keep it so during the day. More than a thousand policemen were temporarily transferred for the day to provide the necessary officers in each district. During the night twenty men suspected of being thieves were arrested and they will be held at police headquarters 48 hours as a precautionary measure.

Arrests for alleged illegal voting began early. Eight arrests in Manhattan and two in Long Island city were reported during the first hour. At the police courts the ordinary cases were disposed of early and the courts were held open for prompt action on election cases, attorneys representing the fusionists and democrats being present in each court.

State superintendent of elections, Morgan said he had "clear cases" against 1,600 for illegal voting, while 600 others were under suspicion. OHIO CONTEST CLOSE. CLEVELAND, Ohio, Nov. 3.—Election day opened with a dense fog, but later the weather became fine. The voting at all precincts was unusually heavy. The polls closed at 7 o'clock, as provided by the new Ohio code, no accurate comparisons could be made as the count progresses. Accordingly, should the count be close, definite news of the result will probably be very late.

HEAVY VOTE IN MARYLAND. BALTIMORE, Md., Nov. 3.—Every voting place in the 808 voting precincts was crowded when the polls opened today. The indications point to a very heavy vote in the city as well as in the counties of Maryland. The ballot is unusually complicated, there being twenty-three candidates to be voted for, and under the law the voters must place a cross mark over the name of each candidate voted for. For this reason the count will be slow and the vote may not be known until tomorrow morning.

APATHY IN PENNSYLVANIA. PHILADELPHIA, Pa., Nov. 3.—There was not the usual outpouring of workers of either party to the polls today. The democrats are more apathetic than the republicans as they realize that the normal republican majority of nearly 100,000 cannot possibly be overcome when there are no sectional differences in the republican ranks. The republican leaders claim that their candidates will sweep the state by at least 75,000 majority. The democratic leaders do not anticipate the election of any of their candidates on the state ticket, but say the republican estimate is exaggerated.

A HARD FIGHT IN MASS. BOSTON, Mass., Nov. 3.—In every city and town in Massachusetts, elections are being held today for all state and county officers and members of the legislature. The campaign has been one of the hardest fought in the history of state politics. Early today the voters began to appear at the polls. The campaign managers of both parties had instructed the district leaders to get the vote out as early as possible and there was great activity toward this end.

IN OLD KENTUCKY. LOUISVILLE, Ky., Nov. 3.—Despite a heavy fog, six o'clock found numbers of people waiting at every polling place in Louisville. There is much interest in the election and indications point to a heavy vote.

TAMMANY TRICKS. NEW YORK, Nov. 3.—Senator John C. Fitzgerald, Timothy D. Sullivan's successor at Albany, was arrested today in the polling place of the first election district of the Sixth Assembly District on complaint of Charles Brewster, a republican watcher, charging him with disorderly conduct. The senator was taken to Essex Market police court and arraigned. Brewster alleged that Fitzgerald followed a voter into the booth and tried to talk with him, refusing to stop when ordered by the election officials. Fitzgerald denied the charge. He was paroled until tomorrow morning.

T. M. Estabrooks has vacated his establishment on North Wharf, and is getting settled in his new Mill street warehouse. A meeting of all interested in the establishment of the proposed free kindergarten will be held in the Y. M. C. A. tomorrow afternoon at four o'clock.

TOO LATE FOR QUALIFICATION. LOBT—On Nov. 2nd, a child's milk milk powder will please leave at STAR OFFICE.

BIRTHS. MARTHUR—On October 31, to the wife of Douglas Marthur, a son.

JUDGE FORBES SCORES THE BOARD OF HEALTH.

Says They Should Be Indicted—George Allen Guilty of Stabbing Alexander Was Let Go—True Bills Found.

The November sittings of the county court opened this morning. Judge Forbes presiding. The criminal docket for this sitting is unusually large. The following grand jurors were sworn—Peter Clinch, Thomas F. Grantville, Timothy Collins, Robert Seddingham, George H. Flood, Wm. Tait, Wm. H. Bell, Frank E. Williams, Chas. K. Cameron, Joseph T. Knight, Nathaniel W. Brennan, J. Arthur Dawson, Alex. R. Campbell, foreman; Jas. Patterson, Oliver B. Akerley, Alexander M. Rowan, Michael Coll, Thos. A. Linton, H. N. Shary, Geo. M. Barker, J. S. Sutherland, Chas. Damerly, Robt. S. Sims, Peter Nicholson.

The following were summoned to serve as petit jurors—John K. McFarlane, S. W. Brentnall, Arthur D. Branscombe, Fred E. Law, G. Clowes Carman, Jacob H. Colwell, Wm. Baxter, Jas. W. Smith, Percy A. Clark, Chas. E. Vall Arthur E. Trentowsky, Jas. B. Gillespie, Wm. Heathfield, S. T. Golding, S. B. Falkins, Fred H. Dunham, Wm. S. Goff, Robt. N. Gilmore, Caleb Belyea, Thos. Logan, Wm. Bustin.

The civil docket is as follows: Appeal Docket. (From Police Court.) King v. Totten; Hasen & Raymond for appellants. Jury Cause. Barnett and Nodwell vs. Hetherington; Chapman & Tilley. Non-Jury. C. S. Goggin v. B. C. Goggin; Chapman & Tilley. Hunter v. The City of Moncton; Scott E. Morrell. John W. Peck, et al vs. Pascal Herbert; H. H. McLean. John McDonald vs. Robert Selridge; J. L. Carleton.

Four indictments were presented to the grand jury. His honor in addressing the grand jury, said that little of their time would be required. It was very gratifying, he said, to see such a large attendance of grand jurors, which was an unmistakable indication of the interest they took in the welfare of the community.

The first case, his honor gave to the grand jury was that of the King vs. Joseph Carr, while working in the park on the hard labor gang, escaped from his guards, but was subsequently captured, and upon his person was found a coat, which evidently did not belong to him. His indictment, therefore, contained two counts. One for escape and one for theft. The law, his honor said, was quite clear upon the first count, and if the evidence showed that he had escaped, there was no doubt that the grand jury should find him guilty. As regards the second count, if it were found that he was wearing a coat which he knew did not lawfully belong to him, he would be guilty of theft.

The second case given to the grand jury was the King vs. Thompson. This is an indictment against Joseph Thompson for manslaughter coupled with the death of Miss Josselyn on the Westmain road in the county. His honor said, was exceedingly slight as to any fault on the part of Thompson. If it could not be found that he was guilty of negligence it was the duty of the grand jury to acquit him. But if on the contrary it should be found that he were guilty of gross carelessness which resulted in the death of young Josselyn Thompson would have to go on trial for the offense of manslaughter.

The third case was that of the King vs. Frank King. This was also an indictment for escape from the Park gang. The fourth case was the King vs. F. Sullivan, for attempt to escape from the Park gang. This was also an indictment for escape from the Park gang. Constable Beckett before he had got away.

His honor said that there was another matter to which he thought it was his duty to call the grand jury's attention. He referred to the Queen street dump. All interested in the health and anything calculated to promote the health of the city would agree with him that this thing has gone to an unwarrantable extent. The existence of such an offensive nuisance should not have been and would not have been if the proper authorities had taken the requisite measures to abate it. His honor said it had been reported to him that a number of children in the locality were confined to their beds through illness caused directly by the noxious odors exhaled from the dumps.

The public health, his honor said, was in the hands of the board of health, who have unlimited authority in matters of health in and about the city. They have power to close up any place

HALF WAY TO THE MOON. Extensive Travels of Rev. Mr. McQueen, Who Lectures Here Tonight.

Half way to the moon is quite a long distance, but during the last five years Rev. Peter McQueen, who lectures in the York Theatre this evening, has gone 120,000 miles. Mr. McQueen is a Scotchman who emigrated to America, was educated at Princeton and for about five years was in charge of a church in Boston.

At the institution of the Olympic games in 1896, he was sent as the representative of Boston to the King of Greece, bearing greetings. While in Greece, he was decorated by King George with the Hellenic Order. This trip gave Mr. McQueen a taste for travel and in 1898 he accompanied the U.

that is offensive, and it was their duty to suppress the dump nuisance. If the board of health did not discharge its duty, as by law required, they exposed themselves to public indictment. His honor said he had no intention of speaking harshly to the members of the board of health, many of whom were his personal friends, but he felt that it was his duty to bring the matter of the Queen street nuisance to the attention of the grand jury. It was his duty to indict the board if they were lax in taking the necessary measures, which the law required them to take, in promoting the health of the community. There was no doubt, he said, that the board was not administering their duty in allowing anything like the Queen street dump to exist to the danger of the health of the locality.

While the grand jury were out the case of the King vs. Allen was taken up. George Allen, who is charged with assaulting Harry Alexander with intent to commit grievous bodily harm, elected to be tried under the Speedy Trials Act.

Clarence H. Ferguson, for the crown, examined the following witnesses: Harry Alexander, George Chisholm, H. Boyce, James Mackin, Detective Killen, Geo. Duffy and Chas. N. Pratt. These witnesses rehearsed the circumstances attending the assault, which have already been gone over in the police court.

Scott E. Morrell, who appeared for young Allan, moved for his discharge, on the ground of insufficiency of evidence. His honor thought that the evidence was quite clear as to the cutting, and refused to discharge Allan.

George Allen was called to testify in his own behalf. He said that young Alexander at the time struck him very roughly, not only treating him and knocking him down, but kicking him when down. Under cross-examination he said that he left school when 12 years of age because "father" had threatened to beat him. He denied that he had been chummy with Alexander, though he had frequently run across his path.

At this stage Mr. Alexander, the father of Harry Alexander interrupted, calling out aloud: "Ask him if he was ever in Alexander's house with him?" Upon the question being put to young Allan, he quite readily admitted that he was once.

Mr. Alexander once again interrupted in a loud voice, whereupon his honor told him to shut up. His honor then called young Allan before him, and told him that the charge of assault had been against him. His honor said that there would be no law at all if a person upon mere provocation were allowed the free use of his knife. As the evidence was, he would have to find him guilty of assault, but would let him go on his own recognizance, warning him to be on the same time to by no means ever again, even though the provocation was great, to make use of his knife in the manner he had. His honor characterized the act as cowardly and un-British and savoring too much of the savage. Alexander was, undoubtedly, a cruel, cowardly boy, but that was no excuse for the offence.

His honor concluded with a warning that if young Allan should ever come before him again he would let him have his course, adding that it was largely as a consequence of a pathetic letter he had received from the pastor of the church which the boy attends that he was allowing him off so easily. The recognizance by which young Allan is bound is for \$500 with sureties.

His honor then called before him young Alexander, and told him that he, and not Allan, should have been charged with the offence. His honor said he was to take in the South African war. The grand jury returned at one o'clock, finding true bills against Carr, King and Sullivan. They recommended the discharge of King on the ground that he was youthful and had already been in jail ten days. No bill was found against Thompson and he was at once given his freedom. As regards the Queen street dump matter, the grand jury said that they would take it into consideration next week and report later.

Court then adjourned to resume tomorrow at 10 o'clock, when the civil docket will be taken up. S. troops to Santiago as correspondent for Leslie's Weekly and the National Magazine. He was stationed with the Rough Riders and was made an honorary member of the regiment by Colonel, now President, Roosevelt.

FIFTY YEARS A LAWYER.

Chief Justice Tuok Honored by the Bar.

Presented With Address at Opening of Supreme Court, at Fredericton—A Dinner Tonight

(Special to the Star.) FREDERICTON, Nov. 3.—A large attendance of barristers greeted the justices of the supreme court when it assembled this morning on the first day of the Michaelmas term. Those present included Attorney General Pugsley, J. D. Hazen, K. C., C. N. Skinner, K. C., C. J. Coster, K. C., J. D. Phinney, A. B. Connell, K. C., M. G. Teed, K. C., M. N. Cockburn, K. C., J. C. Hartley, F. B. Carvell, A. W. Baird, O. S. Crockett, A. R. Slipp, W. A. Macrae and Lionel Hanington.

After the formal opening of the court and before the business of the term was taken up Attorney General Pugsley asked leave to present an address to the chief justice on behalf of the bar of the province on the occasion of the fiftieth anniversary of his admission to the bar which was accordingly granted, and the address was read. It referred in eulogistic terms to the chief justice's career and conveyed the congratulations of the bar.

Chief Justice Tuok in a feeling manner thanked the bar of the province for the kind congratulations presented to him. It was not often, he said, that anyone attained such a high honor as well as the position of chief justice. He made a feeling reference to his predecessors, Sir Jean Allen and Sir William Ritchie. It had been his one object whether on the bench or at the bar to do his duty and it had pleased him to note the kind consideration of the members of the bar, particularly the younger members, for his work. He reviewed the difference between the present and fifty years ago when there was a wider gulf between the members of the bar and the bench. In his social, political and professional life he had met with the utmost courtesy. So long as he retained his present physical state he proposed to continue as chief justice of this province, all reports to the contrary notwithstanding. In closing he again thanked the profession for the kindly references made to his career, both as citizen, lawyer and judge.

Chief Justice Tuok was born in St. John on February 27, 1831, and despite his 72 years is still hale and hearty, a recent attack of sciatica from which he has now completely recovered being the only illness he has known in the half century that he has been prominently before the public.

He is a descendant of Robert Tuok, who, in 1635, settled at Watertown, Mass., and later moved to New Hampshire. Some member of the family took an important part in affairs during the stirring times when the United States gained their independence.

The grandfather of the present Chief Justice took up residence in the State of Maine and from there his son, Moses, came to St. John and for more than fifty years was a prominent citizen. The present Chief Justice was educated at the Methodist Institution at Sackville. In 1852 he was called to the bar, and soon took rank as an able lawyer, conducting many important cases and filling many responsible positions, including that of clerk of the crown and recorder of the City of St. John.

He took an active part in political affairs, in behalf of the conservative party and in 1882 was nominated one of their candidates for lieutenant-governor. He was defeated but the party won and three years later he was appointed one of the judges of the New Brunswick court.

In 1881 he was made judge of the admiralty court, and in 1896 was appointed chief justice. He is a lecturer of the St. John Law School and professor of statutory law in King's College, Windsor, N. S.

Chief Justice Tuok has ever been recognized as a sound and able lawyer, possessed of shrewd common sense and a good knowledge of law. He is an indefatigable worker and prompt in the transaction of business. His litigants are never compelled to wait long terms for his judgments.

Among his friends, and everybody is his friend, the Chief Justice of New Brunswick is known as a genial, kindly, generous hearted man. Young and old in the profession will be at the big banquet in his honor on Tuesday evening next, for young and old remember many kindnesses at his hands and all have kindly recollection of him. Recently in discussing in parliament the bill for the retirement of judges it was stated that Chief Justice Tuok would be one of those retired under it, but this must have been a mistake for the chief will not reach the age limit of seventy-five years until February 27, 1906 and will not have been twenty years on the bench until March 17, 1905.

NEW BRITISH SUBJECTS. The naturalization papers of Max Ross were filed this morning in the county court, by order of Judge Forbes. Clarence H. Ferguson appeared for Mr. Ross. The naturalization papers of Oscar Silberstein were also ordered to be filed; Scott E. Morrell appearing for him. These two gentlemen consequently become full-privileged British subjects.

CONTEMPT OF COURT. In the county court this morning in the case of William Crawford vs. James Gibson, A. A. Wilson, K. C., moved for a rule nisi for an attachment against the defendant for contempt of court in not obeying an order of Judge Forbes to appear before him for examination. His honor granted the rule.

THE WEATHER.

Forecast—Fine today and on Wednesday; not much change in temperature.

Synopsis—Continued fine weather is still indicated with light to moderate northwest to west winds. To the banks and American ports, light and moderate northwest and west winds.

Ladies' Furs

BOAS AND STOLERS in Mink, White Fox, Black Martin; and a splendid line of low priced furs. THE QUALITY OF OUR ELACIE MARTIN this season has never been surpassed—and the prices are right. LADIES' FUR LINED CAPES—with linings of Kaluga Amster, Squirrel and Muskrat. MEN'S FUR LINED COATS in stock and made to order.

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