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TEN PAGES—ONE CENT

REGION GOES TO THE PENITENTIARY

Two Years and One Month Term Is Sentence

WHAT JUDGE SAID

That Prisoner Carried Revolver Told Against Him in Woodstock Manslaughter Case—Mr. Justice White Warns Against Practice

(Special to Times) Woodstock, N. B., Oct. 26.—Mr. Justice White, at the opening of the circuit court this morning sentenced Wm. Bragdon, convicted of manslaughter, to two years and one month in the Dorchester Penitentiary, the killing of Woodman McCusky.

Mr. Justice White, in sentencing Bragdon, said that he was not impressed with the plea of insanity, and that the prisoner carried a revolver in his pocket at the time of the shooting. He said that he was not impressed with the plea of insanity, and that the prisoner carried a revolver in his pocket at the time of the shooting.

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CLARK ARRAIGNED IN NEW YORK TODAY

Willing to Return to St. John At Once But Judge Says No

Must Await Papers and C.F. Sanford Says They Will Be Secured as Soon as Possible—Clark Will Say Nothing—Is Formally Arrested in Court

(Special to Times) New York, Oct. 26.—Harry B. Clark, arrested by Pinkerton detectives on charges of being implicated in the Bank of New Brunswick matter, was arraigned before Magistrate Butts in the Harlem police court today.

Mr. Sanford said this morning that every effort would be made to obtain the papers and that they would be secured as soon as possible. He said that he was not impressed with the plea of insanity, and that the prisoner carried a revolver in his pocket at the time of the shooting.

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BRAKEMAN IS KILLED INSTANTLY

Herbert Malone Crushed to Death This Morning at Chatham Junction—Was Young Married Man

(Special to Times) Chatham, N. B., Oct. 26.—Herbert Malone, a brakeman on the Fredericton to Chatham freight train, was instantly killed at Chatham Junction at 7.25 o'clock this morning, while engaged in his duties as brakeman.

Mr. Malone was thirty years of age and belonged to Stanley, York county. He was married to Miss Hayes, a sister of Andrew Hayes, of Chatham.

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BRITISH IN THE HANKOW FIGHT?

Detailed Report Of Battle Says Gunboats Took Part

GERMANS ALSO

(Canadian Press) Berlin, Oct. 25.—A detailed report of the fighting at Hankow Oct. 12, received here, states that the British gunboats Thistle and the American gunboat Helena participated. This is the first report of the revolt at Hankow which has represented the foreign warships as taking any part and is contrary to the general information from all other sources.

Other German messages from Hankow have lacked confirmation. On Oct. 17 the captain of the German cruiser Leipzig reported to the admiralty that there had been street fighting at Hankow between German bluejackets and a Chinese mob. Nothing more was heard of this from the captain or from Vice Admiral Von Krosigk, who arrived at Hankow later, when the German legation at Peking denied that any such incident had occurred.

Shanghai, Oct. 26.—A Chinese newspaper in an extra edition today announced that the minister of war, General Yin Chang, commanding the imperial forces, has been assassinated by his own troops. The paper also states that Canton has been seized by the revolutionaries. Great bloodshed there is reported.

London, Oct. 26.—A Peking despatch to the Times says that an imperial edict appoints the appointment of Francis Arthur Aglen, deputy inspector general of the imperial marine customs in China, as successor of the late Sir Robert Hart.

Peking, China, Oct. 26.—The Chinese newspaper reports that the troops at Cheng Tu, the capital of Szechuen province, have refused and killed General Chao Yin Feng, commander of the imperial forces and joined the rebels, who now hold the capital. The rebels have received no news officials for Szechuen province for the last ten days. They ordinarily discredit the reports published in the Chinese papers, but consider that Chienfa has fallen and the imperial commander been assassinated, as not improbable.

Shanghai, Oct. 26.—The rebels are throwing up entrenchments at Kia Kiang. The work is being conducted in an orderly manner. Wu Hu, Nanking and Soo Chow report that the revolutionaries have received their local government soon. The entire province of Sze Chuen is practically controlled by the rebels.

RECOUNT IN QUEENS ALSO OFF

Judge Wilson Gives Decision Against the Conservative Contention in Reference to Recent Election

(Special to Times)

Frederick, N. B., Oct. 26.—Judge Wilson this morning delivered judgment in the Sunbury-Queens election case, declining to proceed with the recount, and confirming Col. McLean in his seat. The objections made to Luther B. Smith's application for recount, were: (1) That the sum of \$100 required under section 183 of the election act, for security of costs, was not deposited with the clerk of the court within four days after that on which the returning officer had made the addition of the votes for the purpose of declaring the candidate elected.

That the judge had no jurisdiction to grant the application outside of the electoral district of Sunbury and Queens. (2) That the affidavits upon which the judge granted the order for a recount were not sufficient to give him jurisdiction in any case.

The first objection was over-ruled by His Honor. In regard to the second, he was of opinion that, as he acted in his judicial capacity, he had no authority to grant an order for recount outside of the electoral district of Sunbury and Queens, and therefore it was defective and the objection made by the respondent's counsel was upheld.

As to the third objection, His Honor referred to the affidavits and cited decisions by Chief Justice Townsend and Judge McLeod, which he thought were in line with this case.

The affidavits being based on the applicant's information and belief, were held to be defective, and His Honor decided that he could not proceed with the recount.

Marven Dumphy, of Kewick, and Miss Alice Enock, of Gibson, were married at the bride's home last evening by Rev. J. H. MacDonald. They will spend their honeymoon in the Manitowish.

DOCTOR WHO FIRST HANDLED CASE SAYS IT IS POSSIBLE THAT RYDER KILLED HIMSELF—WIDOW CALLED TO STAND

EVIDENCE IS TAKEN

Coroner Lamb a Witness in the Ryder Inquest In Newton

(Special to Times) Sussex, N. B., Oct. 26.—The inquest into the death of William Ryder was begun at Newton this morning, Coroner Wallace presiding. The witnesses were Dr. Burnett, who made the post mortem examination; Dr. A. S. Lamb, who was called as coroner when the body was found; three men who found the body, and Mrs. Ryder, wife of the deceased. The hall was crowded with men, women and boys and girls, and there seems to be great interest in the inquiry.

Dr. Burnett gave evidence regarding the wounds as disclosed in the post mortem. It was his opinion that it would be impossible, after any one of the shots was fired, for the injured man to fire the others.

Coroner Lamb told of giving permission for the removal of the body. In explanation of the fact that the post mortem indicated that the bullet shots had entered the body horizontally, he said, the mole hill in which the body of the rifle was embedded was high so that the rifle when held to its breast would be horizontal. It was his opinion that the man might have fired the three shots himself, particularly if the three shots were fired from the first fire.

He believed that after firing the first shot or two he had moved to the position in which he was found. From the position of the undergarments, he thought they had been removed after the man reached the position in which he was found. He was still of the belief that a determined man might have removed the garments after the body with two other men, and of his finding it. He described the position of the body when found. His evidence was corroborated by John Beatty and Charles Perry.

Mrs. Ryder's Evidence Mrs. Ryder was the next witness. She was dressed in black. Although her voice broke at times, she maintained her composure fairly well, and gave her evidence in a clear manner. She said she drove to Sussex and met her husband there. She had conversation with him about returning home. He had been drinking. She drove home alone that night. Her husband returned home the next day at 10 o'clock, having spent the night at White's Mountain. She then had a conversation with him about his attending a sale at Harry Camlyn's. The discussion was friendly and there were no cross words, he calling her "dear" several times. Soon after he took the gun and went away. She told him to come back to dinner.

She went to look for him after dinner and again after supper. She went to Lewistown looking for him, thinking that he might be there. She did not see him at his dead body, because she had seen the body of her son who was shot to death. Her husband and she had got along nicely together. They had one or two quarrels, but never anything to speak of. It being 12.30 o'clock, adjournment was made for lunch.

PERSONATION CHARGED; COOPER FOUND GUILTY

GREAT INTEREST IN THE ONTARIO CASE

Matter of Mixed Marriage Which Has Led to Murder

Chatham, Ont., Oct. 26.—Thomas Cooper, charged with personation in Chatham, at the federal election, and found guilty yesterday, was sentenced to Dorchester, general dispatches.

The defence urged that the evidence failed to prove that Cooper had applied for a ballot or presented to the returning officer, that was Johnson, the man from whom he was accused of personating. It was shown that Cooper had given the name of Johnson to a Conservative scrutineer at whose request the returning officer administered the oath, which Cooper refused to take. Decision on the charge against four non-residents who swore they were residents, was reserved.

Even before the shooting of Shaw the cause of the trouble, the whole country, Magee and his Roman Catholic wife, and son in homes Catholic and Protestant and had even then assumed the proportions of a sort of debate in which the public were taking sides. Dr. Magee had married Miss Belle McRae, a Catholic, the daughter of Catholic parents. She had decided that her love for him was great enough to sacrifice her religion and according to Dr. Magee in evidence yesterday had come to a positive agreement with him on the matter of religion and had joined the Methodist church.

Then trouble began which ended when she told her husband that she was afraid that their marriage was an unlawful one. She wanted to be remarried by a priest. He refused, finally she left her husband and went home with her father who, Dr. Magee declares, came to him and said he would have to take his daughter home if the doctor could not give her "liberty of conscience."

To what extent the religious question entered into the affair, was shown by constant Uren's sworn evidence yesterday, when he declared that as F. D. McRae, dropped to his knees to fire the fatal shot which he believed was intended for Dr. Magee he called him a "Protestant hound."

Stirred even more by the religious aspect of the case, than by the legal issue on which the life of F. D. McRae depends there was a struggle for seats in the court house when the case opened this morning.

OUT OF ONE FORTUNE BUT INTO ANOTHER

Sidney C. Love Loses Wife, Child and \$12,000,000 and Falls Heir to \$7,000,000

(Special to Times)

Seattle, Wash., Oct. 26.—Eckle Dame Fortune, has once again struck on Sidney C. Love, of this city, erstwhile broker in Chicago and New York city, who recently, by decree of the New York courts, lost his beautiful wife, Mrs. Marjorie Burns Love; his little daughter and the fortune of \$12,000,000 which the latter will inherit.

According to Ivan L. Hyland, of Truckee & Love, the broker came into \$7,000,000 by the death of an uncle in Texas. Mr. Hyland says that Mr. Love is preparing to leave Seattle, Ore., discontinue his oil and cowboys equipment and hasten back to the lights of Broadway.

Mr. Love is being conducted in an orderly manner. Wu Hu, Nanking and Soo Chow report that the revolutionaries have received their local government soon. The entire province of Sze Chuen is practically controlled by the rebels.

Manchu officials high and low, wearing disguises, are coming into Shanghai from every quarter. All try to find refuge in the foreign concessions.

His Lordship Bishop Casey left at noon for Rothsay where he will administer the sacrament of confirmation in the church of Our Lady of Good Counsel this afternoon at 3 o'clock. He will be assisted by Rev. D. S. O'Keefe, pastor of the church.

BURIED TODAY The funeral of Miss Ida Campbell took place this afternoon at 2.30 o'clock from her late home in Guilford street.

WEATHER BULLETIN REV. R. H. STAVERT NEW HEAD OF S. OF T.

Table with weather forecast: Max. Min. Dir. W. Cloudy, etc.

IN EXCHEQUER COURT John S. O'Dwyer, assistant chief engineer of the C. C. R. in Moncton, and Bay and Jones, of Moncton, were the witnesses in the case of the King vs. Moncton Land Company in the exchequer court today.

THE BATTLE LINE S. H. Himes, Captain Bennett, from Rosario for La Plata, and Rio Janeiro, arrived at Buenos Ayres yesterday.

ST. STEPHEN COMPANY N. Mark Mills and Lewis F. Mills, of St. Stephen; Martin Roberts of Buffalo, Walter L. Mitchell of New Haven, and William A. Mills of Calais are applying for incorporation as the Dominion Fertilizer Co., Ltd., with a capital stock of \$25,000. The head office is to be in St. Stephen, N. B.

GAS EXPLOSION WRECKS NEW YORK TENAMENT; MANY HURT Twenty People Injured, Two of Them Fatally, Nine Missing—One Man Lifted From Bed and Hurled Through Window to Street

(Canadian Press) Philadelphia, Pa., Oct. 26.—Having failed to bring home the "lacon" yesterday, the Philadelphia Athletics will try to win the necessary fourth game from the fighting New York Giants at Shibe Park this afternoon, to capture the baseball championship of the world.

Philadelphia, Oct. 26.—Concerning the statement of Emure Klem that Capt. Doyle of New York did not touch the home plate when he came home with the winning run yesterday, Manager Mack said today: "I will make no protest. The Giants won the game and are entitled to the victory. Doyle was safe at the plate by fifteen feet and the question of whether he slid over the plate or alongside of it is a matter of minor importance. I never have and never will bicker over decisions of umpires. The game will stand as a win for New York."