

TRAVELERS' GUIDE

BRIDGE AND TORONTO.

Corrected to Jan. 10, 1909.

Arrive from the east—9:48 a.m.

10:15 a.m., 11:12 a.m., 11:28 a.m.,

12:30 p.m., 1:10 p.m., 1:20 p.m.

Arrive from the west—12:09 a.m.

12:55 a.m., 1:12 a.m., 1:10 p.m.

1:40 p.m., 2:25 p.m.

Depart for the east—12:14 a.m.

2:40 a.m., 7:30 a.m., 9 a.m., 11:23

a.m., 2:05 p.m., 4:25 p.m., 6:53 p.m.

(Eastern Flyer).

The trains leaving at 7:30 a.m. and

2:05 p.m. stop at all stations.

Depart for the west—12:50 a.m.

7:49 a.m., 11:13 a.m., 11:43 a.m.,

1:40 p.m., 8:18 p.m.

The 7:40 a.m. and the 1:40 p.m.

trains stop at all stations.

LONDON AND WINDSOR.

Arrive—10:25 a.m., 4 p.m., 6:50

p.m. (Eastern Flyer), 11 p.m.

Depart—6:25 a.m., 11:35 a.m., 2:20

p.m., 8:16 p.m. (International Lim-

ited).

STRATFORD BRANCH.

Arrive—9:25 a.m., 11:15 a.m., 1:33

p.m., 8:45 p.m., 11:25 p.m.

Depart—6:00 a.m., 10:26 a.m., 2:45

p.m., 4:55 p.m.

LONDON, HURON AND BRUCE.

Arrive—10:19 a.m., 6:10 p.m.

Depart—6:20 a.m., 4:50 p.m.

Trains marked thus * run daily.

Those not so marked run daily except

Sunday.

PERE MARQUETTE RAILWAY.

Depart—5:40 a.m., 7:10 a.m., 9:45

a.m., 2:30 p.m., 3:40 p.m., 1:50

p.m., 4:40 p.m., 8:20 p.m.

* To and from Walkerville without

change. Trains not "starred" to

Port Stanley.

CANADIAN PACIFIC RAILWAY.

Arrive—From the east—11:30 a.m.

8 p.m., 10:52 p.m., 11:15 p.m.,

4:30 a.m., 8:35 a.m., 5:20 p.m.

Depart—For the east—4:40 a.m.

8:43 a.m., 5:28 p.m. For the west—

11:38 a.m., 8:10 p.m., 11:00 p.m.

Trains marked thus * run daily.

Those not so marked run daily except

Sunday. **From Chatham only.

***Runs only to Chatham.

MICHIGAN CENTRAL RAILWAY.

Arrive—5:55 a.m., 11:10 a.m., 5:10

p.m., 9:50 p.m.

Depart—7:15 a.m., 2:20 p.m., 6:35

p.m., 10:25 p.m.

*Runs through to Waterford.

GRAND TRUNK RAILWAY SYSTEM

CALIFORNIA MEXICO FLORIDA

Round trip tourist tickets now on sale to all principal winter resorts.

Full information from E. De la Hooke, City Passenger and Ticket Agent, or E. Ruse, Depot Agent.

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"The Niagara Falls Route."

ROUND TRIP WINTER TOURIST RATES

and excellent service now on to

Florida and the South

Through sleeping cars, tri-weekly service, Detroit to Jacksonville, Fla., and many other points in the South.

The close connections made at Detroit, with no delay, make this the quickest and most satisfactory route.

Call or write for rates and full particulars. City office, 48 Richmond street. Phone 285. THOS. EVANS, C.P.A., H. PALMER, D.P.A., St. Thomas; O. W. RUGGLES, G.P.A., Chicago.

INTERCOLONIAL RAILWAY

For Copy of "Notes By the Way" With Timetable of

Maritime Express

Canada's Train, noted for excellence of sleeping and dining-car service, between Montreal and Atlantic Ports.

Apply to Toronto Ticket Office, 51 King Street East, or General Passenger Department, Moncton, N. B.

WABASH

NOW IS THE TIME TO VISIT THE LANDS OF SUNSHINE AND FLOWERS

Round trip tickets are now on sale daily at lowest rates from all Wabash stations to the South and West, including TEXAS, OLD MEXICO and CALIFORNIA. The Wabash is the GREAT THROUGH CAR LINE between the East and West.

For rates, time of trains, apply to your nearest Wabash agent, or address J. A. EICKARSON, district passenger agent, at Yonge street (Traders' Bank building), Toronto, and St. Thomas, Ont.

BURKHOLDER MUST SERVE.

Hamilton, Jan. 13. — At the sessions last month, Wm. Burkholder, middle wing of the Tiger football club, was sent down for fifteen months for perjury committed at the police court in a gambling case. Friends immediately circulated a petition for his release. This morning Sheriff Middleton received word from Ottawa that the Governor-General did not see his way clear to pardon Burkholder, who must now serve his sentence.

"Don't Neglect a Cough or Cold."

It can have but one result. It leaves the throat or lungs, or both, affected.

Dr. Wood's Norway Pine Syrup is the medicine you need. It is without an equal as a remedy for Coughs, Colds, Bronchitis, Sore Throat, Pain in the Chest, Asthma, Whooping Cough, Quinsy and all affections of the Throat and Lungs.

A single dose of Dr. Wood's Norway Pine Syrup will stop a cough, soothe the throat, and if the cough or cold has become settled on the lungs, the healing properties of the Norway Pine Tree will proclaim its great virtue by promptly eradicating the bad effects, and a persistent use of the remedy cannot fail to bring about a complete cure.

Do not be humbugged into buying so-called Norway Pine Syrups, but be sure and insist on having Dr. Wood's. It is put up in a yellow wrapper, three pine trees the trade mark, and price 25 cents.

Mrs. A. Elles, Innisfail, Alta., writes: "Last spring I had Typhoid fever and Bronchitis, which left me with a terrible cough. I tried doctor's medicine but got no relief until my husband got me a bottle of Dr. Wood's Norway Pine Syrup, and before I had finished it my cough was cured. My husband also uses it whenever he has a cough. I would not be without it."

MARVEL Whirling Spray is the new and most effective remedy for Coughs, Colds, Bronchitis, Sore Throat, and all affections of the Throat and Lungs.

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MOIR NOT GUILTY

Continued From Page One.

not, while under such attacks?"

"Yes," Mr. McEvoy then read an authority which Dr. Bruce-Smith acknowledged as a famous one, who said that during the attack itself insanity cannot take place, save where the convulsions are lacking, and that when suffering from such attacks the patient were subject to suicidal, homicide and other violent manias.

"Do you agree with that?" he asked. "I believe that is correct."

A Toronto Specialist.

Another noted alienist, Dr. Arthur Jukes Johnston, chief coroner of Toronto, next took the stand.

"Is there anything in the evidence of the events of the night of the tragedy," asked Mr. Smith, "that would warrant you in giving an opinion as to the prisoner's condition at the time?"

"I could not give a positive opinion."

"In alcoholic mania do you have conditions resembling epilepsy?"

"To a certain extent; yes."

Mr. McEvoy, in cross-examination asked:

"Taking the whole case as it has been heard, do you agree with the opinions of the doctors given here that Moir was unconscious at the time of the act?"

"Yes, that would seem to be the case."

"That ends the case in rebuttal," said Mr. Smith.

Was He Insane?

"I submit," said Mr. Meredith, "that it has been conclusively proved that the man was insane."

"I think," replied Mr. Smith, "that the case should go to the jury, in that it has not been absolutely proved that the prisoner was insane at the time of the tragedy."

Both counsels agreed to waive their privilege of addressing the jury, and the judge began his address.

Judge's Address.

"Gentlemen of the jury," he said, "In the trial there has been no contesting the fact, that Sergt. Lloyd met his death at the hands of the prisoner at the bar. If he had been sane at the time this crime would have been murder. You must remember that the burden of proof that the prisoner was insane at the time of the act, rests with the defense. The law holds everyone sane until they are proved otherwise."

"In this case the evidence is not as complicated as in a case of partial insanity, for in such cases the patient has lucid intervals, in which he is perfectly responsible for his acts."

"According to the medical testimony given in this case, whether epilepsy takes the form of convulsions, or of a psychic, mental equivalent, the patient is absolutely unconscious of his acts, and hence not responsible at criminal law for the crime."

The Medical Evidence.

"The evidence," continued the chief justice, "in the case of the medical gentlemen who attended the prisoner while suffering from those attacks, save in the case of Dr. Walsh, agree that the attacks were of an epileptic nature, and Dr. Robinson all agree that the medical gentlemen who had attended the prisoner during these attacks had correctly diagnosed the case."

"Also, all these gentlemen agree that knowing the history of the case, at, before and after the time of the shooting, indicate that at the time of the act he was suffering from such an attack, and was absolutely unconscious of what he was doing."

"There has been, on the other hand, no evidence on the part of the prosecution, to offset this testimony."

"It rests with you to decide whether or not the prisoner was insane at the time he committed this act. If you accept the evidence given, and find that the prisoner was not responsible for his acts, you will find the prisoner, 'Not Guilty.'"

Jury Retires.

The jury left the court room about half-past eleven.

After about fifteen minutes had elapsed a stir was heard at the left doorway, and the jury filed into their places, and rendered their verdict.

Yesterday Afternoon's Session.

Yesterday afternoon's session of the trial of Pte. Moir brought out the real crux of the defense, who succeeded in establishing a line of evidence that it will be difficult for the prosecution to meet. A great deal of evidence was adduced regarding the behavior of patients suffering from epileptic seizures. The defense attempted to establish the fact that an epileptic patient sometimes committed violent acts while being wholly unconscious of such acts, and hence not responsible for their commission. Much effective evidence was recorded on this point.

Constitutionally Affected.

Following this a commission from Scotland was read, the general bearing of which was that there was a constitutional tendency towards such attacks in the Moir family.

The testimony of the prisoner's mother told of his continued ill health and weakness during youth, and many witnesses were called to establish certain definite cases of epileptic fits under which the prisoner had suffered. It is understood that a number of prominent doctors and alienists will be heard in rebuttal of this testimony.

Lieut. Morris Cross-Examined.

Under cross-examination, Mr. Meredith obtained from Lieut. Morris the statement that Lloyd might have got hold of the rifle, though Morris said he could not state that Lloyd had touched the gun.

Mr. Meredith then tried to show that Lloyd had jerked down the gun, causing it to go off.

"Moir was holding the rifle with the barrel up, wasn't he?" asked Mr. Meredith.

"Yes."

"Lloyd was hit low in the body, wasn't he?"

"I don't know as to that."

"Well, if he were, the muzzle would have had to be pulled down, wouldn't it?"

"I refuse the question," said his honor.

Charles White Testifies.

Charles White, one of the boys who were said to have seen Moir the day after the shooting, was then called.

"Where do you live?"

"About six miles east of London, and about a quarter of a mile from the track."

"Do you know Moir?"

"Yes; he's the man in the box."

"Does he look the same as when you last saw him?"

"He has changed somewhat."

"But you recognize him?"

"Yes."

"How was he dressed last spring?"

"In a khaki uniform," Mr. Skinner spoke first to him, said the witness.

"He said, 'Hello, chappie,' or something like that, and then went into the house, and later he went around the barn to get a drink. He got back before Skinner, and asked me if I could get him a coat and hat. I said I didn't have any hat but the one I had on. He said, 'That will do me,' and went away west, taking the rifle with him. Next day we found a lot of bags in the top of the barn in the straw and a little hole cut in the wall looking towards the road. Moir went straight down towards the railway."

Mr. McEvoy took the cross-examination.

"You never saw the man before that time?"

"No."

"When did you see him since then?"

"Not till this morning."

"He doesn't look the same, does he?"

"He had a moustache then."

"Are there any windows in the barn?"

"Where at the top."

"On the granary in the mow. There was just a little straw in the granary."

"What did you do on Good Friday? About the same as usual, wasn't it?"

"Yes."

"When did you first tell of this?"

"About Oct. 1."

"And you haven't heard of it since?"

"I saw his picture in the paper that night and heard them talking about him."

As To the Cap.

"Did you ever see this cap?" asked Mr. Smith.

"Yes. That is the cap I gave him that night."

Herbert Skinner.

Herbert Skinner then took the stand.

"You were living with Mr. White at that time?"

"Yes."

"You were working there then?"

"Yes, in the west of the town."

"Would you recognize the prisoner?"

"Yes."

"How was he dressed?"

"In a khaki suit. Moir came in and said, 'Will you do me a favor?' I'd like to know who I'm doing the favor for," said he. He had been out for a while and had a glass and had got into trouble at the Barracks. I went into the house and saw the people reading the paper, and it had his picture in it. I went across to a neighbor's and telephoned for the police."

Albert Martin.

Albert Martin, living about ten miles northeast of London, was next called.

"Do you recognize the prisoner in the box?"

"The man I saw had a moustache. I couldn't swear to the man, as it was dusk. He was about that build."

"How was he dressed?"

"He had on a khaki uniform."

Mr. Dawson's Evidence.

Mr. Dawson, living about one and one-half miles to the north of the previous witness, was then placed in the box.

"Did anyone come to your house?"

"Yes; a soldier."

"Was it the prisoner in the box?"

"Yes."

"Had he a cap on?"

"Yes. He asked me for a bite to eat."

"What time?"

"About 8:30 p.m."

"Did he ask for anything else?"

"Yes. He asked for a coat to cover his uniform."

"Yes, and he took it away with him."

Dr. Belton.

Dr. Belton, of London was the next witness.

"You are the medical officer of the corps here?"

"Yes sir. I have held the position for 11 years."

"Do you know the prisoner?"

"Yes."

"Did you attend him personally?"