26 Victoria Street

12 PAGES ___ FRIDAY MORNING JUNE 21 1907 ___ 12 PAGES

ONE CENT

DEMURRER OVERRULED CROWN FINDS OTHER REASONS FOR DELAY Conditions Bordering on

Emmerson's Counsel Declare That COUNCIL FOR HAYWOOD As Libelous, But Decline Editor's Challenge to Proceed With

ONE WITNESS IN THE U.S. AND ANOTHER ONE IS ILL

FREDERICTON, N.B., June 20 .-(Special.)-When court meets to-morrow the case of the King v. Crockett will be indefinitely postponed. Later on the indictment will be quietly nolled or laid away. The record of the day may be brief-

ly summed up as follows: The crown attacked the defendant's plea by demurrer. This demurrer was argued and overruled. Then Mr. Pugsley in Emmerson's behalf appealed to the judge not to insist upon their going to trial. He wanted the whose name he could not at the moment recall and whose whereabouts were unknown, was so important that the case must be postponed until they day in showing a direct connection between the store of George Petti-

statement the versatile Mr. Pugsley discovered that another witness, Mrs. Allen of Moncton, was too ill to attend. The judge finally cut it short by adjourning the case till to-morrow. A postponement will be granted, no doubt, which means in effect

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that he must be given the opportun-

'If there is too much effort to stifle the truth about Mr. Emmerson," he is quoted as saying, "then I will publish some truthful statements in the pub-

It is understood that the witness for whose testimony a commission will be asked to-morrow, is a well-known young Canadian now residing in the United States, whose father is one of the wealthiest lumbermen in this part of the country. He happened to be in Montreal on the famous Sunday night, and knowing that Mr. Emmerson and the ladies were at the St. Lawrence Hall, went up to see them without first notifying the night clerk.

The defence claims that the clerk found this young gentleman about midcalling upon a lady in room 9, and that at the time another member of the party was with the minister in room 137. The crown will claim that the testimony of this witness will be favorable to Mr. Emmerson's version. It is very unlikely, however, that he will testify. Indeed, it is quite unlikely that any testimony will ever be

The Dumurrer.

The demurrer set forth first that the blea of justification was insufficient. It did not sufficiently specify the date

parliament of Canada, as well as those tric lights were not in use owing to and rescue the prisoners. The troops of private members of parliament were repairs which were being done. At the were turned out, but were received with and are matters of public interest, parhonor of its members and the proper at the time of going to press. place in which to make and investigate charges against its members in respect to their private conduct if such charges are of sufficient gravity to affect the public usefulness of the member so charged. So far from its being for the public good it is likely to result in pubinjury and impair the usefulness of parliament to have the private life and enduct of the members of the government and other members of parliament and which are not in any way connected with the discharge of their public ed with the discharge of their public children together at St. John's Nfid., duties, discussed and debated in the and in their childish way vowed to be

public press.

Not Justified. The mere fact that there was some discussion in parliament and in the press which. so far as appears by the one newspaper, would not make what would otherwise be a defamatory liber any less so and would afford no justification for its publication in The Daily Gleaner newspaper as charged. While a newspaper might properly comment facts stated in parliament, the mere circumstance of a discussion taking place in parliament upon a particular subject would not justify any newspaper the injury wrought by American Sunmaking allegations of fact of a de-

famatory nature not stated in such dis-Publications of a seditious nature

Continued on Page 7.

When State Evidence is All in-Argument to Be Heard

BOISE, Idaho, June 20.—Unless 9 of the law, which resulted in furthe o'clock should bring unforeseen delay in obtaining a few final pieces of evidence the state will also the secret police agent, who was partrolling the Promenad

legal questions reserved to the full bench. This being denied him, he suddenly discovered that some witness, and if the court rules adversely on the motion, the opening statement in behalf of Haywood will be made by Mr. Darrow Saturdays

The prosecution succeeded again to-

bone in Denver, and Harry Orchard while he was at work on the Bradley crime in San Francisco, and promised to prove the connection which Orchard says he had with Pettibone person-ally by handwriting experts who will be called to-morrow. Original records of the Pacific Pos-

original records of the Pacific Postatat the case is to be dropped. It is known that Judge Landry is averse to hearing the case, as he and Mr. Emmerson are neighbors at Dorchester, and were political rivals in the past. Indeed his lordship seriously considered resigning from the bench so as to contest the riding of Westmoreland in the Conservative interest in 1904.

May Tell Some More.

Mr. Emmerson was present thruout the day, and his agitation was very apparent. Mr. Crockett, the defendant, is quite indignant. He insists that means of the federation officials against Justices Goddard and Gabbert of the supreme court of Colorado, whom Orchard swore he tried.

Original records of the Pacific Postation. Were produced, showing that in September and Orobbests, in the streets, but the trops almost as soon as completed.

PARIS, June 20.—In the chamber of deputies to-day, after a tumultuous seene, during which Premier Clemenceau wa

TORONTO IN DARKNESS NIAGARA POWER OFF

Hospitals Lose Light For Over an Hour---One Operation Had Just Been Performed.

Toronto was plunged in darkness at times from 1.30 to 2.30 this morning. In some cases the darkness lasted quite a time. All night factories and the news- ing there. paper offices were forced to suspend business while a connection at Niagara Falls was being repaired.

that Emmerson had been ejected from At the Western Hospital Dr. Hay fecture, which they set on fire, but the more than one hotel, while the plea reand Dr. Stewart of Milton had just were driven off after repeated charge and Dr. Stewart of Milton had just by the troops. In the course of the ferred only to one occasion at the St.

Lawrence Hall, and did not show with sufficient certainty the matter intended for over an hour and during that time the as a defence, in that the gas was used.

fament was the proper guardian of the erably over the hour and were not on were pulled off their horses and club-

VOW OF YOUTH KEPT.

Finishes in Ottawa.

OTTAWA, June 20 .- (Special.)-A charming little romance was consummated in Ottawa yesterday. Mary Ellen Spratt and Joseph Donnelly were

arue to one another.

After school days they were parted and saw nothing of one another until a few weeks ago, when by strange chance they met in Ottawa. They were married yesterday by Rev. Canon Sloan and left to spend their

honeymoon in Toronto. AGAINST AMERICAN PAPERS.

(Canadian Associated Press Cable.) LONDON, June 20.—The Daily News says that it would be a very good thing for Canada if it spared

day newspapers. New Labor Paper A new labor paper will be issued

Civil War-Troops Fire Into Mob.

NARBONNE, June 20 .- The riotous element of the populace of this place cast off all restraint to-day, and the city became the scene of many wild ex-cesses. A secret police agent was lynched, and other persons were treated with the most extraordinary bru-

For a gendarme or policeman to ap-pear on the streets alone was to court the risk of being clubbed to death. The troops ultimately were obliged to intervene for the protection of the officers

o'clock should bring unforeseen delay in obtaining a few final pieces of evidence, the state will close its case tomorrow against Wm. D. Haywood, whom it charges with the murder of Frank Steunenberg.

This announcement was made this afternoon by Senator Borah of the prosecution, and when Clarence Darrow of the defence took up the discussion of the arrangement of time he made it clear that directly the state closed he and his associates would move the court for an instruction directing a verdict of acquittal.

It is now anticipated that the state will close by noon; that the afternoon were drawn by the rioters and the

cts repelled the assaults. Revolvers were drawn by the rioters and the troops were fired upon until they were forced in self-defence to shoot. Numbers of the mob fell, four persons bebers of the mob fell, four persons being killed, among whom was a girl twenty years of age. Eleven others are known to have been wounded, while many others were carried off by friends. Several casualties occurred among the gendarmes.

Police officers were attacked and savagely ill-treated and malmed, but they managed to secone with their

they managed to escape with their lives. Gun stores were raided, and the revolutionaries who were armed with revolvers appeared to be fearless of the infantry. Frequent cavalry charges were necessary to disperse

quoted as saying, "then I will publish some truthful statements in the public interest about another minister of the crown from the Maritime Provinces."

| An open the more samplements that at his suspension of Charles H. Moyer. To pected. At Narbonne three persons in the practically every piece of evidence of were killed and a hundred soldiers and civilians, including a score of women, are said to have been wounded, a number of them fatally. The troops, who sydney, N.S.W., June 20.—On the were ordered to fire in the air, shot eve of socialistic legislation, more pa-

growers. given to night in honor of the King of Siam, has been countermanded in consequence of the bloodshed.

The newspapers report another attick doubt that the proposals will be

tempt to burn the sub-prefecture at Narbonne. Gendarmes fired from the upper storey, and the attackers fied. It is also announced that there has been further shooting in the streets of Narbonne, and that many persons have been wounded. Many wine-growers continue to pour into Narbonne, and threaten to pour into Narbonne, and threaten to pour into Narbonne, and threaten to proposals will be datopted. The annuities will be arranged by applicants opening accounts in the government savings banks, and their development of the same of to set fire to the hotels occupied by posals by arguing that they "tend to posals by arguing they arguent they are they

Incendiarism. NARBONNE, France, June 20 .- A vio-

The demurrer set forth first that the lead of justification was insufficient. The article complained of had stated hat Emmerson had been ejected from the control of the sub-pre-At the Western Hospital Dr. Hay fecture, which they set on fire, but the gas was used.

Was augmented by the absence of lights,
The gas service, however, only coversthe mob having cut the electric cables.

in what respect the two women and personal three last tioned were of ill-repute, nor when, operation was performed there last where or under what circumstances night.

The gas service at the General and MONTPELLIER. France, June 20.—

MONTPELLIER. France, June 20.—

Services rioting broke out here last night where or under what circumstances might.

Emmerson had been keeping company with two women of ill-repute.

Even if it were true that personal morals and conduct of members of the the darkness was not felt, as the elect to burn down the door of the prisoners. The troops were turned out, but were received with

DOCTOR'S MISTAKE.

Romance Started in Newfoundland P. C. Carnahan Had Appendicitis, But

Disease Was Wrongly Diagnosed. Police Constable Archibald Carnahan died at his home, 19 Roseberryavenue, shortly after 10 o'clock last night of appendicitis. He had been ill for about a week, but had been treated for stomach trouble. Only half an hour before his death was the

real disease discovered. The deceased who leaves a wife and two children, was 43 years of age and was a native Canadian. He entered Halifax. the force April 29, 1897, and had been attached to No. 3 division. He was a brother-in-law of P. C Blackwell, killed in the wreck at

Falls Five Flats, Little Hurt, NEW YORK, June 20 .- Falling five storeys from her parents' flat, at No. 1808 Third-avenue, and alighting on a brick pavement, yesterday, Nellie Com-

Her little sister, Susie, saw her fall a surprise to the country. could be justified only if made to the governor-general or parliament, with whom rested the authority to continue the minister as an advisor of the reprewhere the children had been playing.

"Are you dead?" asked Susie.

"No, but I can't get up. Come and help me," a childish voice answered from the areaway, far below.

Your Wedding Flowers.

See Jennings' roses; beautiful blooms on long, stiff stems, 123 West Kingberg the street. Phones Main 7210 and Park 1637. Oscar Hudson & Company, Chartered help me," a childish voice answ Accountants. 5 King West. M. 4786 from the areaway, far below.



THE TRUCE OF THE BEAR.

PENSIONS FOR INVALIDS ANNUITIES FOR THE POOR NOT FOUNDED ON FACT

and Gabbert of the supreme court of Indirow.

Colorado, whom Orchard swore he tried many times to kill.

The state introduced in evidence the decisions of the judges on the Colorado eight-hour law, and the habeas corpus were more sanguinary than at first suspending the persons of Charles H. Mayer. To pected. At Narhoune three persons sons Why.

SYDNEY, N.S.W., June 20.-On the straight at the mob besieging them in ternal than even Australia has hith-the courtyard of the superstructure.

A whole army corps has been put in motion to deal with the rebellious wine-

The program embraces pensions for The state banquet, which was to be invalids, subventions to friendly so-

uplift the community, swell the ranks f the friendly societies, increase the inducement to thrift and generally aid in the battle against improvidence.

SPOKE TO U.S. STUDENTS.

Principal Falconer of University

Princeton students were visitors at the of incendiarism.
university yesterday. Dr. Falconer The lad soil briefly addressed them from the steps. The gas service, however, only covers the mob having cut the electric calcies, out a part of the building and in several parts candles were put in use.

In other parts of the town barrieds were erected. These were stormed by the had met many noble young and in several parts candles were put in use.

Grace Hospital was in a similarly infortunate position, but luckily no operation, were of ill-repute, nor when, one operation was proposed by the rioters.

The gas service, however, only covers the mob having cut the electric calcies, briefly addressed them from the steps.

In other parts of the town barrieds were erected. These were estormed by the mob having cut the electric calcies, briefly addressed them from the steps.

In other parts of the said that Amy Stewart, a part of the building and in several were erected. These were estormed by the mob having cut the electric calcies, briefly addressed them from the steps.

In other parts of the town barrieds were out a proper understanding of the action of the said that Amy Stewart, a part of the building and in several were erected. These were estormed by the mob having cut the electric calcies.

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In other parts of the town barrieds were erected. These were stormed by the mob having cut the electric calcies.

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tickled their fancy.

They later visited the city hall and other public buildings, a number calling at fire headquarters, where aerial No. 1 was exhibited to them.

APPROVES ALL-RED SCHEME.

Strathcona All Ardor For the New Routero

(Canadian Associated Press Cable.) Strathcona, say sthat the grand old actly with the description given by man of the empire is full of ardor for those who first saw the blaze.

the alt-red steamship scheme, and is hopeful of its early realization, and fire twice to piles of straw next to confident of its success.

He considers that the new route should not be confined to passenger services.

There were three other swalds alone. service.

contribution equal to that of the United Kingdom for the new service to tion received the girl was arrested.

CLEVELAND VERY ILL.

PRINCETON, N. J., June 20 .- Close to death for two days as the result of malignant internal growth, Grover Cleveland has safely passed the danger point of his illness. Physicians declare he will soon be on the road to speedy Known to only a few intimate

ATTACK ON DR. CHOWN

GROP REPORT. WINNIPEG, June 20.-(Special.)—The C.P.R. crop report was handed out this morning

and excellent crop growth is indicated all along the line. There is some slight dam-age reported in scattered sections, but nothing more than usual at this time of the

The wheat is up at least seven or eight inches in many localities.

BOY BURNED STATION TO PLEASE GIBL FRIEND

Queer Tale Related by Lad Police Court - Planned to Burn Many Buildings.

Brebner also spoke felicitously.

The party had been over to Niagara ing all the barns and frame buildings camp, where the Kilties from Hamilton along the east side of the river between the lower bridges, a distance of about 200 vards

of the fire at the Queen's Hotel, where the largest barns were burned. He showed the officer how he had set that LONDON, June 20.—The Chronicle, barn on fire by throwing lighted matcheporting its interview with Lord es in the rear door, which tallied ex-Strathcona, say sthat the grand old actly with the description given by

There were three other suspicious fires Canada, he said, was ready with a in the vicinity, but the boy denies all knowledge of their origin. On informa-The case was adjourned till Monday, the accused going home with their par-

FIRST SUNSTROKE,

Italian Laborer Picked Up Unconscious in St. Joseph Street.

The first sunstroke of the delayed summer occurred yesterday afternoon erfoot, 8 years old, retained conscious-ness and said only that her head hurt recent grave illness of the distinguish-street, an Italian bricklayer, was street, an Italian bricklayer, was ed stateman will come as a shock and stricken on his way home from work. He was picked up opposite 24 St.

Joseph-street, and taken to St. Michael's Hospital in an unconsciou

Sound, ripened ale like POPT HOPE PALE ALE agrees with any digestion.

condition.

So Say Members of Reform Com-

mittee in Denouncing Mr. Campbell's Attitude.

The following statement is self-ex-"Because of statements made by Rev. T. M. Campbell in the Toronto conference, and in an interview, we, the mem-

bers of the board of the department of temperance, prohibition and moral re-form; resident in Toronto, feel it our duty to say that we believe our general secretary, Rev. Dr. Chown, is in accord with the Methodist Church in every branch of the important work which he conducts with distinguished ability and success. We understand the Methodist Church to be irrevocably opposed to the practice of stock trading on margin, as it is usually carried on, and to all methods of obtaining money without giving good value in return. "We feel it necessary to put ourselves on record as holding that the Methodist Church is absolutely free from all re

sponsibility for statements made by Rev. T. M. Campbell in reference to the subject of moral reform. He does not in his recent public utterances represent the Methodist Church, either in her moral standards or in her ideals of Dominion election. BELLEVILLE, June 20.—(Special.)—
Dorland Foote, the 10-year-old boy who set fire to the police station yesterday, Gives informal Address.

appeared in police court this morning sented the position of the Methodist About a hundred Yale, Harvard and before Magistrate Masson, on a charge Church on the subject of ethical standof incendiarism.

A resolution was passed requesting ards, and that from our knowledge his the secretary of the Independent Labor part of 16, said to be weak-minded, had that from our a proper understanding of the ac-

"W. H. Hincks,

TREATING "Alex. Mills."
THINGS LIGHTLY. The man who takes care of his head

Both of them, Foote said, set fire to ing care of him. The zephyr weight Jenkin's livery stable twice, but each soft hat is made of felt which is so time the fire was extinguished. He said have these summer comfort hats in all fashionable shapes. They are the lightest weight felt hats sold anywhere, Call at Yonge and Temperance.

Had Been Sent Down for Theft--Wrote Post Cards Gloating Over His Revenge.

Two postcards and a written confestion in the hands of the police is the evidence held against Gordon Charles, who will be charged with setting fire o the kitchen of the Richelieu Restaurint, 84 West King-street, Tuesday morn-

He was arrested in King-street last night, charged with vagrancy.

To Inspector Davis he said that he had started the fire to satisfy a grudge against Thomas McMahon, upon whose nformation he had been convicted of he theft of \$40, for which he served a erm of six months in the Central Prion, which was completed a week ago. He said he entered the building thru Pearl-street. He broke a rear window and grawled in. Once inside he laid two fires with papers and wood, placing one near the stove and one against the wooden partition. These he lighted and made his escape by means of the window. The first intimation that the fire was caused by an incendiary was given when, on the day following. Mr. McMahon received the following postcard thru the mails:

Dear Sir,—Excuse my writing you this line. I think you ought to know who set fire to your kitchen on Tuesday morning. It was yours

Now you can understand tit for

I have written the Queen City
Insurance Company, telling them
also, and I expect they will take
action against me.
On the same day the following postcard was received at the offices of the
insurance company, which had paid nsurance company, which had paid

\$350 on the loss:

I think I might let you know for your benefit that the fire at 84 King West on Tuesday morning was incendiary. I set light to the kitchen at the Richelieu Restauarant at 3.50 Tuesday morning.

I have written Thos. McMahon, telling him. He knows me and the Toronto police know my record. I have been in the Central Prison

Do what you like concerning me.

otherwise.

Yours faithfully,
Gordon Charles.

Charles stands only 4 feet 9 inches in
height and is deformed. He is 23 years

of age.

In the fire several occupants of the rocms above the restaurant narrowly escaped death by suffocation, and had to be rescued by the firemen's ladders, A week ago yesterday a fire was started in the restaurant, but it was extinguished before it got any head-

FIVE LABOR CANDIDATES FOR TORONTO RIDINGS

Toronto District Labor Council Decides to Enter Contest for House of Commons.

There will be labor candidates in all the Toronto constituencies at the next

That, at least, was decided last night at the meeting of the Toronto District Labor Council, the body which represents the mass of laboring men in the

out candidates, and in subsequent dis-cussion it was urged that if the work-ingmen would only stick together there would be no difficulty about electing

labor representatives. The council will go into the next fight with a much better organization than they have had in any previous election, and every effort will be made to vote the workers the right way.

Shower Bouquets. Send for our illustrations and prices best flowers; best arrangement and guaranteed delivery. Dunlop's, 96 Yonge-street.

NO. 58. Not Good After 12 o'Clock Noon July 8, 1907

Trip to London Ballet

THIS BALLOT GOOD FOR 1 VOTE

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_ City When fully filled out and received at The World Office by mai or otherwise on or before expiration of date shown above. Not good after that date. Veid if name voted for has not been properly nominated. No ballot will be altered in any way, or transferred, after being received by The World.