

KILLED FRIEND AND WIFE AND SUICIDED.

Ten Years of Constant Quarreling Culminates in Murder and Suicide.

The Triple Tragedy Followed the Filing of a Divorce Suit.

Memphis, Tenn., Nov. 1.—A startling triple tragedy, the result of domestic unhappiness and divorce proceedings, was enacted at 5 o'clock yesterday afternoon at the boarding house conducted by Mrs. Victoria Rutherford at 81 Washington avenue, J. B. Rutherford wielded the pistol that snuffed out the lives, and when the bloody work was concluded there lay upon the floor of the room the dead bodies of E. P. Peste, former county clerk, of Tipton county, and Rutherford himself, while over the body of the latter lay his wife gasping for breath, with a mortal wound in her abdomen. A fourth man by the name of Luther, who witnessed the tragedy, and who is supposed to have also been shot, has escaped, and cannot be located by the police.

his wife applied for and secured a divorce. Peste then came to this city and took up his residence at the home of the Rutherfords. He began to drink heavily after his arrival here. Some months ago Rutherford had his wife arrested on the charge of malicious cutting, alleging that she threw a plate at his head and cut him so severely that he came near bleeding to death. Yesterday afternoon Rutherford, who had been drinking, went to the home of his wife and asked her to withdraw her suit for divorce and return to him. This the woman refused to do, declaring that she had determined to quit him forever. A few angry words passed and the noise of the quarrel attracted Peste and the man Luther to the room just as Rutherford was drawing the pistol from his pocket. "Well, if you won't live with me you can't live at all," declared Rutherford, as he flashed the weapon. Peste tried to grab the pistol, but Rutherford was too quick for him and sent him to the floor dead, with a bullet in his heart. Quick as a flash he turned the weapon on his wife and shot her through the body. Luther ran from the room and Rutherford fired at him as he went out of the door. With cool deliberation the murderer placed the pistol in his own hand and sent a bullet crashing through his brain, expiring immediately. When the police arrived the room presented a ghastly sight. Mrs. Rutherford was in a dying condition and although she was rushed to the city hospital she hardly lived to reach that institution.

FACING MILL FIRE.

Damage to the Extent of \$2000 Done Yesterday.

Yesterday morning the Fire Department were called to the Hamilton Facing Mills, on Bay street north. When they arrived the whole of the first floor was in flames, which were attacking the floors above with fierce vigor. A number of streams were thrown into the heart of the fire, which was soon quenched. The damage will amount to about \$2,000, it is thought, as the first floor was the only one damaged. The walls of the mill are composed of corrugated iron, and this was invulnerable to fire, thus preventing a great loss. It is not known what caused the blaze, but it is thought it started in the rear of the building. Last night the men were recalled to one of those smouldering flames in the woodwork.

CHURCH WEDDING.

Hamilton Young Lady Weds a Toronto Man.

One of the prettiest weddings of the season took place on Wednesday afternoon, when Miss Annie Nellie Conway, daughter of Mr. and Mrs. J. R. Conway, was married to Mr. Samuel Ashfield Fitzgerald, of Toronto. The ceremony was performed at 2.30 in St. George's Church by Rev. F. E. Howitt. The bride was given away by her father, and was beautifully gowned in Brussels net over white silk, and carried a bouquet of bridal roses. Miss Retta Fitzgerald, of Toronto, sister of the groom, was bridesmaid, and wore a lovely gown of pale blue silk. Miss Fitzgerald carried pink roses. Mr. Fitzgerald was attended by Mr. R. F. Conway, of Dundas.

SUNFIELD APPEAL.

Will be Heard by Court of Appeal on Nov. 11th.

The application to the Court of Appeal for leave to appeal in the case of Jake Sunfield, who has been sentenced to be hanged on Nov. 20th, for the murder of Andrew Radzyk, will be heard on Nov. 11th. If it is granted, the date set for the execution will be postponed, no doubt, as Mr. J. L. Counsel, the prisoner's lawyer, will not be able to argue the case for some days, on account of a very pressing engagement elsewhere. The argument will take place at Osgoode Hall. Sunfield's brother, who was here in connection with the appeal, left for his home in Chicago on Wednesday. He arranged the financial end of it, along with his sister, Mrs. Benker. He visited the condemned man at the jail. The prisoner was very cheerful when his brother called and expressed the hope that he will not be hanged.

COURT PINE HURST.

Independent Foresters at Winona Are Active.

A resumption of activity for the coming winter months was manifested at the regular monthly meeting of Court Pinehurst, Independent Order of Foresters, Winona, last evening. About 50 were present. Through the instrumentality of Bro. Geo. Clark, Chief Ranger of the Court, and other members, nine candidates were initiated. About 8.15 a party of brethren from Hamilton arrived, accompanied by Bro. R. H. Foster, H. C. C. R. and a number of prominent officers of the city courts. The degree staff of Court Oronokatchka was also with the party, and for the first time conducted the initiation with the new paraphernalia. The work was presented in a most satisfactory manner. Vocal solos were sung by Bro. Andy Rol and Jos. B. Ross. A. J. Stone presided at the piano. Court Pinehurst officials are about to arrange for an home prior to the close of the year, and propose to use every effort to increase the membership which now amounts to 103.

COME AROUND AND SEE THE GAME.

It is just like seeing the game to hear it called off, every play in detail, just as it takes place. Come around to the TIMES Office at 3 o'clock to-morrow and hear it all from the balcony. No noisy street cars to disturb the play. Last Saturday a great crowd enjoyed the Tiger-Montreal game. To-morrow it is Tigers vs. Ottawa. DIRECT WIRE FROM THE GROUNDS.

LIBERAL MEETINGS.

Hon. A. G. MacKay Will Be Here To-morrow Night.

To-morrow night the Liberal leader in the Ontario Legislature, Hon. A. G. MacKay, will be in Hamilton, and will give an address in the large hall of the Liberal Club, Arcade building, to which all Liberals of Hamilton, and all others who would like to hear this able man speak on political subjects of the day, are very cordially invited. A good deal of importance is attached to Hon. Mr. MacKay's visit, on account of his recent selection as leader, and the fact that this will be his first visit to Hamilton. It is expected that he will speak about one hour. He will be accompanied by Mr. G. F. Inwood, the Liberal organizer, who will speak probably ten minutes. There will also be local speakers—Mr. Adam Zimmerman, M. P., and one or two others. The Association expects a large gathering. The meeting will begin about 8 o'clock, and it is intended to bring it to a close about 10. On Tuesday evening next the Liberal Association will hold its annual meeting in the large hall. Thursday evening next is the night for the Liberal Club opening for the season. The programme will be a good one. On Thursday evening all the township Liberal associations will meet to appoint delegates to the convention to be held here on Saturday, the 9th, to select a candidate for the Dominion House.

BANDMASTERS ANNIVERSARY.

Mr. Geo. Robinson Took Charge Thirty-Eight Years Ago.

Fully 500 Musicians Have Passed Through His Hands.

Band Maintains Its Place in the Front Ranks.

To-day Mr. George R. Robinson, the veteran bandmaster of the 13th, is celebrating his 38th anniversary as conductor and head of the renowned band of this city. Mr. Robinson has seen many changes in the personnel of the band, of



BANDMASTER GEORGE ROBINSON.

which he holds the honorable position as the oldest bandmaster in Canada, and perhaps on the continent, but he still directs its proud course with a firm and steady hand as he has done during the 38 years of his charge. There are few men, indeed, who can point to such a record as the venerable and popular bandmaster. During the time Mr. Robinson has been at the head of the band, it is pretty safe to estimate that 500 men have passed through his hands, and many of them to-day are holding responsible positions, as a result of the careful and conscientious training that was given them by him. There are very few of the present bandmen who have been with Mr. Robinson since he took charge of the band, but it would not be out of place to mention Mr. William Addison, the veteran euphonium player, who at the time he joined the 13th, 38 or 39 years ago, was one of the leading cornet players of this city. Others of the old members are Gilbert Hutton, J. Birns and J. McKenzie, and others have also served almost a lifetime in the 13th. At the time Bandmaster Robinson took charge, in 1869, the 13th was equipped with the old German instruments. A year or so later Mr. Robinson was able to secure the Besson instruments, and they have been used ever since—not the same instruments, of course, but by the same maker—and that in itself is a testimonial as to what the bandmaster thinks of good instruments. Thirty-eight years ago there were a good many regular soldiers in the band. They have all passed away now, and the bandmaster is almost alone in that respect. The band, with Mr. Robinson at its head, has travelled extensively all over the continent. Among the places visited are St. Louis, Denver, Washington, Boston, Buffalo, Rochester, Oswego, Baltimore, Cleveland, Chicago, Saratoga and many places in this Dominion. St. Bernard Commandery, of the Knights Templars, of Chicago, have always retained the band to go with it to the big conventions, and the 13th has always sustained the high reputation it now holds as the premier military band of Canada. Time has dealt kindly with the veteran bandmaster, and he is still active, and it is sincerely hoped that this well-known figure in musical circles will be spared for many years to lead the 13th, and also be identified with musical interests in this city.

OUR SATURDAY LIST.

Roquefort, Gorgongola, Swiss, English Stilton, square cream, Neufchatel, Limburger, Camembert cheese, sweet cider, clarified cider, grape-fruit, oranges, Malaga Grapes, new shell walnuts, new shell almonds, select and standard oysters, Long Point ducks, section and extracted honey, olives by the measure, haddie, viscoses, salt mackerel, maple syrup. Bain & Adams, 89, 91 King street east.

THE POPE ILL.

Rome, Nov. 1.—The Pope is again suffering with gout. He walks with difficulty, but continues his audiences.

SAFETY DEPOSIT BOXES.

To rent at \$2 a year and upwards, for the storing of deeds, bonds, stocks, wills, silver and other valuables, at the TRADERS BANK OF CANADA.

The Man In Overalls

Were you thankful?

Boys will be boys, especially on Halloween's eve.

At \$1.50 per we may wish the doctor's visits to be few and far between.

Hear MacKay to-morrow night.

We had reason to be thankful for the fine Thanksgiving weather we got.

Times advertisers have many good stories to tell their customers this evening. Don't miss them.

As usual a lot of people spent yesterday making things snug around the house for the winter.

After all, the other turkeys are apt to get their necks twisted before Christmas.

The Times makes no pretensions to be a Labor paper, but it was the only paper in Hamilton that shut down yesterday, and gave its men a holiday.

The men who handle Longboat should not ask him to do the impossible.

Kicking is the game in football—kick and follow up.

It looks as if the people didn't think it necessary to go to church on Thanksgiving Day to give thanks.

To-morrow week my county friends will meet here to choose a parliamentary candidate. A full attendance is expected and desired.

Of course it would never do to have a quarry in a public park.

Foreman Nelligan talks as if he had something up his sleeve ready for that investigation.

The Capital team is capital, but it didn't make much capital out of the Tigers.

It doesn't need a doctor to tell us that Hamilton is football crazy.

Now for Christmas.

It seems that some of the 13th and 91st didn't know that they were dead when they were killed yesterday.

Now, if the Toronto soldiers had stuck to the rules of the game, Col. Gibson would have won a famous victory.

Three cheers for our brave defenders, anyway.

On being asked this morning about yesterday's military work, Colonel Gibson replied, "Yes, our forces got here, and we are in possession of Hamilton. I am considering what to do with the place. Probably the first thing to do is to entirely change the form and personnel of the city government."

WOMAN BADLY BURNT TWO FIREMEN HURT

In a Fire in a Small House on Hess Street North This Afternoon.

Miss Sheehan Taken to the City Hospital—Firemen Gilbert and Hottrum Injured.

There was a rather bad fire just after noon to-day at the residence of Mrs. Wilson, 183 Hess street north, as a result of which Miss Mary Sheehan is in the City Hospital suffering from severe burns, and Captain Gilbert, of the Central fire station, and Fireman Hottrum, of the same station, were taken to their homes, suffering from bruises and cuts sustained in a fall when the stairs or the roof of the house gave way. Miss Sheehan was in the summer kitchen and doing something with a lamp, which was probably knocked down and the flames ignited her dress, and quickly set the place on fire. The fire-

men were called, and immediately turned several streams of water into the place. The fire was not all out till close to 2 o'clock. The ambulance was on the spot early and carried Miss Sheehan to the City Hospital, where she was unconscious at press time. Gilbert and Hottrum are not supposed to be seriously injured, but will not be on duty again for some time. Had it not been for the timely aid of Mrs. Halstead, who lived next door, Gilbert and Hottrum might have been seriously burned. She was standing at the back door of her place when she saw them fall. She ran and gave the alarm to P. C. Duncan, who ordered the ambulance.

OUR INDIANS.

A Prosperous Year—Increase in the Population.

Ottawa, Ont., Nov. 1.—(Special).—The report of the Indian Department for the last fiscal period was issued to-day. It shows that for the nine months ending March 31st last, the Indians not only escaped abnormal hardship but enjoyed no small measure of prosperity, as evidenced by the fact that their earnings for the nine months were very nearly as large as for the previous year. There were 2,274 births and 2,065 deaths, leaving a net gain of 199. All the provinces show gains, except British Columbia and Alberta. The loss was 62 in British Columbia, 5 in Alberta. On March 31st last the total Indian population was 110,345, compared with 109,394 on June 30, 1906 an increase of 951. Nova Scotia is the only province that shows a decrease, there being 34 for nine months. Earnings from all sources, wages and industries were about two millions and a quarter, \$1,239 less than for previous fiscal year.

THE CANADIAN FLAG

Roused the Patriotism of a Chicago Lady For Old Glory.

Chicago, Nov. 1.—A whole Canadian convention and the manager of the Chicago Beach Hotel were brought to a recognition of U. S. patriotism last night by Miss Emily Foster, of the hotel, who advised Manager Gray that if he was to fly a British flag over his hostelry he must fly an American flag from the same staff. Gray held out in favor of the Canadian convention until night when two detectives from Hyde Park police station called to investigate a number of complaints that had been telephoned about the flag. They capitulated and hauled down the flag. Chicago Beach hotel is at present the headquarters of a big convention of Canadian manufacturers. Out of courtesy to the guests the Union Jack with the Canadian emblem, was ordered unfurled.

ABUSE OF THE FLAG.

Attention of Daughters of Empire Called to it.

Hamilton Municipal Chapter, Daughters of the Empire, met this morning. Mrs. P. D. Crerar, the regent, presiding. The meeting was held in the Y. M. C. A. Reports from two chapters were read. A letter was read from Mr. Acton, editor of the Canadian Home Journal, in which he spoke of the abuse of the flag in Canada. He complained that it was being put to such common use, such as advertising, that people of Canada would not respect it. He asked that the ladies take the matter in hand and see what could be done. Mrs. Crerar, who will attend the meeting of the D. O. E. in Toronto next Wednesday, will bring the matter up at that time.

WILL BE TIE UP.

General Strike of Employees of British Railways.

London, Nov. 1.—The Executive Committee of the Amalgamated Society of Railway Servants to-day adopted a resolution to call a general strike. The British railway employees and the companies have been at loggerheads for some time past as to whether the Amalgamated Society of Railway Servants would strike to secure recognition of the organization and a new scale of wages and hours, and finally it was decided by the employees to reach a decision by ballot.

LAST DAY OF BIG SALE.

Right House Value-giving Interesting Thousands.

Extraordinary indeed seen the great special value offerings of new goods for the home—things to wear and fabrics—at Thomas C. Watkins. This big sale, coming as it does just at the beginning of next year, has proved a boon to thousands, presenting the chance to buy fresh new goods of quality that they need at prices away below what are asked elsewhere. To-morrow is the last and best day of this tremendous sale event. Visit the Right House and share the savings. Involved are coats, skirts, blouses, millinery, furs, undershirts, gloves, underwear, hosiery, handkerchiefs, veiling, dress goods, silks, carpet, curtains, bedding, beds and linen. For details read their big advertisement in this paper.

MORE SMALLPOX.

Toronto, Nov. 1.—The Provincial Board of Health was to-day notified of one case of smallpox at Aurora, two cases at Newmarket and one at Sutton, in York county. In each case the local medical health authorities have taken all necessary precautions. There are a number of suspected cases in several townships on the south shore of Lake Simcoe.

THE VITAGRAPH.

There was a large attendance at the vitagraph shows in the Association Hall both afternoon and evening, and the programme was simply magnificent. The laughter of the audience at some of the films was heard a block away. "The Liquid Electricity Film" was extremely funny, and will not soon be forgotten. The company is putting on the greatest pictures it has ever shown in this city. Complete change of programme is on for to-night and to-morrow shows. See display add.

TRAVELLED FAR.

Paris, Nov. 1.—A toy balloon, one of the many released by the newspaper The Eclair has been found in Finland. It travelled a distance of 1,350 kilometers from Paris, this beating by 25 kilometers the long distance balloon record by Count de la Vaulx.

CAID IN CHAINS.

Madrid, Nov. 1.—Despatches from Te-tuan convey a native report to the effect that several days ago Caid MacLean escaped, but was recaptured and put in chains by order of Raisul.

The first meeting of the Sewing School at the north end mission will be held to-morrow afternoon.



LIEUT.-COL. W. C. MACDONALD, Who commanded the forces which defended Hamilton yesterday.

THE MISSING ACTOR.

Report That He Was Heading For the City of Hamilton.

New York, Nov. 1.—The latest police theory regarding the whereabouts of Raymond Hitchcock, who disappeared on the eve of his indictment and probable trial on charges made by several young girls, is that the fugitive has gone to Canada. A railroad conductor, who is sure his train took Hitchcock and two companions as far as North Adams, Mass., yesterday, furnished the clue. A despatch from New York said that Hitchcock was believed to be on his way to Hamilton, Ont. Saturday Tobacco Bargains. Ten cent plugs of King's Navy for 7c; Bobs, 8c; Lily, 9c; Empire, 8c; British Navy, 7c; Starlight, 8c; Myrtle Navy, 25c; Mahogany, 8c; at peace's cigar store, 107 King street east. Science has cut down the diphtheria mortality in a few years from 50 to 10 per cent.

Our Saturday List.

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COL. THE HON. J. M. GIBSON, Who commanded the invading forces and brought them into Hamilton.

MOLTKE'S CASE.

Was He Harshly Treated?—To Sue Herr Hoaden.

Berlin, Nov. 1.—The Harden-Von Moltke has entered on a new phase. It appears that the States Attorney has receded to take up the matter and bring suit against Herr Hoaden, editor of Die Zukunft, before a bench of five judges. This decision is apparently due to the widespread opinion that General Count Kuno Von Moltke was harshly dealt with in last week's trial of the suit for libel against Herr Hoaden.

Break Up That Cold

at once with Parke's Laxative Quinine Tablets. Don't let it run on or you may find yourself in a sanitarium for consumptives just because you neglected that first chill. Remember these tablets are chocolate coated and are easily taken, and they usually break up a cold in 24 hours. Sold at 20c by Parke & Parke, druggists.