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THURSDAY, JUNE 11.

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The Toronto World

TWELVE PAGES—FRIDAY MORNING JUNE 12 1908—TWELVE PAGES

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Manufacturing flat, 5100 square feet, in best jobbing or warehouse district in Toronto, freight and passenger elevators, excellent shipping facilities, splendid light.
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28TH YEAR

Senator Risks His Life To Cast Deciding Vote That Stops Race Betting

Sensational Climax to Governor Hughes' Long Fight to Abolish the Gambling Features From Race Tracks in the State.

ALBANY, June 11.—After a struggle the precise like of which no man in or about the legislature has ever seen or expects to see again, the famous Agnew-Hart anti-race-track gambling bill is now law of the State of New York.

Gov. Hughes, by his signature affixed to each of the bills at 4:35 p.m. today crowned a legislative victory the brilliancy of which, equalled only by his unexpectedness, is conceded even by those who fought him in this matter to the last ditch and beyond.

A few minutes before 2 p.m. the truly extraordinary session of the legislature of 1908 adjourned sine die. The annals of legislation in this state may be searched in vain for a day like this. The decisive vote which passed the bill, was cast by Senator Otto G. Foelker of the fourth senate district of Brooklyn, who crawled from his bed and made a 60-mile railroad journey to do it, so weak and distressed in mind and body, that he seemed on the verge of collapse.

A few minutes before 2 p.m. the truly extraordinary session of the legislature of 1908 adjourned sine die.

The governor then called this special session of the legislature. Gov. Hughes, late this afternoon, recorded his appreciation of Senator Foelker's action in the following letter:

"My Dear Senator,—I desire to express my appreciation of your heroic action in coming to the senate this morning. Your courageous performance of duty at an advanced age and in the face of the highest praise and will long be pointed at as a fine illustration of fidelity and patriotic devotion to the interests of the state. I trust that you will not suffer any ill effects, and that you will soon be restored to your full health and vigor.

"With assurances of my high esteem and best wishes,
"I am, Sir, very respectfully,
"Yours truly,
"J. M. McKim."

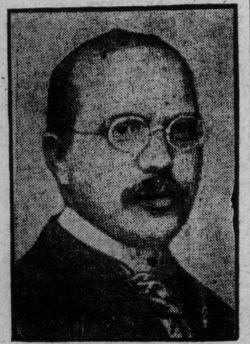
Senator Foelker expects to return to-morrow to the home of his father in the town of Staatsburg, where for a month he has been confined to his bed, recovering from an operation for appendicitis, performed on May 10.

The bills which now constitute chapters 506 and 507 of the laws of 1908, in no way affect, as far as their face provisions go, the state racing commission in particular or horse racing in general. They relate solely to the penalties for gambling, and to the penalties for gambling, as before, are declared by the law to be a "public nuisance." Chapter 506 amends the racing law by repealing the provision under which an exclusive penalty of simply recovering at civil suit of the amount wagered, which has been the grade of the state racing commission, thus bringing the offence within the jurisdiction of the minor criminal courts.

Chapter 507 amends the penal code in like manner, and in addition changes the grade of the offence from that of a felony, which any gambling was, until to-day, to that of a misdemeanor, thus bringing the offence within the jurisdiction of the minor criminal courts.

Governor Hughes, when informed of the passage of the bills, made no attempt to conceal his elation. He said: "I am deeply gratified at this result. It is a victory for the law and order, the importance of which cannot be over-estimated." Referring to the action of Senator Foelker in leaving a bed of illness to cast his vote on the bills, the governor said: "The act of Senator Foelker in coming to the senate in the face of his illness, is most heroic and worthy of the same praise that we give to distinguished service on the battlefield."

August Belmont interviewed.
LONDON, Eng., June 11.—When sent to-night on the subject of anti-gambling bill just passed in the New York legislature.



SENATOR OTTO G. FOELKER Who Risked His Life to Go to Albany to Vote for the Anti-Race-Track Gambling Bills.

NO SMELTER FOR AWHILE

Money Market Not Favorable, 'Twould Seem—Big Party Returns From Moose Mountain.

"These are not the times to be talking of new enterprises. It's enough to keep the old ones going."

In these words D. D. Mann of the Mackenzie and Mann Company dismissed the rumor that his recent trip to Moose Mountain with a party of United States capitalists had something to do with the establishment of a smelter in Toronto for the Moose Mountain ore.

The party returned from the inspection of the mine yesterday. Those in it were John W. Gates, multi-millionaire capitalist, and a director of the Republic Iron and Steel Company; J. J. Mitchell, president of the Illinois Trust and Savings Company; J. F. Harris of Harris, Whitnorr and Company, New York; P. W. Ogilvie and Leonard Miller of Ogilvie, Norton and Company, Chicago; John Lambert, president of the American Steel and Wire Company; J. C. Hastings of the Illinois Trust Company; J. C. Spry, a prominent lumber merchant and capitalist; Joseph Sellwood, one of the richest men in Duluth, and C. B. McCullough, vice-president of the Lackawanna Iron and Steel Company.

The object of the trip was to look over the Moose Mountain property, and the party came back deeply impressed with the value of the immense ore deposit. Their interest in the mine is important in view of the fact that next month it will begin shipping ore. All that is needed is the completion of the docks and other facilities for handling the ore. This work is well under way, and it is not long before it will be finished.

The party went on thru to Buffalo. Mr. Gates, who was the leading man in the party, was going there to look over the Lackawanna Company's plant at Buffalo.

The most largely represented interest in the party were the independent steel companies, which leads to the supposition that the Moose Mountain ore is not going to be in the hands of the Lackawanna Iron and Steel Company.

Mr. Mann, himself, said that he was quite satisfied with the result of the trip. Its purpose had been, he said, merely to give the gentlemen in the party an opportunity to see the mine, and this project, it seems, now had to stand over in view of the condition of the money market.

ESCAPES SECOND TIME.

Frank Carter Makes Another Break For Liberty and is Still at Large.

CORNWALL, June 11.—(Special.)—Frank Carter, a young man recently sentenced to six months in the central prison for stealing a diamond ring, has escaped from custody for the second time in three weeks.

The first time he, seized the jail wall, but was recaptured at Newington and had four months tacked on to his sentence.

About 7:30 to-night he dropped the hose with which he was sprinkling the courthouse lawn outside the jail walls, slipped thru a neighboring yard under a fence, and made tracks for the tall timber. It seems, however, but is still at liberty.

AMENDING SCOTT ACT.
OTTAWA, June 11.—(Special.)—The senate to-day reported a bill to amend the Scott Act by prohibiting the shipment of liquor from one county to another in which the act is in force.

MR. BUREAU'S OFFICE DUTY

Some Doubt From Opposition Benches as to Value of a Solicitor-General.

OTTAWA, June 11.—(Special.)—Referring to an item of \$10,000 for expenses in connection with cases before the railway commission, R. L. Borden to-day enquired as to the duties of Solicitor-General Bureau.

It looked to him as if the office was a complete absurdity. He never knew what he was being more and more expected to do under the present minister of justice. He would not say that the minister of justice ought to be expected to undertake the preparation of cases in his department, but if the office was created and existed for political purposes only, he would like to know it. Surely Mr. Bureau could take charge of cases before the railway commission if he was good for anything.

Sir Wilfrid Laurier replied that the office had been in existence for 20 years. It had been occupied by men of eminence, but Sir Wilfrid agreed that it could be made more or less useful, according to the character and ability of the occupant. Mr. Bureau was a competent officer and performed such duties as looking after the current business of the department, and preparing cases to go before the railway commission.

The prime minister pointed out that the law was being more and more specialized and there was a class of lawyers who made a specialty of railway work.

Mr. Borden was glad to hear that the solicitor-general really did something. He thought he should be assigned to work before the railway commission if he had the ability.

Mr. Monk thought it reasonable to propose that the office be abolished. Dr. Sproule was able to show that Mr. Bureau performed some duties, and he held up a campaign sheet broadcast by the solicitor-general.

The only child of Jacques Bureau, solicitor-general, was taken suddenly ill to-day with appendicitis and is not expected to recover.

WHITNEY FOR OTTAWA?

'Tis Said He Is Wanted to Strengthen the Opposition.

OTTAWA, June 11.—(Special.)—The latest rumor in political circles is that Premier Whitney will be urged to resign from provincial politics and throw in his lot with the federal conservatives.

The action of Sir Wilfrid Laurier in 1898 in calling on Mr. Whitney to join his prospective cabinet is cited as an excellent precedent for Mr. Borden to follow.

Mr. Hanna is spoken of as Mr. Whitney's most probable successor in the premiership, and it is said that Mr. Whitney would be glad to accept the offer, if the Conservatives could get into power at Ottawa, and J. P. Downey for the provincial cabinet.

ARCHBISHOP'S FAREWELL

London Churchmembers Pay Tributes to New Prelate.

LONDON, June 11.—His Grace Archbishop McEvoy bade farewell to the priests of London Diocese to-day at noon, previous to his going to Toronto to take up his new duties.

The most superior of the convent of the Sacred Heart tendered a dinner to the archbishop and priests, immediately after the dinner Monsignor Munier, Vicar-General of Windsor, who is the right reverend administrator of the diocese, read the farewell address to the archbishop on behalf of the priests.

Sixty-five priests from the diocese were present.

This evening the Catholics held a farewell reception at St. Peter's Cathedral, at which his grace was accompanied by an address from the laity.

FATAL HOTEL FIRE CASE OF ARSON?

MAN ON "INDIAN LIST" HAD UTTERED THREATS ARRESTS MADE; REVENGE ALLEGED

Chester Buckborough, Blacksmith, With Open Record of Threats Against Proprietor of Tilsonburg Hotel, Arrested by Detective Miller.

Who's Been Sleeping?

An unknown man meets death on the railway track; without doubt the circumstances have been accidental, but the coroner holds an inquest.

An hotel is burned, three lives lost, several other persons are very badly hurt; serious questions arise as to the origin of the fire, the safeguards for the traveling public, and so on, but no enquiry is held.

An astute government detective, in the neighborhood on other matters, picks up information which it seems has been "town talk" for some time, but has never gone beyond, and subsequent investigation on his own part has, at least, justified an arrest.

Somebody evidently needs a waking up.

Government Clerks Do Preparatory Work and the Postoffice Does the Rest, and Only the Public Foots the Bill.

OTTAWA, June 11.—(Special.)—That campaign literature for the Liberal party is being sent out by tons by clerks paid for by the country was shown to-day by the opposition.

During discussion of the minister of railway's estimates, Mr. Armstrong condemned the practice. He had been informed that this was being done. Literature had been printed in Mr. Graham's printing office at Brockville, Ontario, and mailed out to the service in New York by Mr. Graham's clerks, under franking privileges.

Mr. Graham said it was clear that speeches made in parliament might properly be sent out under franking privileges. As to the budget statement of the finance minister, he thought it would be quite right to employ clerks in the department to address and mail it. If campaign literature contained matter not a part of the proceedings of parliament, it would not be proper.

He admitted that clerks in his department had been engaged, but he was not sure whether it was done during working hours or not.

Mr. Lennox asked if the work was done after hours were the clerks compensated, and Mr. Graham answered that he paid them nothing. Then, said Mr. Lennox, this was very dangerous practice.

Mr. Y. McLean surprised the house by saying he had paid for distributing the finance minister's speech in South Huron.

George Taylor produced a campaign document entitled, "Party Government in Canada—A Western Liberal's View" sent out by clerks of the railway department.

Mr. Bergeron also brought forth a booklet in French, a translation of an article written by a Jesuit priest, and sent out by the justice department at the expense of the clerks of the department. He said of historical inaccuracies, he said.

R. L. Borden said he could produce literature bearing the name of the government and sent out when the house was not in session.

Blames Opposition.
Mr. Fielding attempted to show that the opposition were also guilty of "busbing" the franking privileges. A few sessions ago, he said, the corridors of the house were barricaded with literature brought from Montreal and sent out under franking of members of parliament. But while this was done by both sides, he would not defend the practice of using the name of members of the department to fold and mail campaign literature.

R. L. Borden made it plain that the distribution he complained of was done when the house was not sitting. He declared that only official communications could be franked by departments, while members of parliament were not restricted.

Dr. Sproule naturally plunged into a discussion of the booklet written by the Jesuit father and distributed in Quebec. He said Mr. Aylesworth had deprecated his motion to secure the return of religious convicts of certain employees of the government, because it would arouse racial feeling. Yet the Laurier pamphlet sent out by Mr. Aylesworth was intended to arouse the prejudices of the Catholics of Quebec.

BANK WRECKED

3 ARRESTS MADE

Hon. P. H. Roy and Two Officials of Defunct Institution Charged With Making False Returns.

MONTREAL, June 11.—(Special.)—The arrest took place this afternoon at St. John's, Quebec, of the Hon. P. H. Roy, ex-speaker of the legislative assembly and president of the defunct bank of St. John's, and also of P. L. Heroux and P. Beaudoin, general manager and assistant general manager respectively, charged with making fraudulent returns to the finance department at Ottawa.

It had been known for some weeks that the affairs of the bank had been found to be in a very serious condition and after the Canadian Bankers' Association, the Liquidator, general manager Blenvenue, of the provincial bank, and officers of the finance department had compared notes it was found that criminal proceedings would have to be taken without delay.

The chief charge is the return of alleged collateral which has been found to have been worthless and prescribed, together with other irregularities of a very grave nature.

Things came to a climax this morning when T. Lawson of the finance department arrived here from Ottawa, followed by the departure for St. John's of John Knight of the bankers' association, Mr. Blenvenue and others. On their arrival there, warrants were at once issued. The accused were not taken to jail, but will be held under surveillance and brought before the court to-morrow morning, when it is most likely they will be remanded and perhaps given a chance to furnish bail.

The chief accused was one time held to be worth a great deal of money, but it has evidently been swallowed up with a great deal more. He ran for the majority of Montreal a few months ago, was speaker of the legislature for three years and occupied a very high place in the financial and social world.

He has been ill since the bank went under, and at one time his life was despaired of.

REYNOLDS IS TRAMPING

THE SAME OLD ROUTE

Hopes to Make it in 33 Hours—Has Companions Along With Him Who Say They'll Stick.

With the rather unpleasant prospect of having to walk the 60 miles between this city and Port Hope in the same time it took him to walk in-144 hours—and make up a rest of forty minutes taken at the King Edward Hotel here, Jimmie Reynolds, the walking barber of Port Hope, left on the return journey at 11.10 last night.

If he gets to his home town by three o'clock this afternoon he will win a wager of \$300, placed with Nelson Reynolds, who is no relation of the pedestrian. He is to make the round trip in 33 hours.

Jimmie Reynolds expected at the King Edward about 9 o'clock and a room had been reserved for him, and a big crowd was waiting patiently for him. The walker, without hat or coat and wearing only a light jersey and trousers, and a pair of heavy walking boots, appeared to be in pretty good shape, and put his signature on the hotel register without displaying nervousness, remarking that all he wanted was an iron drink. His trainers hurried him up to his room to make the most of his short stay. He left looking in good condition, and his trainers report his feet to be in good order.

There are a couple of walkers acting as pacemakers for him, and when Billy Sanderson, grocer, of Bowmanville, with bearings of sweat on his bald head and wearing a light woolen jacket, came stalking along at about 10.25, the crowd in the hotel thought it was "Jimmie" and he got the glad hand.

"I'm not Jimmie—I'm only Billy Sanderson of Bowmanville," he explained and wandered in to the bar.

"Fat" Jones, Jimmie and I came along from Bowmanville and we've brought him along, and we're going to take him back, too, right to Port that other chap who came out from Port Hope went back in buggies; they couldn't stand the grind, but we'll finish all right."

N. Reynolds and H. Woods accompany the plucky pedestrian as referees and Jack Henderson and Richard Woodcock are looking after his physical requirements. Reynolds passed thru Norway at 12.15 this morning.

OTTAWA, June 11.—Two parties of priests from Ottawa College will canoe from Ottawa to Quebec for its tercentenary celebration. At the head of high level viaduct connecting Bloor and Danforth is constructed it will be as busy a point as Yonge and Bloor. The Metropolitan Bank have bought the south-west corner lot of Danforth and Broadview and bordered on the west by the Winchester-street hill road. In the meantime they have taken one of the new stores now under course of erection and will open up in it for business in a few days. The trading centre for the new railway yards of the Canadian Northern will be at this corner.

WILL PADDLE TO QUEBEC.
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