gap, after being seen by Detective Murray and asked if he did not re-

member conversing with Gerald about

the old will. Once you get vindictive-ness on the part of a witness, you

have no limits to the evidence which

Does Gerald Sifton go around draw-

ing up forged wills to try and get more than his father had left him? No. He leaves such for Edgar Morden

to do. We have no evidence that he knew of Morden's will or if it was in

existence at the time of the accident.

When was that will brought into ex-

istence, and when was it determined

in the mind of the arch plotter, Edgar

Morden, that the will would be forth-

coming? At that moment you get the

dishonest hand, the hand that makes evidence, the hand of Edgar Morden.

You get the terrible threats, the conferences in the dark corners, the stealthy examinations, the concealing

of Herbert for three hours in the dark

chamber of iniquity at Morden's.
You have heard that Gerald Sifton

had an interest in the death of his

father. Of course he had, but so might you, so might I, so might every

view of financial advantages, there is

perhaps not a person in this room who

Because a man marries his second

Sifton to fear that he would be cut off without a cent because his father

was marrying a young woman. That

could not be a motive for the crime.

The crown says that Gerald Sifton

killed his father to prevent the mar-riage with Mary McFarlane. If you

look at the evidence after stripping it

of all that is furnished by the Mor-

dens, you find Gerald doing exactly as

you or I would have done. He knew

that Martin Morden was engaged to

Mary McFarlane. He knew that it

was an unseemly thing that an old

man like his father should marry a girl so much younger than himself.

What more natural than that Gerald

should say, "I will stop this mar-riage?" He goes to James Morden,

gets Martin's address, and goes to see

him. Nothing unreal or improbable in this evidence. Leave out the Mor-

dens, and that man in the dock would

be at home with his wife, treating

her always kindly, as she says, in-

stead of occupying a felon's position.

If these Mordens are of the stamp of

men who can be approached openly

and asked to commit murder, and they

don't resent the proposition, their evi-

dence is not worth the breath it takes to give it in. If I go to you men and

ask your aid to murder my father,

asking one of you to smash his brains out, another to choke him, another to

poison him, what would you do or

you'd warn my victim, or you would

say I was insane, and should be con-

you talked over the commission of the

crime, you'd feel afterward that you

had murder in your hearts, even if

blood. Put such a man in the box,

and what jury would believe him? I

ask you to remember that.

No verdict that you return here can

out to Gerald

Walter Herbert cannot bring back

Joseph Sifton to life. All you can do

is to take this man's life in exchange

THE FATEFUL JUNE 30.

on the morning of Saturday, June 30.

Men are early on the scene of the ac-

cident. Decker, led by Walter Herbert, goes up through the trap door

and walks across the hay to the lower

no signs of a struggle. We hear of no

blood on Decker's boots or trousers.

though if there had been you would

have heard. Decker finds the body

lying under the upper hole, with the

three boards knocked off one split the

number of boards corresponding with

the architect's report. Herbert says

five boards were knocked off. Decker

sees the condition of things, and hears

the account of its happening. Sinker,

McNeil, and others do the same. They

count appeals to their reason, and co-

incides with the condition they find.

No one sees any blood on Herbert or

Gerald, no one sees blood in the barn,

NO ONE HAS ANY SUSPICION.

The hand of the skillful forger is not

yet apparent, and the putrefying in-

fluence of the Morden grip is not yet apparent. The man is carried to the house. The doctor finds there is no hope for him. He dies. The doctor

grants a death certificate on the

THE HAND OF MORDEN.

Then it all follows-the forged will,

the roadside meetings, the driving shed

conferences, the searches through the

hay, the alleged confession. Whose

hand dropped that knife where it was

found on Oct. 9? The hand that forg-

Why did Morden and the high con-

stable take these two women to Burns'

Hotel? If their business was innocent

why not take them to McLoud's of-

mother's, to Morden's house, to any

place, rather than where they went?

There could be only one meaning for

of the knife. Why are not the other

The doctor's certificate was granted,

was produced here, and we have Dr. McNeil's own denial that he got any

All the evidence shows that the story

ness said he would not venture up to

money, note or security of any kind.

the particulars of that search?

fice, to the sheriff's office, to Mary's

on the hay, around the hole.

grounds of accidental death.

accept it as an accident, for the ac

head bleeding; Decker sees, too,

coolly and deliberately described

I ask you now to look at what occurs

your hands were not stained

give back life to the cold clay

for the one taken.

You'd give me up to the law.

If you dickered with me, if

If we take the cold-blooded

he will give.

of a loved one.

\$

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Ladies' Untrimmed Shapes in felt, new style, 50c, 69c, 79c, 89c and 97c each.

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breast, Persian silk, \$3, \$3.50 See them.

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\$3.50 and \$4.50.

accident two or three hours after.

fer of \$500 being made.

Mr. Johnston's Address.

a kind providence may restore to you perhaps more than you lost. If, however, by the verdict of a jury a man is sent from the court room to the gallows, he is launched from the earthly tribunal to the tribunal of the great white throne. If there be a mistake made no power can rectify that mistake, and eternity itself is too short to remedy the error that has been done. No wonder men approach a task of this kind with hesitancy, and no wonder the law has said "you shall find a man guilty only when the evidence brings conviction beyond all doubt."

death because of a jury's verdict, the matter is past recall. You may have

litigation and lose your property, but

If the leading medical men of the country on both sides express great doubt as to the facts that have been sworn to before you, if such men have reasonable doubts as to the conditions which are found after death and the story that is told before death, and if, in addition to that, you find many of these men saying that the story of the killing narrated by Herbert are wholly incredible, surely you and I might reasonably be expected to have doubts of a very serious character in regard to the same matter.

The medical evidence for the crown

has been produced here, the medical men have told you, one and all, that if you take Herbert's statement as a the thing is impossible. medical men for the defense say that if you even modify Herbert's story as to the blows by half, they do not find the conditions which the story would lead them to expect. If that he so, we must look at this evidence pretty carefully before we say this man is guilty. If a man is to be tried upon that which the public speak of, if a man is to be sentenced to death because the newspapers give their version of it, then you may abolish trial by jurytrial in the courts of law. There is no object in having his lordship upon the bench; there is no object in calling twelve men to pronounce upon their solemn oath what the result of that evidence is; there is no occasion for my learned friend and myself, unless we are trying the man upon the evidence that is sworn to and upon that alone. A man may be guilty, may be innocent, but you could not pronounce upon his guilt or his innocence except upon the facts set before you. The moment we depart from the dence we depart from that which we are sworn to do. Let your answer to the indictment be "yea, yea," or "nay, nay." as it strikes your mind.

Every man in this jury has a right to his own convictions. from me to seek by any false appeal to you to change those convictions, if they have honestly come home to your

Look upon the record of this case, and wherever you find a hand of suspicion, wherever you find the trail of the serpent, wherever you find treacherous conduct, unmanly actions, vindictiveness, and a feeling unworthy one who claims the name of man, wherever you find that, you find written underneath the name "Morden." When you look again upon that skull, the record of these transactions, wherever you find mention of money or compensation, underneath you find the name "Morden." When you look upon the same record and find a man who has not the manliness to stand up for the woman who assents to be his wife, the man who hears his betrothed slandered, and raises not the voice, not the hand against the traducer, there you find underneath the man Morden.

Look again upon that record. When you find a man who plays the friend to Gerald Sifton, a man to whom Gerald Sifton was kind and perhaps gave him a home when he had no other home to go to, when you find the man who, in order to be safe, as he calls it, stands in with the Mordens, a man who has been here for a year two months after pleading guilty, and who goes into the box here and tells you an incredible story, the man who was taken to the dark chamber of iniquity in Edgar Morden's house, the man who, figuratively speaking, enters into the very pit of hell, and underneath that record is written "Wal-

When you look to find the man so low, so debased, that he gives a wouldbe murderer his brother's adress, with the idea of helping him to commit the anxious to keep the secret from his sister and cousin; the man who follows up, according to his story, the tempting

Look, now, at the poor miserable, unfortunate remnant of humanity, the man upon whom drink has seized with a terrible grasp; the man who has sunk below the level of his manhood, who is now groveling among the beasts and the things that crawl-the man Jacob Burgess-whose friends have to lock him up to keep him sober. professes, as an entire stranger, to give evidence of the so-called admission.

Let me say no harsh word against est sinner and the greatest wrong-doer is the man who has gone; the man, 60 years of age, seducing a girl, and then desiring to marry her, and under what circumstances! Her troth plighted to out, groping in the dark, reaching out inhalers in common use are very little, another man, to whom she says not one for suspicious circumstances. We see if any, better than the old-fashioned word; Martin Morden, with no money, no property; Joseph Sifton, a wealthy

It may be that a jury of this country would take that evidence and say, "We not only believe it, but we are willing Let me ask you how one of you twelve men would like to be placed upon trial for your life upon, such evidence as that. Take away the evidence that carries with it its own answer-falsehood -and I ask you if there is any evidence on which to send a man to the hangman's rope. If you believe Herbert and the Mordens, the road to the gallows is a short and easy one.
Bring it home. Take your wife, your

mother, your father—place one of them witness put in to explain the finding it drives out catarrhal on trial for murder. Take that evi- of the knife. Why are not the other through action upon stomach. look at that dock, think of your father or your mother, with their lives depending on such evidence; and if you find a jury willing to convict do you say it is fair or just under the circumstances?

ing address, told you that marriage two to four feet in depth, and thrown revokes a will. We have a will here, over a beam, and down to the ground. over a beam, and down to the ground, and not a speck of blood on either of drawn in 1889, by Edmund Meredith, K.C., and by him the contents are the two men who did all this. They tell the story of an accident to half a dozen people, and all the details agree. kept entirely confidential. We have no evidence connecting Gerald with a knowledge of this will, except that of Martin Morden, given to fill the No suspicions anywhere until the infectious hands of the Morden gang

throw suspicions broadcast.

When was the story concocted as to the account to be given of the accident The crime was to be committed in various ways. One was to smash the old man with a club, one was to poison him and another to choke him. Herbert's story is that Joseph Sifton came up the trap-door and was struck as he came up. How did they know he was coming that way. There is evidence that he came in by the hay-rack, and not by the trap at all. When were the details of the story arranged so that each could tell of the old man's anger at the split board, his going up with new boots on; his plunge from the height? Surely this story was not arranged in the few minutes between Joseph Sifton's leaving his house, and Walter Herbert's announcement of the accident. In those minutes, according to Herbert, they were battering the head with an axe, carrying the body across the mow, throwing it out, rearranging it, and battering it some more. How did they get their story so exact and reasonable? Herbert does not tell. He only tells that he did not go to murder at all, only as the perjurer who was to be a false witness as to the circum-

stances of the crime. Can you say the evidence given in that box was not manufactured when you find the man who gave it willing has not some interest in the death to sell his word in this manner. without prearrangement this boy was ready, when the old man came up, to or third wife, is no reason why he forgets the child of his early married life. There was no reason for Gerald strike the first blow. It is on the evidence of such a man that the crown

asks you to hang Gerald Sift in.
Why is Edgar Morden not here? He is the man who forged the will to use as a lever upon Gerald Sifton. He is the man who went before the grand jury and on whose evidence largely a bill of indictment was found against Gerald Sifton. Why is he not called? Is it because the moral putrefaction of the man would taint and damn the holiest cause? This man stands proven in the records of this court a forger and perjurer, yet he is allowed to stalk around, a free man, for months and months. Is there a jury in Canada, who, on the evidence of such a man, would convict a fellowbeing?

Let us look calmly at the evidence. Gerald Sifton, instead of putting a full-page advertisement in The London Advertiser or Free Press, reading, "Wanted-Man to commit mur-der: remuneration \$1,000," does the next best thing and starts peddling the job around the country. He goes to James Morden's. Nothing secret about it. It is Morden, not the prospective murderer, who tries to keep it quiet. But does Morden try to persuade the murderer? No: him Martin's coat and gives him Martin's address, and goes to bed with no thought of warning Joseph Sifton of his danger.

Follow Gerald Sifton to Martin Morden's and what do you find? Martin does not resent the imputations cast upon his betrothed or the request for aid in committing a murder. He listens calmly to the proposition of murder, hears his affianced wife described as little better than a harlot, and then he too goes back to his couch. On his way to this man Gerald meets the policeman, tells him his name and what he wants. Is this the action of a man on his way to inter-

view his proposed tool in committing murder? for fourteen months has rested in the churchyard at St. Johns. Any punish-After the death of Joseph Sifton, James Morden has susp borrows Gerald's rifle, buys chicken feed, treats him as a neighbor, in fact, James does not say, "Gerald, you kill-(Continued on page 4.)

A New Departure

opening, from which he jumps down. A New, Effectual and Conveni-This ten minutes after the scene so ent Cure for Catarrh. Herbert. What does Decker see? No Of catarrh remedies there is no end. blood on ladder, no blood on the hay,

but of catarrh cures there has always been a great scarcity. There are many remedies to relieve, but very few that really cure. The old practice of snuffing salt water through the nose would often relieve,

LIVERY STABLES.



But now we see the hand reaching and the washes, douches, powders and salt water douche

The use of inhalers and the application of salves, washes and powders to the nose and throat to cure catarrh is no more reasonable than to rub the back to cure kidney disease. Catarrh is just as much a blood disease as kidnot be cured by local treatment any To cure catarrh, whether in the head.

catarrhal poison out of the blood and system, and the new catarrh cure is designed on this plan, and the remarkable success of Stuart's Catarrh Tabthat visit. Why is McLoud the only lets is because being used internally through action upon stomach, liver and

Wm. Zimmerman, of St. Joseph, re and the cause given as accidental death. We have Rev. Mr. Cooper's ferer's everywhere. He says: "I neglected a slight nasal catarrh until it gradually extended to my throat and bronbefore granting the certificate. But Mr. chial tubes and finally even my stomach and liver became affected, but as I was able to keep up and do a day's work I let it run along until my hear-ing began to fail me and then I realized that I must get rid of catarrh or lose my position, as I was clerk, and my "Some of my friends recommended

an inhaler, another a catarrh salve, Sifton's venturesome act in ascending but they were no good in my case, no nis windmill at night.

Again, when did Gerald Sifton and Stuart's Catarrh Tablets, and bought Walter Herbert perfect their story of a packa ge at my drug store. They benthe occurrence at the barn? We find efited me from the start, and in less a packa ge at my drug store. They benthan four months I was completely f catarrh, although I had suffer-

> are pleasant to take, and s much more convenient to use than any other catarrh remedies that I feel cannot say enough in favor of Stuart's A little book on cause and cure of catarrh will be mailed free by address-

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MARRIAGE LICENSES - SHUFF'S
Drug Store, 540 Dundas street, corner
William. No witnesses. ywt MARRIAGE LICENSES ISSUED-OF-FICE Adkins' Jewelry Store, East London. No witnesses required.

LICENSES ISSUED BY THOMAS GIL-LEAN, jeweler, 402 Richmond street. MARRIAGE LICENSES ISSUED BY W. H. Bartram, 99 Dundas street. MARRIAGE LICENSES ISSUED AT

Strong's Drug Store, 184 Dundas street. Residence, 289 Dufferin avenue. MARRIAGE LICENSES ISSUED BY John J. Jepson, druggist, 249 Wellington street. Residence, 241 Pall Mall. 'Phone

as that, for the life of a human being, is perhaps the most responsible of all positions that an advocate can assume. and no greater prize is open to an advocate than to have the life of his client given back to him at the hands of the jury, and have you say that

is it? Vapo-Cresolene is the vapor of Cresolene. You put the Cresolene in the vaporizer, then light the lamp just beneath. When the

What

vapor rises, you inhale it. What is Vapo-Cresolene? It's something like carbolic acid, only much more powerful. It kills all germs of disease and heals inflamed membranes. It's the perfect cure for whooping-cough. Nothing equals it have your high duty to perform and for asthma, catarrh, hay fever, colds. 3

Vapo-Cresolene is sold by druggists everywhere. The Vaporizer and Lamp, which should last a lifetime, and a bottle of Cresolene complete, \$1.50; extra supplies of Cresolene 25 cents and 50 cents. Illustrated booklet containing physicians' testimonials free upon request. Vapo-CresoLenz Co., 280 Fulton St., New York, U.S.A.

Ladies' special line of Felt We are selling 20 yards of

Very Heavy Factory Cotton, 20 yards for \$1.

Don't Forget Our Fur

Here is where you save a Special line of Silk Velvet profits here. \$16 Black

> \$2.50 large Black Muffs for \$1.25 each.

Just in, one case of Roman fancy prices for ostrich feath- Stripe Drapery Covering and

> Roman Stripe Drapery, worth 75c, for 49c yard. Beautiful goods.

worth \$3, for \$2.69 each.

BY EMINENT COUNSEL!

[Continued from page 1.] of the matter until he heard of the whatever may be said, whatever may be thought, you find that upon the Mr. Riddell, witness said he left

the Queen's Own Hotel, Sarnia road, about 7:40 a.m. Witness did not know no conviction of guilt. Grimshaw until last week. Witness We have our duty to perform. His saw a young man coming out of the lordship is upon the bench to see that yard as he went past. Witness did not if this man goes free he goes not unspeak to him. Witness had often seen Joseph Sifton in the city. Witness told justly free; to see if he is convicted, his story at the Queen's Own Hotel the he is not unjustly convicted; you to same day. Witness told his story to see that whatever may be done to this Mr. McEvoy, for whom he had done man shall be done upon the evidence work, in March last, and was subpoe- alone. My learned friend, counsel for naed for the spring assizes and the the crown, has his duty to perform. Witness did not con- It rests upon him to bring to the notice sult any other lawyer as to whether of his lordship and you twelve men it would be safe to give his evidence such facts as may be in the possession nor speak to any lawyer about an of- of the crown tending to show guilt. But, after all, no responsibility can be "That's the defense, my lord," said so personal, no responsibility can be Mr. Johnston, as the witness left the so great and come to the mind of a man so keenly as the responsibility of his counsel, wherein I may have failed, This finished the evidence for the wherein I may have fallen short of my duty, and the performance of it to my Let not that weigh with you a moment. Let not weakness on my part bring to your mind the faintest sug-May it please your lordship-gentlegestion of guilt or innocence so far as this prisoner is concerned. What may men of the jury: A life is at stake, a be done by me, what may be done by counsel for the crown, is a matter life of a young man full of vigor, a life dear to any man, but doubly dear practically of no moment as compared with the evidence. We are not trying to a young man who has not only himthe prisoner merely upon the question self to consider, but the little woman whom you saw give evidence in that of guilt or innocence in the death of his father. We are not here setting up box. Not the life of an old man whose a mere question as to which view you will take, as to whether he is guilty of has only a few years between him and try the question upon the evidence and the crime or not, but we are here to the great hereafter, but the life of a classes of evidence you have heard man in the prime of his manhood, who from that witness box, whether this man was guilty or innocent, and upon might reasonably look forward to just no other ground and for no other reaas many years as you men before me. son can this man be pronounced guilty To plead before you for such a stake or innocent. The law says that every man is assumed to be innocent until he is proven guilty. The law says the proof of that guilt shall be made in a certain way and protected by certain barriers which a jury could not, if they wished, break through. If we try a man upon any suspicions, upon any rumor, we are doing that which is wrong in the sight of God and man. We are violating the highest obligation

of our nature, we are damning our consciences for all time to come. The oath that you have taken, that you shall render a v t according to the evidence, so hel God, is the test which every juust apply to himself when he comes to settle the question of guilt or innocence. cause the newspapers have held him up as guilty, it is an easy thing to say, "Oh, that man is guilty," but your oath, your obligation and your manhood all say that every man is en-titled to a fair trial. We shall have no newspaper trials, no detec-tive trials, in this country, but we try men and convict them upon the evidence alone. The moment conviction is brought home, I would be the last man in the world to tell a jury to falter for one moment. that duty commands the respect of every true subject of the empire.

I say to you now who has been re

should escape than one innocent man

suffer. I say that it appeals to our

sense of right and wrong, because when a man who may be innocent suffers

s of the land

guilty men

peated by the ablest jud

that it is better that

Ready-to-Wear Hats, worth Unbleached Canton Flannel

Double fold Astrachan Goods, for Jackets or children's wear, in black, red and gray, 97c and \$1.15 yard.

Department.

Toques, trimmed, fancy Thibet Caperines for \$9.50. \$

Clearing sale of Gents' and Boys' Underwear, half price.

Special lines in Black Ostrich | Beautiful Table Covers, fine Feathers, large size at \$2.25, goods, new pattern, 8-4, \$\Q'\)

TWO POWERFUL PLEAS

evidence brought against him there is

trail of the bribe; the man who says nothing to warn the prospective victim: the man who goes to the alleged murderer and deals with him as a friend and neighbor - there you find

What do you think of him? THE DEAD MAN. the dead, but it may be that the great-

man, worth \$17,000 or \$18,000. to hang a man upon the strength of it."

THE ALLEGED MOTIVE. Before dealing with the general facts of the case, let us look at the motive provided by the crown, that of Joseph Sirton's marriage to Mary McFarlane. The crown did not have to prove a motive, because a murder is assumed to be a willful, felonious and malicious act. The crown, however, has brought a motive

you. The crown counsel, in his open-

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Sold and recommended by all druggists in Canada. Only refiable medicine discovered. Six packages guaranteed to cure all forms of Sexual Weakness, all effects of abuse or excess, Mental Worry, Excessive use of Tobacco, Opium er Stimulants. Mailed on receipt of price, one package \$1. six. \$5. One will please, six will cure. Pamphlets free to any address. The Wood Company, Windsor, Ont.

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his windmill at night. Herbert five minutes after the alleged than crime, running to a neighbor's for aid, cure and Gerald driving for a doctor. No blood on their clothes, and none on their hands. If the doctors tell the truth, they could not have escaped getting blood on their clothes. Dr. Caven. one of the foremost medical men of the province, tells us there would be spurting of blood. Yet this man is knocked down the hole, pushed up from under, thrown on the floor, battered time after time, carried across hay in the United States and Canada.

ney trouble or rheumatism, and it canmore than they can be. throat or stomach, an internal antiseptic treatment is necessary to drive the

men who were present examined as to bowels, lates an experience with catarrh which statement of what he says Gerald told him, that Dr. McNeil demanded \$1,000 Cooper may have misunderstood Gerald's remarks in some way. No note of the accident was believed. One withearing was absolutely necessary. the fatal opening, but he also told of

y all my life from it.

Queen Insurance Co. Funds available for security of Queen policy holders, \$64,000,000.

J. A. NELLES, Agent,
422 Richmond Street.

'Phone 143,