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POOR DOCUMENT

THE EVENING PAPER The Times MOST PEOPLE READ

The Evening Times.

THE WEATHER

Fresh to strong north westerly winds; fair and cold today and Sunday.

VOL. V. No. 81 — ST. JOHN, N. B., SATURDAY, DECEMBER 11, 1909 — TWELVE PAGES—ONE CENT

SAILORS OF WARSHIP DROWNED

Six Bluejackets From the Lord Nelson Lost in Collision——Asquith's Speech and Home Rule

London, Dec. 11—(Special)—The steam pinnace of the British battleship Lord Nelson collided yesterday with a barge at Sheerness, the fortified seaport and naval arsenal in Kent. Six bluejackets were drowned as a result of the accident.

London, Dec. 11—(Special)—Premier Asquith gave the lead to his followers last night in Albert Hall in a speech which aroused the greatest enthusiasm among the enormous audience. He declared that, in view of the action of the House of Lords, the electors might just as well have spared themselves the trouble of going to the polls in 1906. They were not going to make the mistake again, however. They meant to vindicate and to establish on unshakable foundations the principle of representative government.

Boston, Dec. 10—"The most direct promises of home rule for Ireland that a British premier has ever given," is the way Thomas B. Fitzpatrick, treasurer of the United Irish League, tonight characterized Premier Asquith's speech with reference to Ireland.

Continuing, he said:

"The majority of the English people really want Ireland to have self-government. The opposition to the Irish people does not lie with the English people, but with the English lords. If the lords yield to the wishes of the people, home rule will be the result."

In Premier Asquith's speech, John O'Callaghan, national secretary of the United Irish League, sees "the most significant happening in connection with the Irish movement since the passing of Gladstone's second home rule bill through the House of Commons in 1893."

"It clears the air and means that a month hence the Irish National party and the English Liberal and Labor parties will go into the general election with unbroken ranks and that the slogan, 'home rule for Ireland, democratic progress, and down with the House of Lords,' will ring from Land's End to Orkney in the next few weeks."

INITIATED INTO EAGLES, HE SUES FOR DAMAGES

Butler, Pa., Dec. 11—Thomas Lewis, a foreman in the plant of the Standard Steel Car Company, has brought suit against the Fraternal Order of Eagles for $5,000 damages, for injuries received while being initiated into the Butler branch of the order.

Lewis's complaint discloses some of the "initiation stunts" of the Eagles. He says that while blindfolded he was "roughly conducted and forced into dangerous traps and pitfalls, so calculated as to cause the plaintiff to fall, and by reason thereof, the plaintiff, a man of heavy build, did fall to the floor, to the wanton gratification of the members, and was painfully hurt."

He was finally forced into a "catapult seat, or chair, operated by two members, one on each side, and after being hoisted into the air he was thrown upward and forward and on to the floor of the hall, causing him to break his leg."

The local branch of the Eagles has a large membership, including many prominent residents. The night Lewis was injured it was announced that he had broken his leg by falling down stairs. He was taken to a hospital for treatment.

SURGEON'S SPONGE FOUR YEARS IN WOMAN'S BODY

Milwaukee, Wis., Dec. 11—After suffering four years with a surgeon's sponge imbedded in her body, Mrs. John H. Fertig of this city, died.

Four years ago Mrs. Fertig was operated on for a tumor. The physician forgot to remove the sponge from the wound. Another operation performed in an effort to find the sponge failed.

One year later a portion of the sponge worked out through Mrs. Fertig's side. A third operation located the sponge, which was found hardened and imbedded in the woman's abdomen. This operation proved fatal.

WILL INVESTIGATE CLAIMS AGAINST COOK

Washington, Dec. 11—The National Geographical Society has decided to investigate the claims of Captain August W. Loose and Geo. Dunkle, an insurance broker, that they furnished to Dr. Cook observations and data to prove that he reached the North Pole.

Prof. Geo. H. Jore, Rear-Admiral Pillsbury and Dr. C. W. Hayes, of the Geological Survey, went to New York today to begin. They expect to report here on Monday.

CLOSING HOURS WERE EXCITING

For First Time Since Six Day 'Cycle Race Started One Team is in the Lead—A Fall and a Protest

New York, Dec. 11—The closing hours of the six day bicycle race at Madison Square Garden were ushered in by a series of thrilling events. A little after four o'clock the sturdy German rider, Rutt, stole a march on the three other teams with which he and his partner, Clark, the Australian, were tied for the first place, and with lightning speed circled the track and gained the lap which put it in first place. Thus the last day of the race opened for the first time since team riding was instituted with a single team leading.

This advantage led to a series of sprints in which desperate efforts were made to wrest the leadership from the Teutonic-Australian combination. In one of these attempts there was a mix-up which threatened to cause trouble for Eddie Root of the Root-Fogler team. His wheel came into contact with Clark's and Clark was thrown violently. He was picked up not badly injured and was able to resume riding. There was a protest which will be passed upon later, to decide whether Root might have intentionally fouled the Australian. Root also went down in the crash but was uninjured.

Rutt relieved Clark and the team at 8 o'lock this morning still held the lead with 2410.3 miles to its credit. The Root-Fogler, Walthour-Collins and Hill-Stein teams were a lap behind with the other five teams trailing.

The 11 o'clock score: Rutt-Clark, 2453.5 miles; Root-Fogler, Walthour-Collins, Hill-Stein 2453.4; Halstead-Hehir 2453.3; Mitten-West, Lawson-Demara 2453.2; Georget-Georget 2453.1; Anderson-Vanoni 2452.3. Record for 130th hour 2508.9 miles.

MANITOBA AWAY TONIGHT WITH 1000 PASSENGERS

C. P. R. liner Lake Manitoba is expected to sail tonight about 10 o'clock with about 1,000 passengers. The remainder of the steamer's passengers arrived in the city today. Sixty-five came in the first section of the Montreal train and 180 in the second section, arriving at 2 o'clock.

The Donaldson liner Cassandra went out to the island at 11 o'clock this morning and will sail during the afternoon. She will take away thirty-five saloon and thirty steerage passengers.

The Allan liner Hesperian, at Halifax, has forty-two saloon, 162 second cabin and 651 sterage passengers. She will be here tomorrow.

The Manchester liner Manchester Shipper will sail tomorrow for Manchester.

The C. P. R. liner Montrose, on the way to London, has 341 head of cattle and 64,011 bushels of wheat.

The C. P. R. liner Lake Michigan is due here the first part of the week.

BURNED TO DEATH IN LAKE OF TAR

Pittsburg, Dec. 11—Held fast in a lake of flowing tar, four men at the McClintock & Irving Company's roofing plant early today were compelled to watch the gradually approaching flames. Three were burned to death while the fourth managed to extricate himself although seriously burned. The dead are: Peter McGonigle, John Trent and Patrick Carry. The man who escaped with burns was Patrick Moran.

It is said that the men were not employed at the works but since winter set in had been in the habit of sleeping there at night. In some manner the valve of a tar vat opened and before the sleeping men knew of their danger they were engulfed. Unable to free themselves, they saw the tar flow to a boiler where it was speedily ignited. Then as the fire crawled towards them they frantically cried for help. The night watchman was attracted by the cries but was powerless to aid them.

THIRTEEN YEAR OLD GIRL MURDERED

Brown, thirteen years old, was revealed today by the finding of the child's body, half cut and battered, and there were proofs that she had been cruelly mistreated. It was evident that she had made a desperate fight for her life.

Footprints in the snow showed where the murderer had led his little victim to her fate.

TWO VESSELS LOST

Detroit, Mich., Dec. 11—The steamer Henry W. Oliver, reported lost on Lake Erie, is safe. The steamer, Capt. Thomas Wilson, also reported missing, is all right

The rumor that the missing Marquette and Bessemer car float No. 2 might be in shelter behind Long Point, Ont., is unfounded. She is probably lost.

CURREY DIVORCE REFUSED; JUDGEMENT GIVEN TODAY

Mr. and Mrs Currey Remain, in Law, as They Were Before Cases Were Begun—Judge McKeown Says Inclination Was to Grant Decrees But Law Requirments Were Not Provided in Cases Presented—Mrs. Currey Will Appeal

Fredericton, N. B., Dec. 11—(Special)—The divorce case of Lemuel Allan Currey vs. Mary Eliza Currey, and the counter case of Mary Eliza Currey vs. Lemuel Allan Currey were disposed of by Judge McKeown at an adjourned sitting of the divorce court here this morning.

His honor refused a decree in both cases and in an exhaustive and carefully prepared judgment, gave reasons, backed up by the law, in justification of his course.

The case has been before the court for more than a year and has attracted a great deal of attention owing to the prominent position occupied by those interested. His honor's judgment leaves them in the same position as far as the law is concerned as they were at the beginning of the suit except that they, or rather the plaintiff, will have an enormous bill of costs to pay.

The hearing was commenced before Judge Gregory in October, 1908, and was unfinished when he retired from the bench in June last. The hearing before Judge McKeown was begun here in July and finished in St. John in September.

Mr. Currey's Case

The case of Lemuel A. Currey, plaintiff, and Mary E. Currey, defendant, was first disposed of. The libel was granted by his honor to show that the couple were married in Michigan in 1894. The several proceedings were cited and comment was made and sentiments set forth in the libel and the answer thereto and also charges and recriminatory charges which came out during the hearing. In summing up, his honor said:

"I have given careful consideration to the evidence adduced on the part of the plaintiff in support of his libel, and it is not necessary for me to say much more than that I do not think what appears before me entitles him to the relief he seeks. Some of the charges are proved, some partly proved and unproved, but even if they were all proved they would not, in the present state of the law, justify a decree for divorce a mensa et thoro."

In regard to plaintiff's application for custody of the children, his honor said he was unable to find that the court had any power to adjudicate upon the question, and no authority to deal with the custody of the infants. He accordingly ordered Dr. Currey's libel to be dismissed with costs.

Mrs. Currey's Case

His honor next delivered judgment in the counter case of Mary Eliza Currey vs. Lemuel A. Currey. He went exhaustively into the different phases of the case, and commented upon the remarkable testimony which had been placed before the court. He also cited authorities in support of his position and clearly defined the law relating to matrimony and divorce. In summing up, he said:

"In the case before me each party desires a decree, both having sued for divorce from bed and board. Each wishes a judicial separation from the other. My inclination strongly is in compliance with this common wish, as it would seem an easy way out of their marital difficulties. But over against the entrance to this easy pathway stands the salutory though stern requirements of the law. To it not once or twice, but often, have I brought the testimony supporting the plaintiff's claim and I find it impossible for me to say that these requirements have been fulfilled.

"Keeping in mind all that has been said under oath and all that has been urged at the bar, my reluctant judgment is that no case has been established entitling the plaintiff to the decree prayed for. The plaintiff's libel is therefore dismissed with costs."

His honor's judgment filled 100 closely written pages of manuscript. C. N. Skinner, K. C., conducted the case for Dr. Currey, and A. H. Hanington and M. G. Teed were counsel for Mrs. Currey.

At the conclusion of his honor's judgment, which he was one hour and fifteen minutes reading, Mr. Teed, for Mrs. Currey, gave notice of appeal. Upon his application the court made an order that the monthly alimony be paid on the 15th inst.

In the case of Hosea Benjamin Fanjoy vs. Mary Agnes Fanjoy, his honor granted the plaintiff a divorce on statutory grounds. The case was undefended.

The thermometer registered ten degrees above zero here last night. More ice formed in the river, but it has not yet frozen over.

ESTRADA OUTWITTED, CHIEF HOPE NOW IS IN UNCLE SAM

Zelaya Has Nicely Hoodwinked the Leader of the Insurgents in Nicaragua and has Given a New Turn to Matters—Alarm at Bluefields and Attack Expected.

Bluefields, Nicaragua, Dec. 11—There has been a sudden realization, here, of government strength and insurgent weakness. President Zelaya has outwitted General Estrada and the latter's chief hope is in American intervention.

It turns out that the conference sought by General Vasquez, of the government troops near Rama, which the insurgents had interpreted as a sign of yielding on the part of Zelaya's troops, was a blind intended to secure a delay of the expected battle until the loyal army had secured a decided advantage of position. It is also learned that, while Zelaya had kept a scattered force before Rama, his rear army of 3,000 men was hurrying by forced marches towards Bluefields.

The report that a descent upon this city from Rama is possible only by river, is known to be untrue. General Estrada ley's marines from the cruiser Des Moines, endeavored to cover his alarm by informing the correspondents at the front that all was tranquil, with the prospect that General Vasquez and Major Eva would surrender.

Ten minutes later the insurgent leader had his chief diplomatic aide, Adolfo Diaz, on the telephone and was telling him what he believed to be the true situation. To his side, General Estrada declared that the Americans should send more marines ashore, as Vasquez had outflanked him. Estrada also expressed the opinion that a request should be made of the United States government for protection for the 150 Americans in Bluefields.

Diaz rushed to United States Consul Moffat with the new intelligence and the consul assured him that Commander Shipwith their six rapid-fire guns, would be able to control the situation here in the event that the loyal army suddenly surprised the city.

If President Taft is determined that Zelaya shall be deposed it is believed here that the United States will find active participation in the struggle necessary.

Bluefields, Nicaragua, Dec. 11—This city, the headquarters of the provisional government, has been thrown into alarm by a sudden realization of the strength of the government army against General Estrada, the leader of the insurgents, had been supposed to be making irresistible headway. Estrada apparently has been hoodwinked by Zelaya and no one would be surprised if the latter's troops should appear before the city at any hour. Estrada is hoping for timely aid from the United States.

All idea of the enemy attacking fortified Rama has been abandoned. The truce which covered the conference of the government envoys is at an end. Another cause for alarm among the insurgents in the report brought by the cruised Des Moines that Zelaya men at Greytown are far from the desperate condition which has been reported through hearsay here. They are said to number more than 3,000 well fed and well paid soldiers, and are opposed only by General Chamorro with 400 insurgents. The excellent condition of the army in Greytown is said to be the main reason why it does not leave its quarters and attack Chamorro.

Bluefields, Dec. 11—Estrada is hoping for timely aid from the United States. A staff correspondent of the Associated Press, who recently arrived, has canvassed the situation and finds it less hopeful for the insurgents than has been believed. General Estrada is greatly disturbed and has appealed to United States Consul Moffat for marines from the cruiser Des Moines to protect Americans. It is known, however, that what he really wishes is intervention by the United States to save the insurgent cause.

SENOR DON LUIS COREA.

SENTENCED TO 99 YEARS IN PRISON

Mobile, Ala. Dec. 11—With previous sentences of twenty-five and thirty-five years respectively hanging over them, Ransom Deloach and Walter Scott, Negroes, have been sentenced to ninety-nine years imprisonment in the state penitentiary on conviction of charges of holding up and robbing a deaf and dumb man several months ago.

LOSS OF QTARTER MILLION BY FIRE

Wheeling, W. Va., Dec. 11—Fire today destroyed the six story board of trade building. The flames forced their way slowly down through the 100 or more offices below to the court theatre and a pharmacy. The loss is estimated at $250,000 partly insured.

HESPERIAN AT HALIFAX WITH 855 ABOARD

Halifax, Dec. 11—(Special)—The steamer Hesperian, under charter to The C. P. R. arrived at 6.30 this morning from Liverpool. Nearly all the passengers were landed here. The steamer will leave about midnight for St. John.

The Hesperian has 855 passengers.

The Numidian, which sailed from Glasgow on Nov. 28 has sixty-one passengers. The Numidian which sailed from Glasgow two or three days ago is bringing sixty-two passengers.

KILLED IN FIGHT OVER THE GAME

Pensacola, Fla., Dec. 11—After spending a day hunting in the woods, Emory Williams and Seaborn Critchfield, planters, started a fight over the division of the game. Critchfield drew a knife and lunged at Williams, it is said, whereupon the latter drew his revolver and fired, killing his adversary. Williams was exonerated by a coroner's jury.

PRESENTATION TO LT. COL. MOORE

Charlottetown, P. E. I. Dec. 11—(Special)—Lt. Col. Moore, who retired last September from the command of the militia of this province, received from the officers a wristlet gold watch and address in the artillery arms last night.

WHIRLED TO DEATH IN FLYWHEEL

Vice President of Hamilton Company Killed—Four Children at One Birth — Boy Prisoners Armed

Hamilton, Ont., Dec. 11—(Special)—James Alderson, vice president of the Brown Boggs Machine Co., died last evening as the result of injuries received at the plant. He was caught between the flywheel and belt and was whirled around the wheel.

Quebec, Dec. 11—(Special)—News comes from St. Phillippe Deneri, Kamouraska county, that Mrs. Louis Caron, wife of a boot-maker has given birth to four children at one time. All are doing excellently.

Hamilton, Ont. Dec. 11—(Special)—Mrs. Sarah Fowle has given notice of action against Crafton & Co., clothiers, for $5,000 damages for loss of her eye. She was struck by a pellet from an air gun given away by the company, as a premium, the gun being fired by a small boy and Mrs. Fowle contends the company is responsible for the accident in having placed a dangerous weapon in the hands of the boy.

Uxbridge, Ont., Dec. 11—(Special)—Frank and Albert Hale, aged fourteen and sixteen, who claim to live near London, (Ont.) but who are believed to have escaped from the Mimico Industrial School were arrested yesterday after three days' chase by constables on a charge of breaking into Joins' hardware and grocery store here. They were committed for trial. A number of revolvers and knives were found on them.

Regina, Sask., Dec. 11—The government has decided to reduce the grant to schools in the province. On September 1, 1905, the year the province was established, there were within the boundaries of Saskatchewan only 727 schools, and that number was increased by eighty-eight; in 1906 by 196; in 1907 by 245; in 1908 by 364; making a total of 1,621 grant-earning schools, including towns, villages and municipalities, as against 727 on September 1, 1905. During the last four years 894 had been added. They had more than doubled in number in that period, and at the present rate of progress it is likely that during the next four or five years they would be doubled again.

Belleville, Ont., Dec. 11—W. E. Redway, of Toronto, has submitted to the council a proposition looking to the establishment of a shipbuilding industry here. He wants a free site on the bay shore, $10,000 worth of dredging done by the city, a loan of $25,000 without interest, to be repaid at the rate of $1,000 a year and exemption from taxes other than school taxes. In return he proposes to build a plant valued at at least $30,000. The matter was referred to a committee.

ROAD MACHINE IN ST. JOHN COUNTY AGAIN PROMINENT

Councillor Dean, of Musquash, is bemoaning the loss of a wheel which belonged to a road machine that has reposed in front of his residence since late last summer. The wheel mysteriously disappeared on Hallowe'en and it is said that, although the councillor has made minute search of the neighborhood, he has not been able to locate it.

The road machine arrived in Musquash late last August, after repeated pleadings on the part of the councillor, who feared that if it was not sent, the roads in that vicinity would become so bad that airships would have to be resorted to. After its arrival there in August, it was deemed too late in the season to do any work, so the machine was given a prominent place in front of the councillor's house, as an illustration of the progressive policy of the Hazen government's new road law.

Some jokers evidently thought three wheels were sufficient for a machine that had not done any work, so they removed one and the place where it was, knows it no more.

Wasn't there a road machine demonstration on polling day in Fairville in the last by-election?

EXPECT 50,000 TO SEE CANADIANS PLAY FOOTBALL

New York, Dec. 11—Football experts from many parts of the United States are here to witness the Rugby game between the Hamilton Tigers and the Ottawas at Van Cortlandt Park this afternoon. Chief interest centres in the opportunity it will give to see what is claimed to be a safer form of football than that played by the American colleges.

Both of the Canadian teams arrived here this morning. They are a sturdy lot of fellows and they received a hearty receptions. They were accompanied by several members of the Canadian parliament, as well as by representative sporting experts and editors, of the dominion.

The game is called for 2 o'clock, and the bright weather promises a large attendance. Two hundred special policemen have been assigned, and a crowd of 50,000 was looked for.

ROBBERS IN A BOLD HOLD-UP

Enter Saloon Full of Men, $7,000 in Sight But One Quick Wit Prevents Them Getting it

Newark, N. J., Dec. 11—Four robbers held up a saloon full of men here last evening, shot one man in the head, made a bold play for $7,000 got $115 of it and escaped leaving no clue. The Thirteenth Ward Building & Loan Association, a neighborhood affair, was meeting in the rear room of Clauss' saloon and the members, had just paid in their monthly dues and premiums when four armed Hungarians entered the saloon by the front door. Cash and loose silver lay in a heap on the table when the robbers held up the party. One member kept his head.

Directly in front of him was $7,000 in cash and directly behind him the saloon safe with open door. He grabbed as much of the money as he could hold, thrust into the safe, slammed shut the door and turned the knob in defiance of the revolvers.

Upstairs, Clauss, the saloon-keeper, roused by the shooting and the fall of broken glass in his bar-room below, rushed down stairs in time to grapple with one of the thieves who had scooped up what bills and change fell to the floor. By this time the uproar and the confusion was so great that the burglars evidently thought it wiser to make a bolt of it. The men escaped.

GLEASON TALKS OF FIGHT PLANS

San Francisco, Dec. 11—Jack Gleason, the San Francisco fight promoter, who with Tex Rickard will handle the Jeffries-Johnson fight on July 4, arrived here last night from New York. Concerning Rickard's reported statements that the fight would be held in Salt Lake City, he said:

"Where the fight between Jeffries and Johnson will take place is as yet in doubt and it will not be definitely settled until Rickard and I meet again, which I expect will be in two or three weeks. I am for San Francisco or vicinity, first and last.

"The charges that two sets of articles were signed are utterly false."

EMIGRATION FROM ITALY TO CANADA

Rome, Dec. 11—The emigration board has considered applications made by two shipping companies for authorization to carry on a direct transport service between Italy and Canada. The matter was exhaustively discussed, especially from the standpoint of present conditions in Canada in relation to the character of Italian emigration, the Italian emigrants being mostly laborers, while what Canada wants is skilled agriculturists, with some capital.

The board acknowledged the advisability of establishing direct communication between Italy and Canada in order to meet the requirements of the flow of emigration to the dominion already existing, but, considering the dangers involved in ill-regulated emigration of laborers, it was directed that in the event of a concession being eventually granted, proper precautions must be taken to eliminate the danger threatened.

PAWNBROKERS WERE SWINDLED

Washington, Dec. 11—The police allege that in the last two years the pawn-brokers in this city have been fleeced of about $17,000 by one man, who worked so quietly that he was not caught until yesterday The man under arrest says he is Frederick R. Rice of Chicago. Rice's plan, the police say, was to buy diamonds on credit and pawn them. They say he would agree to make a small weekly payment and do so for a time out of the loans he received on the jewels from other pawn brokers. The system, according to the police, resolved itself into kiting diamonds.

TIMES SPECIALS IN SHORT METRE

Montreal, Dec. 11—The annual statement of the Merchants' Bank shows an increase in net profits.

Toronto, Dec. 11—Roy Halpenny has been appointed general secretary of the Ontario Sunday School Association.

Berlin, Ont., Dec. 11—Arthur Easton was badly frostbitten while intoxicated yesterday.

Toronto, Dec. 11—T. L. Wilson, of Ottawa, has been awarded the McCharles prize of $1,000 at Toronto University.

Winnipeg, Dec. 11—The building of the Manitoba Agricultural Association has been burned. Loss heavy.

CARRIE WIELDS HATCHET

Washington, Dec. 11—Mrs. Carrie Nation went into the buffet of the Union station here and with her hatchet, smashed about $50 worth of bottled liquors. She was arrested and taken to the House of Detention.

ICE JAM LEAVES CITY WITHOUT ELECTRIC POWER

Hamilton, Ont., Dec. 11—(Special)—This city was practically without electric power all day yesterday. Jams of ice at the Decew Falls plant of the Cataract Power Co. put the works out of business about 4 o'clock in the morning and until noon not a wheel moved on the street railway or in the factories depending upon electricity. The street railway at noon got enough power to move a few cars.

Quebec, Dec. 11—Efforts are being made to have the government steamer Champlain, which is to make her first winter trip to Clarke City and other places on the North Shore of the Gulf on the 15th inst., start from Quebec instead of River Ouelle. This would obviate sending cargo by rail to River Cuelle. Although the season is advanced, it is felt a voyage can be made from this port without any difficulty.

BLACK HAND GAME IS TRIED IN MONCTON

Moncton, N. B., Dec. 11—(Special)—Threatening that his life would be the penalty, Alexander Torrie, of this city, a few days ago received a letter from the Black Hand Society saying if he did not place $15 in a certain place his days were numbered. The matter was reported to the police and the money was placed, with the police a few feet away, but no one showed up.

A few nights before Mr. Torrie was held up in Bonnacord street and commanded to hand over all his money. Having a revolver he fired at the would-be robber who took to his heels.

Fred Benner was this morning fined $20 dollars for pointing a revolver at Edw. Bourgeois.