

Then they went up to the rd and stayed till about half e or ten. A little after nine her and some others came and th them. Witness went home brother. He didn't remember liggins the following day. Saw Sunday in the tanyard. This he morning. In the afternoon d in, as it was raining, and in ing went down to the graveth some other boys. Higgins while they were there. Was till about 9.30.

# DSPEED CONTRADICTS.

oned by Mr. Mullin further. said he did not see Higgins morning, but told of seeing nion street with Harry Kelly. ne admitted seeing Higgins in that Monday morning. He ember being in the refresh-

ullim and the judge pressed him h this point, but he persisted he did not remember whewent in there or not. ent out to the Park and T Lovers' Lane while Higgins to Willie Doherty. 't it you that went out?" the counsel.

INS SAW BODY IN PARK.

I went up the lane with but it was him that went out he body was. It was nearly when we came in and he up the track with me as I

you see him down at the ouse Sunday morning ?" you have some candy that

out of Phillips & Foley's with ou had ?" the candy, but it was Harry

er who had the key," was the

ned about the identification ody, witness admitted saying olice that he last saw Doherty raveyard Friday noon and that all the afternoon there. He remember telling this to Denkins that night, but he told next day, and added that he been in the park once that He told the same story to yman alone and repeated the it to others.

went away on Friday aftercontinued. "We bought our

# WHO IS THE MURDERER? Higgins Takes the Stand and Swears fire. Goodspeed Killed Doherty.

Prisoner Turns Tables on Crown's Witness-A Dramatic Scene-Higgins Tells Straight-Forward Story and Sticks to It-Goodspeed Confused in Cross-examination.

"'Help, Higgie, help!' I heard Willie | ward. As he stepped into the dock his Doherty cry as the shots' went off," face, pale as ever, was serenely con-fident and betrayed no nervousness. said Frank Higgins on Friday afternoon as he told his story of the ghast-But the arteries in his neck throbbe ly murder. "Then I ran up as fast as flutteringly and his hand as he graspcould and saw him lying on the ed the outstretched Bible, trembled a ground, his breast and stomach heavlittle. He looked the administrator of ing up and down, while Fred Goodthe oath straight in the eyes as he speed, with the revolver in his hand, kissed the book. stood by the body's side."

Then he told in carefully selected Never in the criminal history of the province was situation more thrillingtook the stenographers off their feet, of meeting Goodspeed and Doherty in ly dramatic than that afforded to the vide-eyed, breathless crowd that the tanyard Friday, of Goodspeed sugthronged the court room at the time. gesting that they go out to the Parl They crushed forward eagerly, gasping and/shoot birds and squirrels, after he in the close atmosphere as they listenhad found that Higgins had the revoled with intent stillness. The judge ver with him. The walk out Gilbert's impassively leaned back in his great Lane was described exactly as by counsel in the case and visiting law-yers sat quietly with Goodspeed, and his account of the route through the Park differed but yers sat quietly with assumed indiflittle from the previous testimony. No questions were needed GOODSPEED CONTRADICTED. and the stillness of the room was broken only by the rasping monotone The difference between the two of the witness' voice and the nervous stories began when he told of the three rustling of pencils and quickly turned sitting down on a hill about a half mile back of the Park, an occurrence which sheets of paper. On the stand fighting for his life Goodspeed, in answer to repeated quesstood Frank Higgins, the accused mur-

derer of William Doherty, telling in a sing-song recitative a straightforward kind. and unhesitating story of the crime which has aroused more living interest than any occurrence in the city's anasked me for the loan of the revolver, coroner at the time. And that story fixed the whole blame

of the cruel killing upon Fred Goodsaying he wanted it to shoot crows out speed, the crown's chief witness, upon at Black Rock. I took it out of my pocket and gave whose evidence the case against the it to him. He pointed it at me and at prisoner has rested. Doherty and asked Doherty:

HIGGINS' GLIBNESS.

ference.

Higgins' testimony was as emphatic there?" and as clearly given as Goodspeed's had previously been and all of Mr. Mc- father died eating them things." Keown's trying cross-examination was DOHERTY HAD THE REVOLVER. unable to shake him in a single fact. If anything the witness was too glib. He talked in the sing-song impersonal tone of a school boy giving a recitation. He needed no urging questions, but went on from point to point with careful language as he described in copi-Then we started back toward the back of the park. ous detail the events of that fatal day. Cross-examined, he repeated various parts of the story without the varia-Lovers' Lane.

there was Willie Short, Walter Brown, Willie Flaherty, Willie Mackin. These were the same boys I gave the candy On the way to the park Higgins and In repeating all these names again

asked me to go out and set Doherty on

SEMI-WEEKLY SUN, ST. JOHN, N. B., SEPTEMBER 24, 1902.

I said I wouldn't, and he asked me to come on out to the Park anyhow. I said I would but that I wouldn't go near Doherty. We went out Waterloo street and Gilbert's Lane to the Park going by the refreshment house and out Lover's Lane. I waited in the lane till Goodspeed went out to see the body, and came back and said it was all right. Then we went back to town by Gilbert's Lane and Brussels street to the graveyard about nine o'clock. John Goodspeed and Will Kelly joined us about 9.30.

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Continuing, Higgins told in minute detail of his actions every day until he was arrested, mentioning that on the morning of the Monday the body was found he and Goodspeed, had again gone out to the park and Goodspeed had another look at Doherty. It was 3.15 when he took the stand and he remained there until six o'clock. The last hour and a half he was subjected to a searching crossexamination by Mr. McKeown, but in every respect he adhered to his origiwords, spoken with a rapidity that The cross-examination will be resumed this morning at 10 o'clock.

## AT THE MORNING SESSION.

When Frank Higgins walked care lessly into the court this morning the room was already filled by the crowd who were prepared for a session of more than usual interest.

The opening formalities over, the cross-examination of Fred Goodspeed was resumed. He swore positively that neither Mr. Morril nor anybody else had been talking to him since he gave evidence the day before. Questioned regarding his evidence ( the preceding day witness said he remembered being out to the park the tions, had strenuously denied, insisting that there had been no rest of this found. He did hot remember being in the refreshment house. He said he was "We went up in the rear of Con-nell's," he said, "and up about one half mile back of the Park, where we sat had told the coroner he had never been down on the side of a hill. Goodspeed there, and that he was alone with the

> DIDN'T SAY "BURN THE BODY." "The night after the murder I went

to the tanyard and met Frank Higgins. We went right up to the grave-"What do you think of the things in vard."

"Didn't you go out to the park?" "Goodspeed replied, smiling, sure, my "No. sir." "Didn't you say to Frank Higgins Let's go out and set fire to Willie Do herty's body and burn it up?"" Then Doherty took the cartridges No, sir. I did not. I'll swear I did out of the revolver and pointed it at not." Goodspeed and pulled the trigger. "Will you swear you didn't go to the Then he gave it to Goodspeed again park that night and return to the and Goodspeed put it in his pocket graveyard about nine o'clock?"

Mullin.

Sunday

"Yes sir."

did the same.

Saturday night.

Mr. Mullin then asked the witness to

the boys who were in the tan yard on

to back and repeat the names of all

"It was Friday night when I went

"No, sir. We were at the graveyard ong before that. When we left the I left Goodspeed and Doherty and told them to wait for me around There were Willie Mackin, Willie Short. There were Willie Mackin, Willie Short, Walter Brown, a fellow named

the witness made not a slip in spite of bewildering questions. He rememberion that there were two Hazel-boys there then. the murder KEEN QUESTIONING.

BROKE INTO KENNEDY'S. Mr. Mullin tried to get the witness to dmit he was in the tanvard Sunday o break into Kennedy's on the square. night, but he insisted that he was in To Juryman Fitzgerald: I had no

the graveyard then. Questioned again reason for leading the way out back. regarding the boys present Saturday of the park, but I was always in the night he remembered Joe Hanaberry and Willie Mackin's little brother. To Mr. Mullin: When McNeil wouldn't Asked to repeat the whole list he gave help me Frank Higgins and I broke them exactly as before, with the omisinto the place and stole some money ion of Higgins's name. and a valise. I made the proposal and Mr. Mullin sharply caught him up the whole thing was my plan. on this and witness said he had for-

gotten. The same boys, including Higgins, were there Sunday afternoon and he gave Higgins some candy. Mr. Mullin consulted with his client into Kennedy's. again, and returning, asked Goodspeed

if he would still adhere to the statenent that he distributed candy to these boys in the tanyard Sunday afternoon with Holm, and I never told Harry MeNeil that I did." at four o'clock or whether he was me all the afternoon.

It was Sunday night or Sunday affirst time you broke into Kennedy's with Holm that Harry McNeil and ternoon," he said. "I think now it was Sunday night. I don't remember just Ding Doherty tracked you to see where you hid the money?" asker Mr. Mcwhat time. I think it was about seven o'clock. I didn't go from the house di-Keown. rect to the tanyard. I went to the "No, sir, I did not. graveyard first and then down to the

tanyard. I think I did this. I know I met Frank Higgins in the graveyard. swear I went down to the tanyard that evening.

HE HAD FORGOTTEN.

"Then when you said you stayed there all the evening you stated what was not true," said Mr. Mullin. "I didn't remember then." was the nswer. "I remember now that I was in the tanyard Sunday night and gave Higgins some candy. I stayed in the tanyard that night about an hour and then Frank Higgins and I came up around to the graveyard again. We | the were alone." "Then when you said that Higgins oined you and your brother in the

graveyard you said what was false," said Mr. Mullin. "I never said that my brother came up with me from the house that night.

I came to the graveyard alone and met my brother and some other boys there. I stayed there ten minutes and went to the tanyard." a slate at the teacher and three or four After another talk with his client Mr. Mullin poured in more questions almost all over.

and witness persisted in swearing he went to the tanyard with Frank Higgins. He did not meet him there. To the judge, witness said he knew

John Quigley, but did not remember meeting him on the railway track when he and Higgins were returning from the park the day of the murder. He did not remember meeting anyone he knows.

WITNESS STILL DENIES.

Mr. Mullin resuming, witness swore sitively that he did not meet Frank Higgins by the Opera House that Friday evening and asked him to go out to the park and set fire to the body.

on the way to the park Higgins and Doherty were talking of the robberies they had done and I had often heard them talk about such the talk Goodspeed was on the stand and gave them talk about such things yet I heard. He said it was Higgins' priv-kept around with them. I never told ilege to speak, though he was not ilege to speak, though he was not bound to do so. In the meanwhile, he on them but I intended to tell about

and first and the story of the story

HE WAS AFRAID.

graveyard all the afternoon."

said, the crown was willing to accept Goodspeed's evidence, Mr. Mullin stated that he would advise his client To Mr. Mullin: I asked Harry McNeil to make no statement at that time.

the second second second

He had always persisted in declining to outline his course of defense. At the previous session he applied for an ad-journment because he was in corres-pondence with a medical expert whom he considered a material witness for the defense. He did not disclose at the time in what respect this evidence was material.

Mr. Mullin here produced the let-Questioned more closely witness swore ters, showing that the witness was that it was Higgins and not Doherty Dr. Byrne of St. Stephen with whom that helped him in the robbery. He said that was the first time he broke Mr. Mullin had discussed the case. The sole evidence he wanted from him was regarding the effect of the pistol shots. "Didn't you break into there before It had nothing to do with the plea of with Will Holm?" asked Mr. Mullin. "No, sir, I never broke into any place insanity.

The prisoner, he said had pleaded not guilty and would take the stand on his wn'behalf.

"Didn't you tell Higgins, that the Proceeding, Mr. Mullin referred to Goodspeed's st ry and outlined to an astonished jury his own theory of the murder precisely as given above by Higgins' evidence.

"That is the defense which I propose to submit," he said in conclusion, "but before I call Higgins I have a few What reason did you have for not witnesses to present. I will call David telling of the murder before you did?" asked Mr. McKeown. Magee as the first.

HIGGINS' GOOD CHARACTER.

"Frank Higgins said he would kill me if I told and I was afraid he would Mr. Magee of D. Magee's Sons, called get me before I was arrested. He told and sworn, said he knew the prisoner, me this the afternoon of the murder. who was about a year in his employ. and told me to say he was in the He had no fault to find with Higgins' character, and he left of his own ac-A bank book was here produced and cord. He appeared to be an unusually identified by the witness as the one he quiet boy, peaceable and of mild dishad in Salem. It showed a balance to position. He left in April or May a his credit of \$22.75 and bore the name year ago.

of Fred Goodspeed. Asked about James Barry, the principal of St. the trouble in St. Malachi's Malachi's Barry, the principal of St. Malachi's hall school, said he knew school, he said it was three years ago. The trouble between Witness went on to tell of circum-Witness went on to tell of circumhim and his teacher was because she stances of Goodspeed's expulsion, but hit him several times over the should-Mr. McKeown here objected to the er with a hardwood ruler. He said she evidence as irrelevant, and it was had a pick on him and used to beat ruled out. him four or five times a day. On the

Continuing, Mr. Barry said four time he was expelled he was beaten years ago Higgins was at the school and was a good boy in every respect for pinching Joe Murphy and pulling his ears or something. Then he threw and a regular attendant.

Frank Higgins was then called and more after that. Hit her every time sworn. He took his place easily in the dock and with one or two starting questions launched out into his story. He began at quarter past three.

"When I was locked up in jail," he "My name is Frank Higgins," he said, "it was Saturday night when said. "I reside at 59 St. Patrick street Sergt. Baxter came down. I had been in this city. I am 16 years of age. I there since one o'clock. Baxter spoke knew Willie Doherty and I know Fred to me first, and I didn't speak at all. Goodspeed. I remember Aug. 1 last. Then a little while afer the chief came Fred Goodspeed called at my home at down. He said I needn't tell him un- 10.20 that morning for me. He whistled less I wanted to. There were no prom- and we went up to the graveyard, ises held out to me and no one told me where we stayed till 12 o'clock.

I would not be punished if I told." Willie Doherty came up Sydney Coming back to the Sunday afternoor street about 11.15. He said he was goafter the murder at Mr. McKeown's ing to Brittain street with his father's direction, witness said that to the best of his knowledge he stayed around the until 12. e until quite late.

King street and boarded the the station. I had some and Detective Killen took \$4 om me after we were arrested. ad \$5 in my hat while we Matawamkeag jail and he d that.'.

my name as Marshall of Me. When we were going train Frank Higgins said we rive Marshall as our name. He told his mother he was going hat name. I never travelled nder a false name. I never name of Charles Higgins in

### about interviews in the police Goodspeed said .

## IOW HE CONFESSED.

Saturday I was brought back ter came to the door of asked me if Higgins did the He said I needn't speak, nod my head. I did so. Up had told nobody about it. Earle about it too, and I think ark came to the cell that afand asked me what I knew murder. He did not say it better for me to tell, and eedn't unless I wanted.' ig 6 o'clock, court adjourned m. the following day.

# LORD ROBERTS

s British Soldiers and British Officers.

ON. Sept. 19 .- A special order onight by Earl Roberts, comin-chief, says that his experi-South Africa brought to him ation of the fact that British cannot yet take the fullest adof the admirable weapons fur-

Roberts criticises British offitheir lack of interest in shoottice, and reminds them that tics are likely to fail if the ty of fire is not establish usion the commander-in-chief to hold general officers ree for attaining a firing standhe highest efficiency, and says eafter no other will be satisfactory.

STING WHEAT IN MANI--TOBA.

reports from the Canadian st speak encouragingly of the is under which harvesting is one. The Ogilvie Flour Mills ch grinds only the highest of Manitoba wheat, will thereno difficulty in obtaining its ality of flour this season. Flours are splendid for loaf

Cas	storia always bears the Signature	1
л. Ко.	of Chas. H. Fletcher.	14
14.1		AR.

aby was sick, we gave her Castoria. was a Child, she cried for Castoria. became Miss, she clung to Castoria. ad Children, she gave them Castoria.

tion of an accent. At Mr. McKeown's request he repeated his account of one occurrence five times in quick succession, and, about one half hour later. syllable. Little adjectives, unimpor minutely exact. All through the morning session

tant qualifying words, he used in dihelp!' rect examination were repeated each time with glib carelessness. Had he and ran as fast as I could to the busness heen reading his evidence from a printed page he could not have been more As it stands now, the jury have two stories exactly opposite in effect. down. Goodspeed as supported by several minor bits of testimony about Higgin owning' the revolver and making threats against Doherty, and is depreciated by more serious contradic tions in the chief witness' own testimony. Higgins' evidence comes rather late and motives might be imputed for his giving it, but his story in itself is straight and so far he has been made to contradict himself in not the smal- at me and I fired at him as he was lest detail. Unless the crown can running." show today certain discrepancies or

falsities in it, the jury in deciding will be placed in an anxious position. THE DAY'S EVENTS.

Goodspeed stood under the fierce cross fire of Mr. Mullin's questioning and bore up well. Confused, he involved himself in several serious discrepancies, but each time extricated hir self without greatly damaging his credibility. The burden of the questions hurled at him tended to elicit admissions that he knew more of the crime than he had previously acknowledged, and after he had for this.' under the strain that day nearly two hours he was confronted with a fire of questions charging him directly with the commission of the crime. To each of these he gave an unhesitating and emphatic negative. "Didn't you fire the shots?" "Didn't you borrow the pistol?" "Didn't you want to burn the body afterward?

brought a succession of indignantly decisive "No sirs" as the little wit ness, grasping the sides of the dock, put the whole force of his diminutiv body into the replys that hurled back the counsel's imputations. ROCKS ON THE DEAD FACE. Then he picked up two big stones

removed with his own hands the halo of innoncence. which sympathizing friends have placed upon his brows For even admitting his total freedom from the greater crime, he stands con victed by his own admission of several ourglaries which have heretofore puzzled the police.

### FRANK HIGGINS CALLED.

Then came the afternoon session with its crowded expectancy, and the defence opened its case. Mr. Mullin in eloquent introductory sketched his line of battle and revealed, what he had hitherto successfully concealed, that the defense by putting the prisoner on the stand in his own behalf would at tempt to fix the burden of the crime upon the boy whose convincing testimony had drawn the suspicion of all to his own client. A couple of minors testified to the previous good character of the prisoner and then Frank Higigns himself

was called. The crowd about and within the railing leaned forward with a rustle

twice more without the change of a when I heard four or five shots go off and heard Doherty cry "Help, Higgie, Then I came out from the bushes scene. I saw Goodspeed standing with the revolver in his hand. Willie Doherty was on his back on the ground with his chest heaving up and GOODSPEED SHOOTS. I asked Goodspeed if he did the ooting and he said yes. I asked him how and he said "Doherty asked me for the revolver Mr. Morrill. and I refused to give it to him. Doherty tried to take it and I pointed it at him, not intending to shoot, and he turned and ran away to get a rock to throw

CRYS FOR HELP

Then I went into the bushes

I went to Doherty and spoke to him but got no answer. His chest and stomach had stopped moving. I told Goodspeed I thought he was dead.

GOODSPEED FRENZIED. Goodspeed said: "Take your damned

revolver. If you had kept it this wouldn't have happened.' I wouldn't touch it and told him he could keep it now. Then Goodsp ran with the revolver in his right hand and felt with his left hand down inside Doherty's shirt and said: I'LL BE HUNG FOR THIS.

"My God, he's dead, and I'll be hung Then he raised his right hand and brought the revolver down on Doherty's head several times. I caught hold of him in my arms and held him till he was quiet again.

Then he turned and said, "Look here Higgins, if you tell on me I'll swear to God you shot him, and as it was your revolver they'll believe me." I was scared and I said I wouldn't tell. Goodspeed put the revolver in his pocket and asked me if I'd help bury the body. I said yes.

During it all, though nothing of great importance was detracted from and pegged them, one after the other, his original testimony, he incidentally on Willie's head. I told him to stop, and then I helped him get sticks and brush and long grass to cover him up. I picked up a piece of paper and hung it on a tree near the body so that it might be liscovered. Then we came to town, down Lover's Lane, out Gil-

bert's Lane to the I. C. R. track, across the Marsh Bridge and along Erin street. Here Goodspeed offered me the revolver again and I told him I woudn't take it, that he could keep in

now. He said he would chuck it in Marsh Creek, and I said "all right." THREW REVOLVER IN CREEK. Goodspeed asked me to walk to the creek with him and we went to Sandy Bank and down to the edge of the

water, where he chucked the revolver in. We both came up along Eldon street, in along the track to the foot of Brunswick street, then up to Clar-

ence street, where I left him and went home. He went on up the track. TO SET DOHERTY ON FIRE.

After supper I saw Goodspeed about

ty that lives on Brussels street, and a er asked him to go out to the park at | boy named Flaherty. I went to the tanyard about a quarter past seven.

Higgins came alone about five minthat night." utes afterwards, then Walter Brown, Willie Flaherty and the Doherty boy Questioned closely whether he had not come down the Opera House alley about 7.30 the day Doherty was killed, met came about half-past seven. After they came Higgins and I stayed about Higgins at the foot and went up Union fifteen minutes and about a quarter to and out Waterloo, witness insisted that

eight went to the graveyard. he was not near the Opera House that JURYMAN SPEAKS night. He swore positively again and convincingly that he did not go out to Juror Fitzgerald here arose and stat-

the park that night with Frank Higed that some of the counsel in the room were winking at the witness as he was giving testimony. Theirs was Do you swear that you were not out behind the park the afternoon of the a painful position, and they wanted to nurder, sitting down about fifteen get the evidence without interference. minutes? asked Mr. Mullin. He said the lawyer who winked was 'We were picking berries all the

Mr. Morrill arose and said the stateternoon. Ther, was nothing said about ment was absolutely without foundation. Since his client had been on the oming home as we came in towards he park. I was in the lead and constand he had refrained from visiting tinded so. Willie and Frank were to the witness, and had not tried to ingether. Sometimes I was quite a bit fluence him even by a look. . ahead, about 20 feet, and sometime To Mr. Mullin's sharp questions wit-

they were close up. Just before the shooting Willie Doherty caught up to ness swore he was down to the tanyard that night and met Higgins there. He had no candy then, but had some me. HIGGINS OR GOODSPEED. on Sunday which he had stolen from

Phillips & Foley's that day. He gave Then Mr. Mullin sprang his sensasome to the boys in the tanyard late on Sunday afternoon, about four or "Didn't you fire the shots that killed half-past. Doherty," he thundered unexpectedly. You have already sworn that

you ly. ere not out of the house that after-"No, sir, I did not," came the answer noon, because it was wet," said Mr. sharp and clear.

Didn't you borrow the pistol from Higgins on the hill in the rear when "No sir. I remember now that it was Monday that we met. I stayed in the you sat and kill Doherty yourself? house all Sunday afternoon, but Mon-day I was out. I think I was out on 'No. sir." like a shot. Didn't Higgins go down in the bushes too. It was wet when Frank Higgins and I were out in the park."

told him you had shot Doherty and said if he told you'd swear so help A LITTLE MIXED. you God that it was he that did the Pressed with fierce questions witness murder, because it was his pistol?" "No, sir, I did not." said he couldn't swear it was not Monday afternoon. He would swear that "Didn't you hit Doherty over the it was misting Monday afternoon when head with the revolver?". "No, sir; it was Higgins did that." they were out in the park.

Will you swear that you were in the "Wasn't the murder done about 5 house all Sunday afternoon? o'clock, and didn't you cross the Marsh bridge just as the whistles were Then what de you mean by saying blowing?' that you were in the 'tan yard at half-"No, sir?"

past four that afternoon? "Didn't you throw the revolver into "I can't explain it. I didn't stay in the house all Sunday afternoon the creek? "No. sir." came out about four o'clock. I don't

"How did you know so nearly where think I said yesterday that I was in the house all the afternoon. I'll swear the revolver was then?" that I said yesterday that I left the INTENDED TO TELL.

house about half-past four and gave I saw where Frank Higgins threw the boys in the tan yard some candy." it. I watched closely because I intend-Later, correcting himself, he said 'he ed to tell afterwards where it was. I thought he said that yesterday but was did not tell anyone up to the time I was I was questioned by the

not sure. Pressed closer he said he did not think he was in the tan yard Sunpolice but I never told until after I was day, evening. He was in the graveyard in jail. that evening and met Frank Higgins. To the judge-I saw Frank Higgins and other boys. Alexander was not there then. He had the key when they

put a newspaper up on a bush near where the body was covered up. He said it was to mark the spot. He stole the candy and they went in together. This was about eight or nine didn't say why. He didn't try to set clock Sunday morning. They went fire to the bush and he never told me in the back door and witness acknowledged that he took all the candy he of doing so afterwards. The following could safely carry away and Alexander

Monday when Higgins went out to the spot he was only out there a few minutes to see if the body was all right. I didn't like to go out.

Before Higgins rolled the body down with his foot he put the revolver in his pocket. Didn't know it was empty until I saw it after it was taken out of there with the boys. But I was there the creek. Higgins and I often talked Saturday night too. I never swore I about the murder afterward. The boys

wasn't there then. On Friday night didn't miss Doherty, but Higgins before of expectancy. The prisoner stepped 7.30, coming down Union Alley, and he screnely from the dock and walked for- they asked told the whole crowd in presenting the prisoner at the bar.

"I don't think I went out before tea," all and we did not go out there that he said," I remember going to the night. I was not at the Opera House graveyard, meeting Frank Higgins and going to the tanyard. When Higgins and I were in the graveyard the

Friday of the murder I didn't know he had any revolver. Asked about his friendship with the different boys he said he used to go the graveyard with it about ten minaround with Willie Doherty the m The day they went out to the park they

THE CONFESSION.

out to get a feed of berries. In response to continued questions witnes retold the story of the walk with Higgins and Deherty around the park before the particular attention of th relative positions of the three. To the judge: "I don't know why time and never sat down the whole af-Higgins, killed him. He never told me

afterwards any reason for his doing it. LONG STRAIN OVER.

It was now a quarter to one and the little chap, after a most trying inquisition of two hours and a half stepped down from the stand with an air of reief and was taken back to his cell. Chief Clark was then called and asked about Goodsneed's confession swore he had warned him not to speal and declared that no inducements ha been held out.

Court here adjourned to 2.30.

## AFTERNOON SESSION.

At the opening of the afternoon se sion Mr. Mullin requested that Goodspeed be recalled in order that he might question him further about the Kennedy burglary. He wished to ask for awhile and when he came up you him if he had not told a certain person about it. and later he intended to produce this person as a witness. Mr. McKeown insisted that this ground had already been covered and that the matter was not matured to the issue. But upon Mr. Mullin's state ment that he would only examine th witness on this one point he consented and Goodspeed was again brought in and put on the stand.

> GOODSPEED CAUGHT IN A LIE. "You stated this morning," said Mr Mullin, "that you and Holm did not break into Kennedy's store." "Yes, sir," was the sharp answer. "Did you break into it with Holm?" 'Yes, sir," came the unexpected re

"Then you were telling a falsehood this morning and you knew you were?" "Yes, sir. I was there at the time, but I waited ; outside while Holn went in. I never told anybody I was in the store. I don't remember telling anyone that Holm and I robbed the store. I may have told Harry Alexander, but I don't remember." Mr. McKeown announced that the prosecution rested its case here, and Mr. Mullin proceeded to open the case for the defense in a strong and elo-

quent, speech unexpectedly sensational. THE CASE OF THE DEFENSE.

In introduction he referred to the

momentious case under consideration, one of the most dreadful in the history of the province. As to who was the perpetrator of the crime it was the body. When he came back we startjury's duty to decide. The issue of ed for town. On the way Goodspeed life and death was in their hands. In outlining his course of defense, he told

(Continued on Page Seven.)

COME OUT AND SHOOT BIRDS Goodspeed asked me if I had my re

volver home. I said I had, and he asked me to come out to the park that afternoon and shoot birds and squirrels. I told him I only had five cartridges, and he said that would do. So said I'd bring it, and I came up to utes to one.

I met Doherty in the graveyard and were all on friendly terms and went Fred Goodspeed came along about ten minutes to one. Harry Kelly, and Clifford King were there. Kelly saw the revolver in my pocket. He said to me, put it out of that, and I told him I had no other pocket to put it in. King didn't know I had a revolver. I don't remember whether he said anything about the revolver or not.

"LOOK AT TRACY."

When Fred came along he asked me if I had brought my revolver. I said yes, and I took it out of my pocket and gave it to him. I also gave him the cartridges, and he put them in the revolver, and standing on a tombstone, pointed it at me and said, "Look at Harry Tracy.'

Shortly after Kelly and King left. Goodspeed said, "Let's go out to the Park and shoot birds and squirrels." Then we started, and going out the lane we met a roung man named John Baird. Doherty asked him for a cigarette and he asked us if there were any girls out in the Park.

Goodspeed said, " a sporty fellow like you could get a girl easy enough.'

We passed him again, and walked up the road into the Park and out past the refreshment rooms. Doherty and Goodspeed stopped to look at the bears and I went down in the woods to pick berries. We stayed around, there about an hour and then went around to the end of Gilbert's Lane by the white house there.

There was an old man and a boy by the house and Goodspeed asked the way out to Dave Connell's house.

Continuing from this point, Higgins gave the evidence quoted above, telling of the murder and the subs walk into town and out to the Park again that night.

Asked about the times he had seen Goodspeed on the days following the murder, he said:

After that night I saw Goodspeed in the tanyard at one o'clock Saturday afternoon. We went to the ball game on the athletic grounds. Saw him next on Union street at 12.30 Sunday. We were sitting on the steps by Kee & Burgess' store and he had a bit of candy. I asked him where he got it and he said he had gone in the door of Phillips & Foley's and had stolen it. I left him at Golden Ball corner at 1.15. I did not see him again until Sunday evening, when he came down to the tanyard. I did not leave there and go to the graveyard. Goodspeed's statement that I did was false. Monday morning I met him out at the breakwater, where he was fishing. He left his pole with his little brother and sister and asked me to come out to the park again with him. We went out Gilbert's Lane to the park entrance and out Lovers' Lane, where I waited until Goodspeed went out toward the