

WITNESS SWEARS NOAH STRUCK THE BLOW WHICH CAUSED THE DEATH OF INDIAN FOX

Murder Trial Opened at the Court House Today.

Defense Seeks To Establish a Drunken Brawl at Dance.

But Alexander Dolsen Would Not Admit He Had Whisky to Drink the Night of the Crime.

The Noah murder trial opened at 10 o'clock this morning at the assizes, before Chief Justice Sir Wm. Meredith. Crown Attorney E. Sidney Smith, K. C., of Stratford, who will conduct the crown's case, briefly outlined the crime with which the prisoner is charged.

Thomas Noah and Absalom Fox, both Muncie Indians, had attended a dance on the Muncie Reserve on the night of May 2 last.

About 2 o'clock in the morning, Noah is alleged to have been sitting in a buggy standing in the road. He was talking to Fox.

The Stabbing.
A few moments later Fox was stabbed in the forehead with a large pocketknife which is alleged to have belonged to the prisoner.

The first witness called was Mr. McBride, the local architect, who submitted a plan of the scene of the crime.

Was At the Dance.

Alexander Dobson, an Indian testified that he had been present at the dance on the night of the murder. Some time after 1 o'clock in the morning he left the house, and had seen Noah, who was in a buggy in the road just outside the fence of the place the dance was being held at, make a motion as if to strike Fox, who was standing alongside the buggy.

Says Noah Did It.

Then the witness saw Noah make a motion as if he was throwing something across the road.

The witness stated that the moon was very bright on the night in question, and that he was positive that Noah was the man who had struck Fox.

The Cross-Examination.

Mr. Meredith, K. C., who, in conjunction with Mr. J. C. Judd, and Mr. R. M. C. Toole, is conducting the case for the defense, asked witness whether he did not attend the dance because he knew there was going to be a row.

"Did you carry a knife with you?" asked Mr. Meredith.

"I did," was the reply. "I have it here." Witness produced a common, one-bladed pocketknife of the 25-cent variety.

"Did you drink whisky at the dance?" queried Mr. Meredith.

"I drank something that tasted like whisky, but it was very flat, if it was

whisky, and had no effect," the witness answered.

Witness testified that Noah had not drank any whisky that night, to his knowledge.

Whisky at the Dance.

After attempting unsuccessfully for some time to procure a positive statement from the witness Dolsen that it was whisky which he drank at the dance, Mr. Meredith allowed him to leave the stand.

Dr. McEwen.

Dr. McEwen, of Melbourne, testified to having been aroused at 3 o'clock on the morning of May 3, by Dolsen, who was driving a buggy. Dolsen had said: "There is a man hurt up at Delaney house. Come right up there."

Witness dressed as quickly as possible and drove to the scene of the tragedy.

Fox was lying when Dr. McEwen arrived, but expired shortly afterward.

Three Inches Long.

Witness had found a knife blade about three inches long embedded in the unfortunate man's forehead. The blade had penetrated the brain.

Court adjourned at 12:45 until 2 o'clock.

Annie Fisher.

It is very probable that Annie Fisher, the Indian girl, who was said to have been in the buggy just previous to the murder, or possibly at the time of the murder, will testify late this afternoon.

Miss Fisher is looked upon as a most important witness by the crown.

HITS A LIGHTSHIP

British Ship Port Patrick in Difficulty Off the Coast of Washington.

Victoria, B. C., Jan. 8. — The British ship Port Patrick, which was in collision with the Columbia bar lightship on Friday, was almost totally wrecked and her carpenter was washed overboard on an outlying rock.

The Washington coast, near Gray's Harbor, on the following morning, the Port Patrick has been towed here by the Sea Lion for repairs, having been picked up with cargo shifted, listed, and in a leaking condition, off Cape Flattery. The Port Patrick will have to discharge her cargo of wheat from Portland from Europe and dock for repairs.

DECISION FOR ONTARIO

Dispute Over School Fund Distribution Decided in Favor of Province.

Toronto, Jan. 8. — Judgment in favor of the Province of Ontario has been given in the school fund case by the board of arbitrators for the settlement of accounts outstanding between the Dominion of Canada and the Province of Ontario and Quebec. This decision of Sir John Boyd, chancellor of Ontario, Mr. Justice Burridge, and Sir Francis Langelle, of the Quebec bench, means that Ontario will be saved the necessity of paying to Quebec its proportion of \$300,000 involved in the case.

The motion was made in December last by the Province of Quebec for particular relief regarding part of the lands set aside for the school fund prior to Confederation. Some years ago, the then existing Government of this Province remitted part of the sums due by purchasers of these properties to Quebec, and the result was that it was entitled to its proportion of the amount not collected. It is believed that the arbitrators declined to admit this claim, on the ground that they had no jurisdiction in such cases.

TOM L. STUCK FOR \$20,000

Must Pay Big Coal Bill He Guaranteed for a Traction Company.

Cincinnati, Jan. 8. — Mayor Tom Johnson, of Cleveland, must pay a \$20,000 coal bill to the Charles D. Norton Company, coal dealers, of Philadelphia, according to a decision by the United States circuit court of appeals handed down yesterday.

The company supplies the Philadelphia and Lehigh Valley Traction Company, with coal, and Johnson guaranteed the payment of the traction company's bills up to \$20,000. The bill was latently in the hands of a receiver, and the Norton Coal Company sued Johnson for the \$20,000.

Johnson objected, alleging the effect of the Norton Company to collect the bill from the traction company released him from liability on the guarantee, inasmuch as the company did not exhaust its resources against the original debtor.

The federal court at Cleveland decided against him and he appealed. The circuit of appeals upholds the Cleveland court.

GREAT DEPOT FIRE.

Port Worth, Texas, Jan. 8. — The Texas and Pacific freight depot was totally destroyed by fire last night. The building was isolated and switch engines succeeded in dragging hundreds of cars out of danger. The depot was of brick and steel construction, and cost \$150,000. It is estimated that it contained \$100,000 worth of freight which was entirely destroyed.

Have Taken the Oath.

All the aldermen have taken the oath of office with the exception of Ald. Gerry, Mr. Robt. Parsons and Ald. Saunders. It is expected they will do so this afternoon.

Strathroy Man Had a Narrow Escape Fell Into Clutches of Local Crook

But Was Rescued By Policeman — John Donahue Earns Six Months.

That John Thompson, of Strathroy, escaped being robbed, and probably something worse, is due alone to the vigilance of the local police.

Thompson, it seems, came here from Strathroy yesterday, and celebrated all the afternoon and evening.

By 11 o'clock he was so intoxicated that he did not know where he was, and started down Whisky Row.

Very unwisely he pulled out a handful of money, and this evidently attracted a well-known crook, named John Donahue, who has a long police record for theft.

Donahue took the helplessly drunken man down King street.

Policeman Followed.

P. C. Fish, who was on duty, kept his eye on the pair, and followed a short distance behind them.

When in a very dark place near the George White & Sons' works, the policeman heard Thompson make an outcry, and told Donahue to take his hand out of his pocket.

The policeman took a hand in just here, and arrested Donahue, turning him over to Sgt. Green, whom he met at the corner of King and Talbot streets.

Having discovered that Thompson was staying at the Tecumseh House, P. C. Fish proceeded to take him there, when Thompson suddenly discovered that two \$10 bills he had had in his vest-pocket were missing.

Threw Bills Away.

Sgt. Green was called back, and Donahue searched, but it is believed he threw the bills away.

Some loose change was found in his pockets, which Donahue said Thompson had given him.

The case was so clear and Donahue's record so bad, that Magistrate Love had no hesitation in sending him to the Central Prison for six months.

Two first-time drunks were allowed to go.

GRAND TRUNK CARMEN ASK FOR ARBITRATION

[Special To The Advertiser.]

Ottawa, Jan. 8. — The Grand Trunk Railway carmen, who are in all, have asked the labor department for a board of conciliation. The men would be represented by J. H. McVitt, of Vancouver. Professor Short has been appointed chairman of the board to settle difference between the Canadian Northern and their engineers, firemen and hostlers.

RAGGED WANDERER SAID TO BE INSANE

Middle-Aged Immigrant Homeless and Irresponsible, Placed Under Arrest.

Kenneth MacKenzie, a middle-aged Scotch immigrant, was arrested yesterday in Westminster Township by County Constable Shaver on a charge of insanity.

MacKenzie is said to have been sent here by an emigration agency some eight months ago.

Of late he has been sleeping in barns and outhouses, and the people of Westminster entered a complaint against him.

It is thought that hardships and privations have driven him insane. Squire Chittick remanded MacKenzie until next Saturday.

The prisoner is aged in appearance, but gave his age as 37. He looks at least 50. When arrested MacKenzie was a veritable bundle of rags.

POISONED THROUGH PIMPLE

Brampton, Jan. 8. — Death from blood poisoning, caused by scratching a small pimple on his face while assisting to lay out his dead father-in-law, was the fate of Alexander Broddy who died this morning.

James Tallis died a week ago from erysipelas, and when undertakers were preparing the body for burial Broddy assisted to shave the old man, inadvertently scratching a small pimple on his face, and inoculating it with erysipelas poison from the dead man's face. Death ensued in a week from blood poisoning despite expert medical treatment. He was a nephew of Sheriff Broddy, and town tax collector. His wife, the sole survivor, feared to go near the victim for fear of contracting the disease.

THE WEATHER.

TOMORROW—FAIR AND COLD.

FORECASTS.

Toronto, Jan. 9-5 a.m. Today—Strong northerly winds; fair, becoming colder; local snow flurries. Thursday—Northerly winds; fair and moderately cold.

Local Temperatures

The temperatures recorded at the local observatory yesterday were: Highest, 35°; lowest, 27.5° above zero.

TEMPERATURES.

Stations.	8 a.m.	Min.	Weather.
Calgary	22	20	Clear
Winnipeg	12	10	Clear
Port Arthur	10	8	Snow
Parry Sound	20	18	Fair
Toronto	24	24	Fair
Ottawa	28	26	Cloudy
Montreal	30	28	Cloudy
Quebec	32	30	Rain

Minus (—) means below zero.

The first column in the above table records the temperature at 8 o'clock this morning, and the second column records the minimum temperatures during the 24 hours previous.

WEATHER NOTES.

The disturbance which was over South Carolina yesterday has developed into a very severe storm, which is now centered in the State of Maine.

Heavy gales are blowing in Quebec and the Maritime Provinces.

The weather has turned colder in Manitoba, but continues mild further west.

YESTERDAY'S TEMPERATURES.

Minimum and maximum temperatures: Victoria, 40-46; Vancouver, 36-44; Kamloops, 36-38; Battleford, 16-30; Prince Albert, 4-22; Calgary, 16-30; Regina, 14-26; Winnipeg, 6-20; Port Arthur, 20-28; Parry Sound, 30-36; Toronto, 30-36; Montreal, 32-32; Quebec, 16-34; St. John, 20-42; Halifax, 14-40.



THE LATE PETER STEELE.
Former Londoner Who Was Killed at Carleton Junction.

CONGRATULATIONS FOR MAYOR-ELECT

Mr. Stevely's Many Friends Are Much Elated at His Success.

Mayor-elect Stevely was in receipt this morning of bundles of telegrams and letters of congratulation from friends. They came from California, Chicago, Des Moines (Iowa), Buffalo, Detroit, Cleveland, Toronto, Hamilton, Ottawa, New York and other places. He has written's cramp answering his correspondence.

NOTHING IN IT

No British Regiment to Garrison Halifax, Says Militia Department.

[Special To The Advertiser.]

Ottawa, Ont., Jan. 8. — A newspaper report from Halifax says that a British regiment is to be placed in charge of the Halifax garrison. The militia department here says that there is no truth in the report.

TO EXTEND WIRELESS

Marconi Plans Station in Vancouver and Asia.

Halifax, N. S., Jan. 8. — The question of erecting wireless stations in Vancouver and Hong Kong by which messages could be flashed all around the world, is one reason that is taking Signor Marconi away from his experiments at Glace Bay. Before sailing for England on the Allan liner Tuscan the inventor said that when he returns to Nova Scotia, in about two months, he will have a definite announcement to make.

"There will be absolutely no difficulty in transmitting messages from Glace Bay to Vancouver," said Mr. Marconi, "and the erection of a station in Winnipeg will depend on whether we decide to compete for the inland business."

Mr. Marconi said it has not been decided where the station in Asia will be erected. This also will be decided by his visit.

Said Whites Will Remain in London

The statement was made this morning that the firm of George White & Sons, as a result of the passing of the Niagara power bylaw in this city, has practically decided to remain here, and has given up the idea of removing to St. Catharines.

The firm expect to be able to obtain a telegraph office, and Mr. R. Telford will have charge of it as night agent. Mr. Johnston, who has been clerk in the day office, has been transferred to the downtown office.

A number of clerks have been notified that they may expect to be laid off shortly.

Changes Made at the C. P. R. Depot

That the Canadian Pacific Railway is following its policy of retrenchment is evidenced by the fact that about fifteen members of the bridge construction gang, whose headquarters are in this city, were laid off indefinitely yesterday.

Several changes were also made at the depot.

Said Whites Will Remain in London

Niagara power here as cheaply as it could in St. Catharines, and the unexcelled shipping facilities provided by London is cited as another very strong inducement for the firm staying here.

The Advertiser was unable to get in touch with a member of the firm today to verify the report.

Mr. Jones and the Water Question

"I have been considering several schemes," said Commissioner Jones this morning, "but I do not know what scheme we will submit to the people. We will have to submit some scheme, and we will do it shortly. I have not talked with the other members of the commission, so I do not know what we will do."

"I have had little time to discuss the water situation," said Mayor-Elect Stevely this morning. "I have not seen the other members, so I do not know what we will do. When we get together something will be done."

The first meeting of the water commission will be held next Tuesday at 4:30 o'clock, when a chairman will be chosen, and the work of the year commenced.

All Waitresses Are Not in the Union

A meeting of a number of the waitresses of the city hotels was held yesterday afternoon in the rooms of the Albion block with the object of forming a union. The meeting yesterday was simply for the purpose of organizing, and nothing definite was done. It is expected that another meeting will be held shortly.

Quite a number of the waitresses in different hotels are holding aloof from the organization and state that they will not join.

Organizer Fred Harding, who, it is understood, is forming the union, is in Sarnia today, and could not be seen.

Attention is called to the gigantic sale of furs at Jones' auction rooms today. Mr. Jones holds this sale annually, giving the citizens a chance to get first-class furs at their own price.

Receivership for C. and Great Western

London, Jan. 8. — The expected meeting of the noteholders of the Chicago Great Western Railway Company with A. B. Stickney, president of the company, was held this afternoon. It was decided to appoint a receiver for the company to maintain the status quo during the time necessary to prepare a first mortgage bond, covering all the indebtedness of the road, and to obtain a vote of the stockholders on this measure.

There were many noteholders at the meeting.

St. Paul, Minn., Jan. 8. — Frank Kellogg and other attorneys, representing

LONDON OLD BOY DIES OF INJURIES

[Special To The Advertiser.]
Ottawa, Jan. 8. — Peter Steele, the former London railwayman, who had both legs cut off in an accident at Carleton Junction, died in a local hospital Tuesday afternoon.

Ottawa, Jan. 8. — Arrangements have been completed for the funeral of Peter Steele, traveling chairman of the Brotherhood of Railway Trainmen, who died at St. Luke's Hospital here

LOCAL OPTION CARRIED THIRTY-ONE

Toronto, Jan. 8. — Further returns of the local option contests, with only 21 places yet to hear from, give the following results: Bylaw carried in 31 municipalities, 14 being towns or incorporated villages; lost through three-fifths clause in 24 places, 9 of these being towns or villages; defeated in 25 places, of which 15 are towns or villages. In the additional wins for local option 18 more bars will be cut off, making 95 so far to be closed.

Where Bylaw Carried.

Bexley	226	137
Calton	270	114
Durham	Maj. 12 over 3-5	
McKellar	Maj. 20 over 3-5	
Medonte		
Mulmur	461	196

Some Facts From Municipal Figures

Some very interesting statistics of the past municipal election have been compiled from the returns.

It will be good reading for the various candidates, and will give future candidates a line of "dope" upon which to figure in their contests.

The following candidates headed the poll by wards—Ward 1, Ferguson; ward 2, Stewart; ward 3, Rose; ward 4, Beattie.

Headed the poll in divisions—Beattie, 9-Ward 1, divisions 1, 2 and 3; ward 2, divisions 2, 6 and 7; ward 4, divisions 5, 6, 9 and 13.

Ald. Rose, 4-Ward 1, division 6; ward 3, divisions 4, 6, 7, 8, 11, 12 and 13.

Ald. Gerry, 6-Ward 1, divisions 9, 10, 11, 13; ward 2, division 9; ward 4, division 10.

Ald. Stewart, 4-Ward 1, division 2, and ward 4, divisions 1, 5 and 8.

Ald. Ferguson, 4-Ward 1, divisions 3, 8 and 11; ward 2, division 3.

Ald. Parsons, 4-Ward 3, division 10, and ward 4, divisions 4, 7 and 8.

Ald. Moorhead, 3-Ward 3, division 9, and Ward 4, divisions 2 and 3.

Ald. Saunders, 3-Ward 1, division 7, and Ward 4, divisions 1 and 11.

Ald. Stevenson, 2-Ward 3, divisions 1 and 2.

Youthful Burglars Were Captured

Detectives Nickle and Rider this morning captured the three lads who recently broke into the stores of Messrs. Brock and McMurtry, and stole therefrom several revolvers.

The boys appeared in the juvenile court and pleaded guilty. The case was adjourned for a week.

The lads are all sons of respectable citizens, and one of them is just ten years old.

Negro Murderer Executed at Toronto

John Boyd, the colored hotel porter who murdered E. Wandle, also colored, a restaurant keeper on York street, on July 11, was executed by hanging at the execution chamber was a disused cell, provided with a trapdoor and bolt, and in future will be set aside for execution purposes.

Boyd's pulse stopped nine minutes after the execution, and circulation five minutes later. Dr. C. R. Smith acted as sheriff's doctor, while Dr. J. E. Elliott conducted the inquest.

The crime for which Boyd died showed premeditation and a resolution to kill. On July 11, after a quarrel with Wandle about a woman, Boyd bought a revolver and went down to Wandle's restaurant, and hunted his victim from room to room, killing him with two shots. He was tried at the November assizes, and in spite of a strong plea for mercy by the jury, who found him guilty, was sentenced to death by Justice MacMahon.

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