

POOR COPY

THAT HORSEWHIPPING.

Continuation of the Case for the Complainant.

Who Struck the First Blow, Richards or Hannah?

Thursday afternoon, the cross-examination of the complainant Hannah was continued by Mr. Vanwart.

I am still in the employ of the Bank of N. A.

Q Does or does not your retaining your position in the Bank depend upon the result of this investigation?

A I cannot say.

Q Have you received notice from the Bank officials that unless you exculpate yourself from the charge of insulting Mrs. Richards, that your resignation would be accepted?

A No, I have had no notification to that effect.

Q Have you not so stated?

A No, I have stated that I had my doubts and thought that unless I cleared myself of this charge, that it might injure my position. That statement was not made in consequence of intimation from the Bank officials. I have my suspicions on the fact that the General Manager at Montreal is very strict. I know this charge has come to his knowledge. St. John is a friend of mine and we go together frequently. I was with him on the Monday night in question. We were walking Queen street together.

Re-examined by Mr. Gregory.

Mr. Richards told me that the alleged insult was. It was that we had gone up to Mrs. Richards' office and had been in her face, at Mr. Hansen's office the day of the circus, on Monday 14th July.

Q Did you at the time, in the place and way which Mr. Richards alleged you insulted his wife, do so?

A No sir, I did not on the Monday evening spoken of, on Queen street, in front of Hansen's office, but on any lady's face, either with St. John or alone. I communicated this affair to the General Manager at Montreal. I laid this information to clear myself from the public accusation made against me by Richards, of insulting a lady, and not to save my position in the Bank.

Re-examined by Mr. Gregory.

Sworn—I reside at Mrs. Barker's on Brunswick street. Have lived there about four months. I remember a part of the melee between Mr. Hannah and myself. Mr. Richards on the 19th July. On Saturday, 19th July, Mr. Hannah and I were standing at Davis' corner, and we saw Mr. Richards coming down Queen street to the Barker House, where he stood for a few minutes and then came towards us. When he got about 2 or 2 1/2 feet from Hannah and myself he unbuttoned his coat and took out a whip with which he aimed a blow at Hannah, which Hannah warded off with his left arm. Directly Hannah struck him with his cane and closed with him. After that I was pulled away by defendant's friends who knocked me down and kicked me. The next I remember was defendant attacking me after I had regained my feet. He struck a blow at me which I warded off with my left hand. I struck at him with my stick and directly after we were parted. I then saw Mr. Hannah struggling with some one, but could not say it was Richards. Some person parted them. I did not see any more. After the row was over, Hannah and I went home leaving the crowd there. I have heard Hannah's testimony, and was present at the conversation referred to in Hunt's drug-store. Messrs. Hannah, Allen, Hilliard, and myself were in the drug-store. Mr. Richards came in and beckoned to me and I went to him when he told me he also wanted to see Hannah. I called Hannah. Richards then accused both of having insulted his wife by having been in her face. Hannah and I both denied doing so, and asked Richards where, when and how it took place. Richards said he could not tell us then, but would find out and let us know. He also said that if we did not apologize we would have to take the consequences. On Friday evening Richards came in and told us the insult took place on Monday evening. Mr. Hannah said he had not the slightest knowledge of any insult. He told us that if we did not apologize next day he would either slap us in the mouth or horse-whip us. Mr. Hannah did not speak of by Mr. Richards' insult. Mrs. Richards or any other lady in the way that he described or in any other way. (Objected by Mr. Vanwart.)

Knowledge of any facts or circumstances in connection with Hannah which would warrant Mrs. Richards in supposing she was insulted. (Objected to, and disallowed.) I don't know Mrs. Richards down to the present moment. She has never been pointed out to me. I did not in company with Hannah on the occasion referred to by defendant insult Mrs. Richards or any other lady in the manner mentioned by Mr. Richards.

Cross-examined by Mr. Vanwart—From the time I first saw Richards strike at Hannah until Richards fell, no person interested in them. I saw Strickland when he came up. The three were on the ground when he got there.

Re-examined by Mr. Gregory—Richards backed out in a direct course from the edge of the platform where the crossing met it. He felt positive they did not back out to the west of the line of Queen street. When I was moving they might have been to the west of the Queen street line.

Joseph Paxton

Sworn—I am a printer in the Capital office, and was on the 19th of July. I saw part of the fracas between these parties but don't remember the date. I passed St. John and Hannah as I was going down to the Crown Land Office. Shortly after I passed I heard a disturbance and turning around saw Hannah and St. John punishing Richards pretty severely and forcing him across Regent street and were striking him with their canes. I saw some person dragging St. John off. The crowd then closed in and next I saw one or two men on St. John on the ground. On account of the crowd I did not see anything for some time. The next I saw was Richards striking at Hannah in the middle of the street opposite Cropley's. Hannah caught the whip and was driving Richards towards him.

Re-examined by Mr. Vanwart—When I first saw the encounter Richards appeared to have his back turned towards me with his arm up and his head down, both St. John and Hannah behind him.

Re-examined by Mr. Gregory—After the afternoon when in my store, I saw persons after being separated from Hannah. On the previous Monday evening I was in company with Hannah. We walked up and down the street, between Inches' and Davis, Staples & Co's. corner. We left the street a little after eight and went to the circus. During the time I was on Queen Street with Hannah we were not standing on Regent Street corner. We came to Queen Street again after the circus. We did not stand on Regent Street corner.

Q On that evening before going to the circus, on the corner, did not Hannah make this remark to you while ladies were passing, "Are those our dears?"

Ans. He certainly did not. I did not say "Oh no, those are two—cats." I was not in company that evening with John Vanwart. At no time that evening did Hannah make that remark to me and I reply to him. I have no business. I am a private gentleman. I had not been drinking on that Monday. I can't say whether I had soda water or not. I am not in the habit of drinking.

Harry Botsford

Sworn—I was on the corner of Regent street when the melee took place. I saw it from the Barker House. I was in front of the Barker House and saw Richards walking towards St. John and Hannah, who were in front of Davis' drug store. As soon as Richards got within striking distance, he raised a whip or stick and struck Hannah. Hannah and St. John then started at Richards with their canes and crowded Richards around the corner out of my sight. Richards passed me on his way down. I saw nothing in his hand. I thought he took the whip from under his coat, when within a couple of yards. He immediately struck at Hannah. I am sure of that. Hannah made no attempt to strike Richards before Richards struck at him. A very few people were present at first, but they gathered very rapidly. I saw Richards make a second attack on Hannah at Cropley's corner.

Cross-examined by Mr. Vanwart—After Richards had struck Hannah, Hannah and St. John both attacked Richards with their sticks, and backed him around Regent Street corner. When I got down I think I saw Richards on top of St. John who was down in the road opposite Cropley's corner. They backed Richards around Davis' corner on Regent Street. I am quite sure of that as far as I could see them. I took no part whatever in the affair.

Frank Clements

Sworn—I am a printer in the Capital office, and was on the 19th July last. I remember the fracas that occurred at the corner that day. I saw probably the most of it from the office window. I saw Hannah and St. John standing on Davis' corner. I saw Richards crossing Regent street and going towards them. When he got four or five feet from them he drew a whip from under his coat and just about that time I changed windows to get a better view. I saw Richards strike at Hannah. This was the first blow I saw. I moved about 15 feet. I don't know whether it was before or after I moved that I saw Richards strike. Immediately Hannah and St. John struck back with canes and closed on Richards. They threw Richards down and it appeared to me they were both on him. Harvey Strickland then came along and separated them; at that time I believe there were no other parties there. A crowd gathered immediately after that and it was impossible for me to see what happened. That is all I can say with any certainty. I saw Richards strike some one afterwards, but I could not tell whether it was St. John or Hannah; it was one of them. I did not see Hannah strike at Richards before Richards struck him. I cannot speak with certainty whether Hannah did strike him first or not, because I changed windows. If he did it must have been done when moving. I have not spoken to Mr. Richards before or since about the encounter.

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THE CENTRAL RAILWAY.

The Survey from Nashwaak Begun.

The General Course of the Line and the Available Subsidies.

Mr. Moses Burpee, C. E., yesterday began the survey of the Central Railway at the mouth of the Nashwaak. Two parties are now surveying the line—one at each end, and it is hoped that the Company will soon feel justified by the progress made in deciding upon the route and beginning the work of construction. Mr. Burpee has had a large experience in the location of railways, and may be trusted to find a line as easy of construction and generally as favorable as can be found.

What is the Central Railway?

Asked a gentleman, who is well informed on most topics. In enlightening him, THE GLEANER may enlighten others. And it may be remarked here that there is nothing concerning which the average run of mortals have less knowledge than that of existing and proposed railway routes.

The Central Railway is a line from Fredericton to the Intercolonial Railway at some point between Salisbury and St. John. It passes around the head of Grand Lake. From Nashwaak it goes down the St. John river for a few miles and gradually swinging back from the river ascend the highland and then go in as direct as possible a line to the crossing of Salmon River. Thence several routes have been proposed. One is to go straight on to the eastward to Salisbury or Pettkodiac. It was proposed if this route were adopted to build.

A Line Down Smith's Creek

to Sussex. The junction with the main line would be at Havlock Corner, in the heart of a very fine agricultural section. The Havlock Branch Dominion Subsidy would probably be available for the last twelve miles of the main line. Another route proposed is to build directly from the crossing at Salmon River to Sussex, and again it is proposed to build direct to Apohaqui. Indeed there is not a point between Sussex and St. John, which does not put forward a claim to be the junction of the Central with the Intercolonial. A route is proposed by which the Central would have an independent line into St. John. This would cross the Washademoak near Cole's Island, pass close to the head of the Bellisle and cross the Kennebec at Perry's Point.

The Subsidies

are as follows:—A Dominion Subsidy of \$30,000 per mile is available for that portion of the line between the I. O. R. and the head of Grand Lake, provided the point of junction between the two roads is at Sussex or some point west. A subsidy of \$3,000 per mile from the Province is available for the whole road.

The Directors of the Company are Charles Burpee, M. P., Alexander Gibson, Isaac Burpee, M. P., George G. King, M. P., L. F. Ferris of Waterborough, Q. C., U. W. Wetmore of St. John, J. A. Fenwick of Millstream, K. C., and G. H. White of Sussex. Mr. Charles Burpee is the President.

A great part of this railway will pass through unsettled country, although there are some sections along all the routes not yet occupied, in which there is a considerable quantity of good land. It will pass directly through the coal fields.

The Road was Projected

in 1871, the principal persons concerned in the original organization being Messrs. Gibson, Covert, Innes, Wetmore, White, Pickard, Fenwick, John Ferris, and C. H. Hallett. The Company was formed for the purpose of procuring the \$30,000 per mile subsidy. On applying to the Government for the subsidy they were met by the objection that it was not enough to enable them to build the line, and it was suggested that if they had the rails the subsidy would be given them. Mr. Mackenzie was then in power. Application was made to him for old rails which was granted. This being communicated to the Government an agreement for the construction of the road was made. Political considerations intervened and the Government backed down from its agreement, and the subsidy went to the Grand Southern. The Central project remained therefore in abeyance until this year. This history of the project since its revival has already been given.

Jewellery Store.

On Wednesday last Mrs. Walsh, wife of Mr. James Walsh, who keeps an hotel in St. Mary's, discovered that some unknown person or persons had entered her room and opened a trunk, and stolen from a box in the trunk a pair of gold ear-rings, two gold finger-rings, a \$5 gold piece, a \$250 gold piece and about \$2 in silver. Sunday last is the last time she remembers of seeing the articles and money in their places. Suspicion was directed against a domestic in the employ of Mrs. Walsh, but she, when interrogated, denied having any knowledge of the theft. Both Mr. and Mrs. Walsh are making all the efforts in their power to regain their lost property, but so far their efforts have been futile. Mrs. Walsh feels the loss all the more keenly on account of one of the rings stolen being her wedding ring, and therefore of a value to her far beyond its intrinsic worth.

Minor Matters.

Pic-nic at the Hermitage on Tuesday next. The St. Ann's Boat Club Moonlight Excursion takes place on Tuesday next.

St. John Circuit Court opens on Tuesday; Judge Wetmore will preside. Denis Conigan's trial will take place at that Court.

Pat. McKenna, of Parrabro, forged his father's name to a \$200 note a short time ago.

A few days ago a sailor in St. John was robbed of \$25 on the highway, by a couple of men who seized him from behind, threw him down and rifled his pockets.

Going Fishing.

On Monday Judge Steadman, Hon. Mr. Randolph, Dr. Stone of Boston and Mr. J. H. Phair will go on a fishing cruise to the South-west Miramichi.

SPORTING NEWS.

"208, and May Be Less."

CINCINNATI, O., Aug. 5, 1884. The Herald correspondent had a chat to-day with Capt. George N. Stone, the original owner of Maud S., who had just returned from Cleveland. Speaking of his darling's recent triumph at Cleveland, he exclaimed with enthusiasm: "Everything was against the mare. In the first place, she had not done any work since July 23, when she ran two miles, making each in 2:19 1/2. In the second place, the track was soggy in places. I did not feel at all sure that she would make any unusually fast time, and, having kept silent, her appearance on the track was a surprise to all."

"Do you think she can beat 2:09?" the reporter asked.

"I know she can. With every condition favorable, she can get down to 2:08, and may be less."

"Will she ever be speeded on a track again?"

"I don't know. May be she will some time or other."

"How much truth is there in the story telegraphed all over the country that Fair received \$10,000 for beating the record?"

"There is not a word of truth in it. I know positively, because Mr. Vanderbilt transacts all business pertaining to the mare through me."

Teemer and Hanlan.

A Toronto despatch of the 5th inst. says:—There is a proposition made here to arrange a meeting between John Teemer and Edward Hanlan on the return of the latter from Australia in the autumn. Those who backed Hanlan in previous contests are willing to put up any reasonable amount on the Canadian champion if satisfactory arrangements can be made with Teemer's friends.

At the Pullman (Ill.) regatta, it will be remembered, Hanlan said Teemer pushed him harder than any man he had ever met, and a contest just now between them would be likely to prove of unbounded interest. As Hanlan leaves for Europe by the way of New York shortly after his return here, it is thought by many of his friends that a race might be rowed on the other side of the line.

Notes.

The game between the Halifax Wanderers and the St. John Eleven in St. John yesterday, resulted in forty runs for the Wanderers first inning, and twenty-one runs for the St. John men for five wickets, when the game was called at six o'clock. The match will be finished to-day.

Nagle and McCormack are both practicing steadily on the Bay, the former assisted by Wall. Nagle states that he was never in as fine a condition as at present.

The annual seal race, for the championship of Halifax harbor, will take place on Wednesday next.

Ross, Plained, Riley, Lee and others are to row in a regatta at Richfield Springs, N. Y., Aug. 12.

On Monday the Wanderers defeated the Wolfville club by a score of 112 to 97 runs in an outing.