

TRUE BILL AGAINST THOS. NOAH INDIAN CHARGED WITH MURDER

Case of McCabe Vs. C. P. R. Occupied Attention of
Assizes This Morning and Afternoon—
Many Witnesses Testify.

The fall assizes, which opened here yesterday before Mr. Justice Teetzel, were entirely given over to the hearing of the McCabe vs. C. P. R. case this morning. Alexander McCabe is suing the railroad to recover \$5,000 for injuries received last November at Tillsonburg.

According to the plaintiff's own testimony, he was employed as a brakeman for the defendant company, and was accustomed to running into Tillsonburg. On the day of the accident his train had pulled into the siding at that place, and he, in accordance with instructions from the conductor, had gone beneath the train to uncouple the air hose, when the train started, causing him to be dragged some distance, and inflicting serious injuries.

Conductor Grant, who had charge of the train testified that he had not given McCabe orders to go beneath the train. "At all events," said he, "if I did I have forgotten about it."

Engineer's Evidence.
Charles Hutton, the engineer of the train, testified that in his opinion the action of McCabe in going under the train was uncalled for, and that a man was taking his life in his hands when he did so, inasmuch as the train was then about to start or was already in motion. He had received a signal from the conductor on the caboose, and at the time had seen McCabe standing on the steps of one of the cars. He had not known that the man intended going under the cars.

Must Obey Orders.
Several other witnesses testified that in their opinions it was unnecessary to uncouple the air hose at the time McCabe attempted to do so. They admitted, however, that if a man was ordered by the conductor to go under

the train while it was standing that it was his duty to obey orders. Even the evidence adduced it was learned that McCabe had been dragged perhaps two car lengths before the train was stopped in response to an emergency signal from the head brakeman, who had gone ahead to open the switch onto the main line.

A True Bill.
The grand jury this morning brought in a true bill against Thomas Noah who is charged with the murder of another Indian named Fox. Counsel for Noah is asking for a postponement of the trial. The jury was still considering the Burton case this afternoon.

Afternoon Session.
Yesterday afternoon's session of the assizes were chiefly given over to the hearing of arguments for postponement of actions, and the argument of counsel in the insurance case of Cole vs. Monahan.

The following cases were held over or settled out of court:
Settled:—
Palmer vs. McCormick—Purdum & Gibbons.
Gibbons vs. G. T. R.—W. C. Fitzgerald and W. H. Biggar.
Weaver vs. C. P. R.—J. C. Elliott and McMurchy.
Acme Can Works vs. London Canning Co.—Gibbons and W. H. Biggar.
Alister vs. G. T. R.—J. F. Pauls and W. H. Biggar.
Brooks vs. Geo. White & Sons—J. F. Pauls and W. G. Meredith.
Postponed:—
Renton vs. G. T. R.—Gibbons, Harper & Gibbons and W. H. Biggar.
Welch vs. Esperanza—T. H. Luscombe and Sutherland, Kennung & Co.

Komoka Bylaw Will Be Prepared The Vote Was a Tie in the Council

Mayor Voted For—Council Will Consider the Matter in Two Weeks.

A long and interesting discussion took place at last night's council meeting regarding the recommendation of the water commissioners that the council take action at once regarding the Komoka bylaw, so that the expected water shortage next summer may, if possible, be avoided.

Chairman Darch, who was present with Commissioner Saunders and Superintendent Moore, read the request, and stated that the commissioners had nothing further to offer the people. The report of Mr. Bell, of St. Thomas, practically agreed with that of Engin-

eer Moore as to the available supply. Mr. Moore was satisfied the water was at Komoka. This, together with what could be obtained at Kilworth, would make at least 4,000,000 gallons available.

Ald. Stevely—What is the present daily supply estimated at?
Mr. Moore—Three million, five hundred thousand gallons.

Says It's a Fake.
Ald. Garratt—Where does the jump from 2,300,000 gallons up to 4,000,000 gallons come in? It seems to me it is all a fake to get the Komoka scheme through at any price.

Commissioner Saunders—There are a number of new springs, which, if collected will make that amount. There is no shortage this year is providential and inexplicable, and the supply.

Lightning Strikes Cynthia St. House Telephone Girl Faints During Storm

Lady Was Uninjured But Badly Frightened—House Damaged.

An electrical storm of uncommon severity passed over the city late yesterday afternoon, and did considerable damage. The storm seemed to be centered about the city, and for nearly an hour there was a heavy and almost continuous display of lightning, which at times was so close as to cause considerable alarm.

While the storm was at its height the house of Mrs. Jane Shannon, 7 Cynthia street, was struck, and a large hole was torn in the roof.

Fortunately Mrs. Shannon and her family were away and suffered no injury, but the furniture in the house was scattered about.

Only a Rumor.
There was a rumor that a child had been struck near Talbot street school, although both teachers and pupils were very much frightened when a tremendous crash, close at hand, made them think the school had been struck.

The high wind which accompanied the storm stripped the trees and in the park and along many of the city streets large quantities of leaves and branches are to be seen.

Operator Fainted.
About 40 telephone services were put out of business, and during the progress of the storm one of the Bell telephone operators, Miss Anderson, fainted.

It was feared that she had been struck by lightning, but in a few minutes she was revived and found to be uninjured.

No reports of serious damage in the surrounding country have been heard as yet.

"WILD" BILL AND OVERALL CLASH

Chicago, Ill., Oct. 8.—The Detroit of the American League and Chicago of the National League clash today in the initial game of the series, which promises to be one of the greatest baseball combats ever fought for the world's championship. Both are wonderful teams, and every player is determined to fight to the last.

This afternoon's game will start at 2:30 o'clock, and a tremendous crowd of baseball lovers probably will be on hand. The weather is cool and clear, just about the proper condition to make both teams play the snappiest sort of game. Manager Hughie Jennings, of Detroit, and Manager Frank Chance, of Chicago, are both determined to win the opening game.

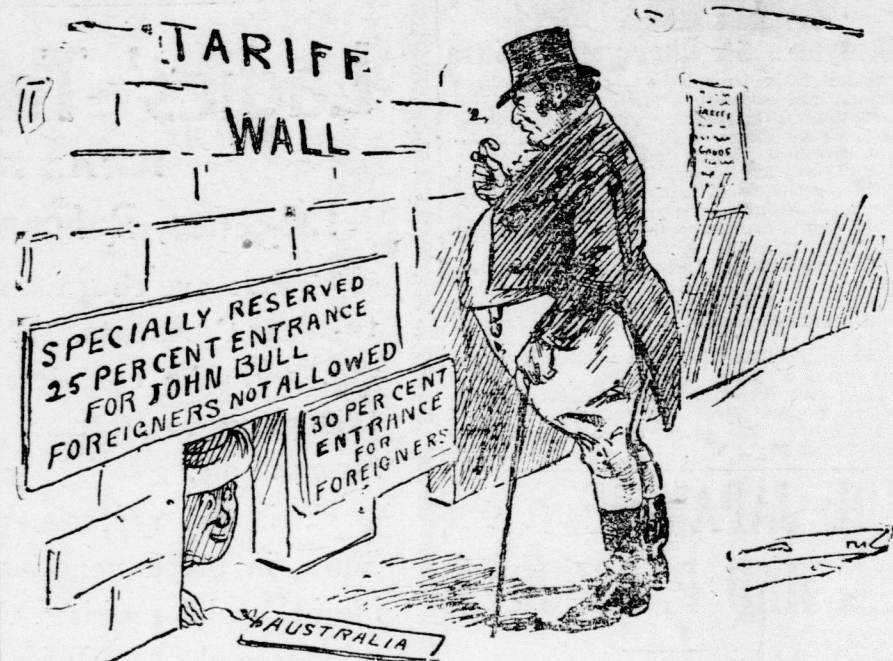
The effect of winning the first of a short series cannot be overestimated. Orval Overall and "Wild" Bill Donovan are the twisters announced for today. "Wild" Bill is the bright ship-

ping star of the Detroit pitching staff. Donovan has shown wonderful control this season, and since joining Detroit in July he has been a steady and consistent winner.

Overall the giant Californian, who has been a consistent winner all year, will be the choice of Manager Chance, who has already dubbed Overall the "Christy Mathewson of the World's Series of 1907."

The leaders of both teams before play began expressed themselves as confident. The line up: Chicago—Stagle, c.f.; Sheppard, l.f.; Chance, 1b.; Steinfeldt, 2b.; Kline, 3b.; Evers, 2b.; Schulte, r.f.; Tinker, s.s.; Overall, p.

Detroit—Jones, l.f.; Schaeffer, 2b.; Crawford, c.f.; Cobb, r.f.; Rossman, 1b.; Coughlin, 3b.; Schmidt, c.; O'Leary, s.s.; Donovan, p. Umpires—Sheridan and O'Day.



YOUNG AUSTRALIA—VERY GLAD TO SEE YOU, FATHER! COME IN.
The Australians have followed up Mr. Deakin's "hands across the sea" histrionics by a tariff which is likely to kill the trade of Birmingham and Coventry with Australia. English-made machinery and machine tools, which were formerly admitted into Australia free of duty, have now been subjected to a tariff of 25 per cent by the Australians. What they call a "preference" is provided by putting 5 per cent more on foreign goods.—London, (Eng.) Leader.

MACDONALD IS A VERY LAZY MAN

But Says He Is Now Looking for a Job—Was Given a Chance.

Things were quiet at the police court this morning, and the bunch of prisoners in the cage were disposed of in about five minutes.

John MacDonald, who Governor Carter says is the laziest man whom he ever entertained, said he was looking for work, and had been promised a job this afternoon in the country. It is said that when in the county jail, where MacDonald usually spends his winter vacation, he will not do a thing but lie in bed. MacDonald promised to go to work if let go, and he was given a chance to make good.

Sidney Sare was up again for being drunk. After fining him \$5, or 20 days, his worship decided to give Sare a chance, and let him go on a promise that he would pay the \$5 within five days.

A Hebrew gentleman, with a name which neither he nor his brethren who accompanied him as interpreters could spell, was charged with engaging in the junk business without wearing a badge to show that he paid the license.

The interpreters explained that the man had the badge, but thought it was all right to keep it in his pocket. The badge was produced, and, after promising that in future he would wear the badge in his hat all the time so that everyone could see it he was let go.

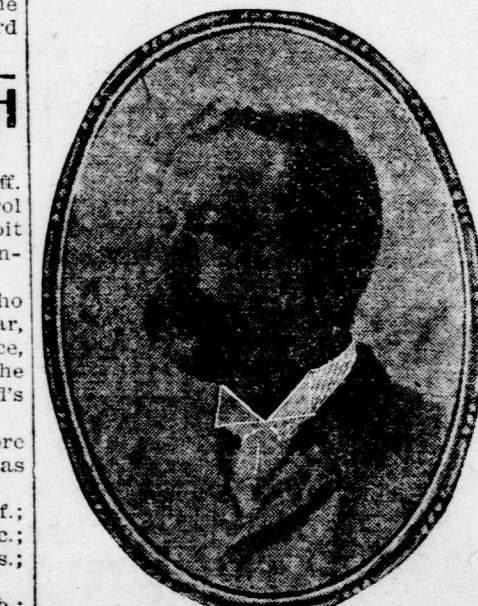
George Hopper was charged with keeping a vicious dog, but as the animal has been destroyed the case was withdrawn. The first time drunk were allowed to go.

LONDON DATES IN JUNIOR O.R.F.A.

[Special to The Advertiser.]
Toronto, Oct. 8.—The intermediate and junior O. R. F. U. schedules were issued this morning. The dates for No. 5 group are:

Oct. 12—Petrolia at London.
Oct. 19—London at Parkhill.
Oct. 26—Parkhill at London.
Oct. 31—London at Petrolia.
Nov. 3—Petrolia at Parkhill.
Nov. 16—Parkhill at Petrolia.

A SAILING MACHINE.
London, Oct. 8.—John Carrison, a prominent member of the Swedish Yacht Club, declared according to the Daily Mail that if the rules of the New York Yacht Club cannot be altered to permit a yacht of the cruiser type to contest for the America's cup, then a "sailing machine" will be built at Neglinge wharf, outside of Stockholm, as a challenger.



MR. E. SYDNEY SMITH,
Of Stratford, Prosecuting Attorney at the Assize Court.

CONSERVATIVES GAIN BROCKVILLE

A. E. Donovan Elected to Fill
Vacancy in the Local
Legislature.

Brockville, Oct. 7.—The battle of the ballots is over, and Mr. A. E. Donovan has been elected for the vacant seat of Brockville in the Legislature. Tonight an accurate majority could not be obtained, but it is expected that Mr. Donovan will have about two hundred when he takes his seat. In the town, where the Liberals have heretofore had a majority, Mr. Donovan had 105, and this will be increased when the full returns from Elizabethtown are known. In the village of Athens, Mr. Donovan's home, Mr. Lewis had a majority of one, but this is a decrease. Every ward in Brockville, with the exception of the south, gave Mr. Donovan a majority.

The new ballot, which the Government boasted as being so secret, is far from what it is claimed, and came in for a lot of censure from followers of both sides. The paper is so thin that Continued on page nine.

STILL IN HOSPITAL.

Mrs. Peters Injured in Reid Wreck
Has Suffered Very Greatly.

Mrs. Peters, one of the victims of the Reid Crystal Hall disaster, is still in the hospital in a rather serious condition.

One of her legs was broken, and it has caused the physicians a great deal of trouble. It has been set and rest no less than five times.

This morning Dr. John D. Wilson had to remove a piece of the bone and wire the ends together in order to hasten the healing process. It is now hoped that the limb will get better. Mr. Peters is doing well, and is able to be up and around. It is thought that he will be able to leave the hospital shortly.

ROWDIES AT CAPITAL INSULT CHIEF JUSTICE

[Special to The Advertiser.]
Ottawa, Oct. 8.—While on his way to the Supreme Court, along the Lover's Walk, Sir Charles Fitzpatrick, Chief Justice of Canada, was insulted by some parties who were acting in a disorderly manner. He at once complained to Dominion Constable Charron. This morning he appeared in the police court James Tucker, Frank Wiggins, and two girls, Nagle and Roy. Constable Charron said that Miss Nagle lifted a rock, and threatened to strike him when he went to arrest them. She was fined \$2 and costs, or a week in jail, and the others were allowed to go. Sir Charles is Deputy Governor-General.

ANGRY CROWD BEATS NITRIC ACID THROWER

New York, Oct. 8.—The American says: Benjamin Greenberg, a wealthy Brooklyn jeweler, is alleged by the police there, threw a half-pint of nitric acid down the back of his wife in Brooklyn, and then suffered a beating at the hands of an indignant crowd of 100 persons. Greenberg has been separated from his wife, Etta, for three years. Last evening she was passing her husband's place, and her husband dashed from his shop with a bottle of acid and flung it down her back. Mrs. Greenberg screamed with pain and fell to the street. Greenberg picked up the phial, the police say, and cast the rest of the liquid into the face of the writhing woman. The angry crowd beat Greenberg until the police came and placed him under arrest.

AGED MAN HURT

Fell at Dorchester and Broke His Arm.

An old man named Angus Cameron, whose home is supposed to be in Dorchester, fell yesterday afternoon in Dorchester, and broke his arm. Dr. Banghart attended him, and he was sent to Victoria Hospital.

Cameron is quite an old man, and is supposed to be a wanderer. No one knew him in Dorchester, and he is minus his right leg.

HAVE YOU SEEN THEM?

The Children's Aid Society Reports
Two Runaways.

Two young lads, wards of the London Children's Aid Society, recently left their foster homes in Carleton Place. The eldest is 13 years of age, of slight build, and has brown hair, blue eyes, pale complexion and a very gentlemanly manner. The other is a couple of years younger, a broad, stout, little fellow, with brown hair, blue eyes and a round, full face. Mr. Sanders, the inspector of the society, will be glad to receive any information regarding these young runaways. He also wishes it to be understood that any person harboring these boys will be prosecuted according to law.

LAUGHED TOO HEARTILY

Kingston Man's Guffaws Resulted in
Fractured Rib.

Kingston, Ont., Oct. 7.—George G. Morton, a machinist residing on Russell street, has very sore ribs, and all because he laughed too heartily. He was thoroughly enjoying a joke played on a comrade with garden hose, and as he watched the sport from a window he laughed with great gusto, so much so that he was seized with pain and had to be helped to a seat. A medical man was called, and found that he had fractured a rib, and had torn away part of the lining about another rib.

Dastardly Assault Upon a Lady At the London Asylum for Insane

Girl Fought Bravely and Foiled
Scoundrel Who Was
Arrested.

One of the most dastardly attempts upon the honor of a young woman that has taken place in or about this city for a long time, occurred last night when William Tracy, an attendant at the London Asylum for the Insane, climbed over the transom leading into the room of a young lady, of this city, who was recently appointed a stenographer at the asylum, and attempted to assault her.

Petitions for Sunday Cars Presented About 6,000 Names on the Roll

Request Goes to No. 1 Committee
to Allow Counter-Petition
to Come In.

A large number of citizens were present at the City Hall last night to take part in the movement for Sunday street cars.

A letter from J. J. Turner and others was read, submitting a petition signed by nearly six thousand people asking that the Sunday street car service be inaugurated as soon as possible.

No Soft Coal Vouchers Produced; Mr. Strong Reiterates Statements

Monday Night's Investigation
Exposed Slip-Shod Methods
Re School Coal.

The first round of the coal trouble is over, with the net result that the committee has declared that there was no wrong-doing on the part of the contractor, Mr. Buchanan.

There is still the question to be settled regarding the vouchers for more than one-half the coal delivered to the city schools this summer. Last night vouchers were produced for all the hard coal with the exception of two car lots, containing perhaps seventy or seventy-five tons.

As far as can be learned the total amount of hard coal to be delivered to the school was 500 tons. These two car lots total up approximately 15 per cent, quite a considerable amount, to say the least. For this

(Continued on Page Eight.)

Death of Miss Geeson in England; A Well-Known Artist of London

Had Been Writing Articles for
British Periodicals of Late—
A Brilliant Career.

Miss Annie Geeson, of 222 King street, has received word that her sister, a well-known literary lady and art teacher, died on Friday morning at Leek Hospital in Staffordshire, England.

Miss Geeson lived in this city for nearly twenty years, leaving here to attend Alma College in St. Thomas, from which she graduated.

In 1903 she was appointed art teacher in the college and filled the position most capably until a short time ago, when her health gave way and she had to take a rest.

Recovering somewhat, she went to Toronto, where she did considerable art work. Mrs. John Turnbull of Komoka shown at exhibitions and winning prizes. She also became well known as a teacher of art.

Went to England.

In March last she was appointed by the Ontario Government to visit England and write for the British press accounts of Canada and the prospects for settlers coming here.

Miss Geeson's articles proved so ac-

ceptable that four of the largest Canadian newspapers engaged her to write special articles for them.

In June she went to Rome with the church delegates, and a most interesting account of her visit to Rome, illustrated by several photographs, in one of which she is taken with the delegates, appeared in the Saturday supplement of the Toronto Globe of June 28.

Undervalued Operation.
About two weeks ago her sister, Miss Annie Geeson, received a letter from her in England stating that she found it necessary to undergo an operation. Miss Geeson heard no more until she received the news of her sister's death this morning.

The late Miss Geeson was 39 years old and was born in London, England. Her father, the late William Geeson, came to this city with his wife and family about thirty years ago, when Miss Geeson was nine years old.

She grew up here and was well known to a number of the older residents of the city. Besides her sister in this city, she is survived by two sisters and one brother, Mrs. John Turnbull of Komoka, Mrs. William Preston, of New York, and Alfred who lives near White, Michigan.

The funeral will be held in Stafford, England.

Local Dealers and Sunday Papers

Reports have reached the Lord's Day Alliance that numbers of Sunday papers have been sold for some time on Sunday morning by certain local dealers.

It is stated that last Sunday one dealer alone disposed of over 150 copies of a Toronto Sunday paper before 12 o'clock noon.

Another dealer is said to have disposed of a large number.

The trade it is stated is a most profitable one, as the papers are sold for double the amount usually charged.

There is said to be such a demand for papers of this sort that it is no uncommon thing for passengers on the through trains to be accosted by young fellows who try to beg their papers from them.

If this plan fails, they offer to buy