

The Evening Star

VOL. VI, No. 220

ST. JOHN, N. B., MONDAY, JUNE 19, 1911

EIGHT PAGES—ONE CENT

COURT CUTS THE BILL DOWN TO \$85

Judge Armstrong Gives Decision In The Hastings Case

CLAIM WAS FOR \$1,349

St. John Probate Court Ruling in Matter of Interest—Nephew of Thos. Hastings Had Put in Bill for Board and Other Things

In the probate court today in the matter of the claim of James L. Hastings for \$1,349 against the Thomas Hastings estate, Judge Armstrong gave judgment to-day as follows:—

On the hearing on passing of the executor's accounts of this estate, all parties interested consent that the judge of this court shall determine and declare the validity of the claim of James L. Hastings which has been duly certified by affidavit and filed against this estate—such claim being disputed by the executor.

Deceased died on September 8, 1909. The claim is for: Six months' board, lodging and washing—November, 1902 to November, 1908, at \$1 a week; One month's board, lodging and washing in summer of 1900; Six months' care and nursing, 1907, 1908 and 1909; Services at time of death; \$1,249.00

According to the evidence of the claimant and his wife, deceased, who had been living in this city paying the modest sum of \$3 a week for board and lodging, went to the house of his brother, father of the claimant, at Hampstead, Queens county, which house the claimant had been married, maintained, and stated that he would like to remain and pay the claimant for \$3 a week for board and lodging. The claimant assented and the deceased remained with the claimant, not continuing for some seven years. The subject of the board was on two subsequent occasions referred to by the deceased. The claimant, according to his evidence, thought that the \$3 did not include lodging and washing, and so he now asks for \$4 a week additional. The items in the bill for care and nursing and services will be referred to later.

This is the state of the case which is favorable to the claimant, and in the absence of any further light on the subject would be ample to establish the validity of the claim.

The other side Against the above I find that the testator had over \$1,800 to his credit in his bank and nearly \$1,000 here and there which has been realized; that he had no liabilities, that during all the time he resided with his claimant, that he had not consecutive of some seven years, the claimant never once gave him a bill or asked him for or received money from him on account; that the will is dated April 4, 1909; that deceased died on September 8, 1909; that claim of executor was filed at the funeral at Hampstead and read to those present the will which gives \$2,200 in specific cash legacies, and the estate was then stated to be between \$2,000 and \$3,000; that nothing was then said to the executor about the claim, that on the 15th of the same month of September the claimant wrote Mr. Tilley, one of the executors, "I think I ought to have something for my trouble at the death and funeral of the late Thomas Hastings. I spent \$10 of my own money (his he submitted on cross-examination was incorrect), besides my trouble. If you think it is right for me to get my \$10 back you can let me know. If not I can live with it. My uncle spent six years here and I never received no recompense for it, and I always used him with as much respect and kindness as I used my own parents."

He adds: "I am not interested in the will. For our part we are willing to do what is right, for I consider we are the most out of pocket with the affair." The claimant's wife also wrote to Mr. Tilley on the same day, in which she says: "You will find enclosed a bill" then a word erased: "for trouble and expenses in connection with the death and burial of the late Mr. Hastings. He does not feel that he should bear all the expenses and trouble of his burial as long as his estate is able to pay the bills." Mrs. Hastings says she erased the word, which she did not send a bill from her husband that the word "bill" does not refer to her husband's large claim. On the next day she intended to enclose but did not, handing it herself at a later date to Mr. Tilley.

WOMAN IS DROWNED IN HOTEL BATHTUB

Body of Gertrude A. Lowering Found Floating in Water—Was Known as a Reader and Electionist

Body of Gertrude A. Lowering Found Floating in Water—Was Known as a Reader and Electionist

Boston, June 18.—Miss Gertrude A. Lowering, reader and electionist, of 18 Fallway West, Somerville, was found drowned in a bathtub in one of the bath-rooms on the fourth floor of Hotel Hollis at 247 Tremont street.

At 8.30 p. m. a man who gave his name as John Sullivan and said he lived at 383 Putnam avenue, Cambridge, walked into the bathroom and was startled to see the body of a woman floating about the tub, which was three-quarters full of water. Believing that she had fainted and fallen into the tub he lifted her to the floor and made every effort to resuscitate her, at the same time calling for assistance.

Occupants of the rooms on the floor came to his aid and the body was notified. For a time it was feared that the case might be one of murder but Medical Examiner Loring after viewing the body said that the drowning was probably accidental.

Miss Lowering went to the hotel at 3.30 in the afternoon and registered as Madeline Miller. She was assigned to a room on the fourth floor. That was the last the employees of the hotel saw of her until she was found dead.

In her clothing was found a piece of paper bearing the name "Gertrude Lowering, Somerville." The Somerville police were notified and located the woman's father, Dr. George H. Lowering, his Charlestown grocer. He said that his daughter had been acting in a peculiar manner for the last few days, and that he was grief-stricken over the death of her mother. Miss Lowering was 30 years old and had gained considerable reputation as a public reader and electionist.

WIRE BRING NEWS OF MANY FATALITIES

Four Convicts Killed, Many Hurt in Collapse of Building

TWO DIE IN AUTO WRECK

Driver and Girl Crushed Under Machine Near Orilla, Ont.—Live Wire Kills Electrician—Boy Found Dead in Toronto Park

Waynesville, N. C., June 19.—Four convicts were killed, twelve more mortally injured and seventeen other persons—guards and convicts—more or less seriously hurt by the collapse of the pen in which they were housed in a mountain pass in this county yesterday.

Toronto, Ont., June 19.—Two persons killed and five injured was the result of an automobile accident at Hawkeston near Orilla on Saturday evening. The dead were D. Wilson Brown, superintendent of the garage of the Toronto Electric Light Company, Miss Florence Crawford of Toronto, clerk for the Toronto Electric Light Company.

The injured are Mrs. George C. Thompson of 407 Euclid avenue, Toronto; Miss Bessie Thompson, clerk for the Toronto Electric Light Co.; Miss Maria Thompson, Charles Bowen, of 109 Major street, and Henry G. Martin, of Swansea.

The accident occurred on a steep hill near Hawkeston. Bradford was driving in the front. The road was heavy with sand and the car almost came to a standstill. Bradford put on extra speed and the clutch, which was working stiffly, jerked the car forward with such momentum that it skidded around and broke off the left front wheel. The car turned a half somersault into the ditch. Bradford and Miss Crawford being fatally crushed under the engine and the other occupants thrown some distance.

Hamilton, Ont., June 19.—James Dixon, 223 Hess street south, electrician's helper at the Canadian Westinghouse works, was instantly electrocuted when he caught hold of a live wire to save himself from falling. Toronto, June 19.—A boy was found dead in Scarborough Beach Park last evening by a park constable. He is believed to have died from running and overheat, himself after which he partook of an ice cream cone.

WORK OF TODAY IN CONFERENCE OF METHODISTS

Important Matters to Be Taken Up This Afternoon

THE STATION SHEET

Changes Which Make The Final Draft — Supernumerary and Sustentation Fund and Other Business Taken up—No Terner Decree and Other Subjects

At the session of the Methodist conference this morning the reports of the supernumerary and the sustentation fund committee and the address of Rev. Geo. Steel on the endowment for the supernumerary fund were received.

Rev. Elias Stackford of Bradshaw, P. E. I., addressed the meeting with words of thankfulness. He received his first fifty years ago at Coveville and twenty years ago he was ordained. Several ministers spoke of the merits of the supernumerary. A very flattering resolution was unanimously carried by the conference to the difference districts was presented by Rev. Geo. F. Dawson. It was objected that the allotment was un- (Continued on page 3, fifth column.)

KITCHENER ADVISER OF RAILWAY COMPANIES

They Take Advantage of His Knowledge of Engineering and His Powers of Organization

London, June 19.—For Viscount Kitchener, Britain's great soldier, who was given supreme command of the troops and police of the empire at the coronation, there has not been found any regular occupation. The man who successfully carried out the military and civil duties of the South African war and re-organized the army in India has been mentioned for every high position in Egypt, the Mediterranean, with the Duke of Connaught resigned, because Kitchener has given many proofs of powers of organization and knowledge of finance.

KILLS HIS WIFE AND LEAPS TO DEATH FROM FOUR STORY WINDOW

Three Little Children of Louis Kicker—Their Mother and their Father's Sudden Drop from the 4th Story Window After Last Midnight

New York, June 19.—(Canadian Press)—The three little children of Louis Kicker, 34 Southwestern Railway Company, were killed and their mother and father's sudden drop from the 4th story window after last midnight.

Kumpkemeister killed his wife by beating her over the head with a brick and then jumped from the rear window of their flat.

BUILDING WORK IN CANADA DURING MAY

Toronto, Ont., June 19.—(Canadian Press)—The Financial Post's summary of building permits shows May as a month of spectacular increase. The aggregate report of the twenty-five cities reporting has reached \$4.4 per cent over the same month last year. Four cities show a decrease, including Montreal, Fort William and Port Arthur. In Calgary the percentage of increase is more than 64 and the increase in dollars in excess of \$3,000,000. This increase is due to two very large buildings, one a hotel and the other a store for the Hudson Bay Company.

Measured by percentage, Guelph, Ontario, leads all the cities with 1216 per cent, and the second highest is Prince Albert, with 740 per cent, followed by Calgary. Halifax shows an increase of 207 per cent, Windsor 228 per cent, and seven others 100 per cent advance. Measured in actual dollars, Calgary leads, with Vancouver second, Toronto takes third place, followed by Regina, Hamilton, Brandon, and Edmonton in the order named.

THE TRAITORS. Mr. James Jones is somewhat disturbed over the news from London. He is convinced from what he hears that the British government is disloyal, and that the Empire treaties, never Laurier, Fisher nor Borden has as yet been thrown into the tower, or even sent into exile. Premier Aquilino really seems to enjoy their company. It appears to be reasonably certain that, so far as the home government is concerned, no effort will be made to defeat the Grit party in Canada. James regards this callous indifference as the shame of the century. History says, will date the fall of the British Empire from the Imperial Conference of 1911, when the traitors went to London from Australia, South Africa and Canada, and refused to assist the Conservatives in Canada to climb into office.

ARRESTED AT NEWLY MADE GRAVE OF WIFE

Prominent Melrose, Mass., Man Charged With Forging a Check for \$28—Wife Was Daughter of Mayor

Boston, June 19.—Howard B. Gurney, a prominent young salesman of Melrose, and son-in-law of Mayor Eugene H. Moore, had just turned from the grave of his wife in Melrose cemetery, into which the last shovel of earth had fallen, when plain clothes men of the Melrose police department arrested him on a charge of forgery.

During the arrest Gurney was handcuffed, not to the saddened home he had left an hour before, but to the Melrose police station.

The arrest was the sensational climax of a remarkable funeral. It was made so quietly that very few of the hundreds who attended knew of the fact while it was going on—but the few who did were astounded.

Mrs. Gurney had been one of the most prominent young women in Melrose society. She was the daughter of Capt. D. Eugene H. Moore, and before her marriage, had been employed in the mayor's office, where she made an intimate acquaintance. As a mark of respect, all the public buildings of the city were closed and their flags displayed at half-mast while many stores suspended business during the funeral.

The procession to the cemetery was a long one. In the last coach rode Capt. D. E. Moore of the Melrose police and Patrolman William C. McCarthy in plain clothes. During the brief services at the grave they remained seated in the carriage. As the services closed and the friends gathered around to throw a few clouds upon the coffin the two policemen slowly approached the grave and the spot where the wife was buried.

They stood for some time behind him while the husband, as if in a daze, watched the burial. When his wife had been laid in the grave he turned slowly and started for the waiting carriage. He had gone but a few steps when he was halted and the arrest was made.

He accepted the situation without protest and within a minute from his leaving the grave, was on his way to the Melrose police station to be handed over to the Standard police, on Sunday afternoon the arrest had been made.

The warrant against Gurney was sworn out by Henry Millett of Stoughton, who alleges that three weeks ago Gurney paid him a bill of \$5 with a check of \$28. Millett says he gave Gurney his change, but that when he tried to cash the check it was said to be worthless.

FITZSIMMONS HURT IN AUTO ACCIDENT

Ex-Pugilist is Bruised and Cut—Minister Opens Sunday Baseball Game With a Sermon

Batavia, N. Y., June 19.—Robert Fitzsimmons, the former champion of the prize ring, was injured in an automobile accident here on Sunday afternoon. He was severely bruised and cut and was unable to leave here for a day or two. Fitzsimmons was driving with an address to a chauffeur, were enroute from Cleveland to New York. His automobile is a four horse power machine, formerly used by Barney Oldfield as a racing car.

Poughkeepsie, N. Y., June 19.—A new era in Sunday baseball may have been marked by a semi-professional game here yesterday when Rev. J. W. Larkin, a local pastor, opened the game with an address to the crowd of a thousand. Men, women and children stood in the hot sun for nearly an hour and heard him preach a sermon on practical religion to fit the needs of the masses. One minute after the clergyman had retired, the umpire shouted "play ball," and the game was on.

St. Peter's church, north end, was crowded to the last evening at the services in observance of the feast of Corpus Christi. In addition to the vespers, rosary, and benediction, a procession of the little Sunday school children and the married and single men, with the priests and altar boys was held. One hundred and forty-four little girls, prettily dressed in white, walked about the aisle of the church, carrying flowers in the way of the priests who were following, carrying the Blessed Sacrament under a silken canopy. The altar boys were dressed in large numbers, and wearing their distinctive laces and the little boys of the Sunday school to the number of eighty-eight, formed the balance of the procession.

THE TIMES' NEW REPORTER

PROOFS OF VITALITY.

Mr. Peter Binks does not share the gloomy views of some persons that the church is decadent. He observes, he says, that at every conference or convention of one church the weaknesses of other churches are fully exposed. Thus they are all taught the virtue of humility, and are encouraged to keep a sharp eye on each other, which makes for the growth of the kingdom.

"I am convinced," said Mr. Binks today, "that my church presents the ideal which man should strive to reach. It is a religion which disputes it is a barnstormer."

STEAMER BURNS AT WHARF IN BOSTON; TWO WOMEN DIE

Boston, June 19.—(Canadian Press)—Aleksey in their cabin between decks, Harriet Kelly, the stewardess and Lizzie McNeil, an assistant, were burned to death when fire destroyed the Boston and Nahant passenger steamer Governor Andrew, lying at Gove's Wharf, East Boston.

Five deckhands who were caught in their berths suffered severe burns about the face and hands in making their escape from the blazing superstructure.

KING'S GUESTS REACH LONDON

Representatives From Other Nations All There Today

IT'S A WONDERFUL TIME

Princes and Special Ambassadors From All Over Globe Arrived at Empire Capital—London's Gala Dress Never Before Equalled—Stirling Day

(Canadian Press) London, June 19.—A score of King George's coronation guests accompanied by their suites reached London this morning and with as many more from America, courts and states due to arrive this evening, will complete practically the attendance of foreign missions. Throughout the day special air train rolled into the different London railway terminals, bringing in princes, special ambassadors and their suites, from all points of the globe. The streets presented a lively appearance with a constant coming and going of the royal guests with their escorts, conveying the couriers to Buckingham Palace and other places and the private residences given over for the entertainment of the envoys.

The night long work of the army of decorators served to enliven most of the streets in the centre of London. Flags, bunting and illuminations were on the poles and standards in which all the streets were draped. The German crown prince and his party, Prince Henry of Prussia, were among this morning's arrivals. The Duke of Connaught and other members of the royal family fitted from station to station to meet each new-comer, undeterred by the showers of mud that their swiftly moving vehicles tossed up.

The public appears smitten with the coronation fever. They throng the streets in such multitudes, in which all the streets were draped. The German crown prince and his party, Prince Henry of Prussia, were among this morning's arrivals. The Duke of Connaught and other members of the royal family fitted from station to station to meet each new-comer, undeterred by the showers of mud that their swiftly moving vehicles tossed up.

Through an error it was laid in a dispatch last night that the Fusiliers attended to Trinity church yesterday. The Fusiliers should have read Tremont Temple.

RECORD FOR SEASON

Ty' Reaches Century of Safe Hits, Leads in General Bating, Base Stealing and Making of Runs

Chicago, June 19.—(Canadian Press)—Ty Cobb of the Detroit American League Club is the first major league player to drive out 100 hits in the 1911 season. His century hit came in the eighth inning of yesterday's game with Chicago in Detroit. Not satisfied with gaining this distinction for the day, he raised his total to 101 with another safe one in the ninth. Bating is not the only division where Cobb leads. His twenty doubles, twenty triples and eight home runs, make him the chief of the sluggers. His thirty steals put him at the head among the base stealers, and his record of fifty nine runs in fifty-five games has his opponents beaten by wide margin.

FREDERICTON WEDDING

R. B. Vandine Weds Court Stenographer—O. S. Crockett Draws 16 People to Hear Him

Fredericton, N. B., June 19.—Robert B. Vandine, merchant, and Miss Julia Pugh, court stenographer, will be married at the bride's home at 6 o'clock this evening by Rev. J. S. Wilson, assisted by Rev. Dr. MacDonald. They will leave tonight on a honeymoon trip.

An advance party of the 71st regiment in command of Capt. Pringle left for Camp Sussex this morning. The funeral of James Hodge took place this afternoon with a large attendance. The body of W. Allan Staples was taken to St. John this morning. The Woodstock baseball team is here today to play with Fredericton. The High School entrance examinations commenced this morning. O. S. Crockett, M.P., who is barnstorming in the county against reciprocity, addressed sixteen people at Southampton on Saturday evening. A snow containing sixty tons of coal for S. L. Morrison, sank in the river here this morning. Montreal, Que., June 19.—Swinging from a tree by a handkerchief tied around his neck, the body of a man thought to be Bernard Thompson, of Liverpool, England, was found in a field on Saturday.

APPOINTED ASSISTANT SECRETARY OF THE PUBLIC WORKS DEPARTMENT

(Special to Times)

Ottawa, June 19.—L. H. Colman has been appointed assistant secretary of the department of public works to fill the vacancy caused by the death of R. W. Dillon. Mr. Colman has been in the public service since 1882 and is a capable officer.

TIME OF BUSTLE AT CAMP SUSSEX BEGINS

Today and tomorrow will be busy days for the people of Sussex, as they are the opening days of the first military camp. The activities were commenced today, when the advance parties of the different bodies, which will be under command during the first camp, arrived in town and at once began to set things in readiness for the bivouacking of the larger detachments tomorrow.

It is the earnest hope of every Militiaman that the first two days of camp will be fine, as with fine weather the opening of Camp Sussex is always a pleasing feature, and has much to do with the comfort of the troops for the remaining days of the encampment. Tomorrow will see the final blows given the pegs at many a tent in the erection of the tented city.

Col. W. M. Humphrey, camp commandant, with his staff, is expected to arrive at the camp grounds tomorrow and will find his quarters in the staff lines as well as his office in the armory already prepared for him.

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WEATHER BULLETIN Issued by authority of the department of Marine and Fisheries, R. P. Stupart, director of meteorological service.

Table with 4 columns: Location, Max, Min, Dir, Vel. Rows include Toronto, Montreal, Quebec, etc.

The Time Ball on Customs Building is hoisted half its elevation at 12.45, full elevation at 12.59 and drops at 1 p. m. Standard time of the 0th Meridian, equivalent to 5 hours Greenwich mean time.