

WEAVER LOST CASE AGAINST GEO. WILD

Verdict for Defendant In Slander Action.

Decision Carries Costs Against Plaintiff.

Workman's Compensation Case Up To-day

The Assize Court resumed yesterday afternoon at 2 o'clock, and the action of Weaver vs. Wild, for slander, was continued. The plaintiff's case closed with the evidence of Mr. Charles Peebles, who told of a conversation he had had with Mr. Wild concerning Mr. Weaver.

Mr. Geo. Lynch-Staunton, counsel for the defendant, then entered several objections, on the ground that there was no malice shown, and that the statements were not actionable. His Lordship ruled that there was sufficient evidence to warrant the case going to the jury.

A. A. Lees, a member of the Board for eight years, said he had spoken to Wild regarding Weaver. This conversation was objected to by Mr. Washington, but he was overruled, and Mr. Lees stated that he had told Wild of Weaver's having remarked that he (Lees) was "snooping around the park."

George Wild, the defendant, then took the stand. He said about nine men were in the employ of the Board. He considered that it was Weaver's duty to discharge men. He had never had trouble with Weaver until the latter asked for a raise of \$20, and when he refused to support it, Weaver seemed to have a spite against him.

REPORT TO UNION.

Theater Case is Still Being Deal With.

The Executive Committee of the Street Railwaymen's Union met last night to consider the case of President Theaker, who has been dismissed by the company. Just what action was taken has not been made known, but it is said that a recommendation will be made to the union, which will meet on Saturday night.

THE FRENCH TREATY

Parliament Must Either Accept it or Reject it.

Ottawa, Jan. 16.—(Special)—The debate on the French treaty will be resumed to-day by Mr. Brodeur, one of the negotiators. Mr. Brodeur will reply to the criticism of Mr. Foster. Today's discussion ought to see the close of the debate. The treaty cannot be amended, and must be adopted in full or rejected.

THE TOWN OF BOYERTOWN BURYING ITS DEAD VICTIMS.

Sixty Death Certificates Issued—Plot of Ground and Monument for Them.

Boyertown, Pa., Jan. 16.—This little borough, which lost one-fifth of its population in the Opera House horror on Monday night, to-day turned to the task of burying its dead. Because of the condition of most of the bodies the authorities have asked the bereaved relatives to bury the dead within three days. All night long scores of men worked in the morgues preparing the identified bodies for removal to their late homes or to the cemetery. As early as 5 o'clock a long line of death wagons moved here and there about the town, distributing the corpses, and before daylight most of the dead will be ready for interment.

ANIMAL-LIKE HOWLS BY THAW.

FORMER SCHOOLMASTER GIVES HIS OPINION OF THAW.

Was Nervous, Unsocial and Sullen—Thaw Butler Says He Was Irrational—Eye-Witness of Murder Examined—Prisoner's Mother to Testify.

New York, Jan. 16.—Per August Weber, the former Thaw butler, who yesterday testified to various incidents in the life of Henry Thaw during the early months of 1903, was recalled to the witness stand when the trial was opened to-day. He was asked by Mr. Littleton, of the defense, as to Thaw's actions as he observed them while employed in the Washington and Philadelphia, and if they impressed him as rational or irrational.

"Irrational," replied the witness, promptly. District Attorney Jerome then began his cross-examination. He had the witness repeat several of the incidents he related yesterday afternoon, and he was asked if he considered a \$3 tip from Thaw an irrational act.

Raymond A. Brown, a music publisher and an eye-witness of the killing of Stanford White, was called, and testified to Thaw's irrational appearance on the roof garden.

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WANT TO KNOW.

Beach Residents Kept Too Much in Dark.

A good many of the largest taxpayers on the Beach are not at all pleased with the way the Beach Commissioners do business—behind closed doors. As yet there has been no very great fault found with what the Board has done, other than the passing of the anti-amusement-by-law, which was not made public for weeks after it was passed, but they think they should be kept informed through the newspapers of the Board's doings.

HAMILTON WOMAN.

Mrs. Florence Brown in Custody at Buffalo.

Buffalo, Jan. 16.—A complaint that he had been robbed of \$40 by a woman resulted in a boomerang for himself. Magwood, a detective for the New York Central Railway last night. He was looked up at the Pearl Street police station and on a charge of disorderly conduct, and a similar charge was placed against Mrs. Florence Brown, whom Magwood accused of picking his pocket.

While she was being questioned at the police station, Mrs. Brown, who is a stylishly dressed woman with fascinating brown eyes, became hysterical and wept. She protested her innocence and appealed to the railroad sleuth to cease his allegations. Matron Walters searched her, but the four ten-dollar bills which Magwood said he lost were not recovered.

ELECTRIC POWER.

G. T. R. to Use it in New Locomotives at Sarnia.

Sarnia, Ont., Jan. 16.—Wednesday marked a new era in local railway circles, when the Grand Trunk for the first time turned on the current necessary for the overhead conducting system. The action was taken for experimental purposes, and the electric system will not be used until some time next month. A training school will be established in the Grand Trunk yards here to-day, and one of the new locomotives will be used for experimental purposes until the engineers have learned to master the electric method.

NO CHANGE HERE.

London Incident Will Not Affect Clark's Business College.

C. H. Clark, who founded the Clark Business Colleges here and in London, and who had a Police Court trouble in London recently, has been missing from the school there for two weeks, and is supposed to be in Buffalo. Yesterday the furniture in the school was seized and the thirty students found the place closed.

EXTRA SPECIAL VALUE DAY.

A Right House Sa'e Day That Interests Thousands of Hamiltonians.

Friday, special value day at the Right House, has ever since its inauguration last fall, proven of immense benefit and interest to all thrifty and economical people of this vicinity. It has come to be known as a day in the week—at the Right House—that a dollar will go much further than ordinarily, a day when quality goods of style and character, goods that are reasonable and dependable, may be secured at away less than usual prices.

To-morrow will be no exception. In fact, the Right House management announce that the remarkable bargains usually offered each Friday will be better than ever—extra value bargains that no wise person will care to miss. Let every person take every need to this store to-morrow. They will find the prices amazingly low, the qualities dependable, the assortments large and satisfactory.

GRAND VALLEY CAR WRECK.

NAMES OF PASSENGERS HURT AND THOSE WHO ESCAPED.

How the Accident Happened—Conductor Pinned Beneath Motorman in the Wreckage—Passengers Were Warned That the Trip Was a Hazardous One.

Brantford, Jan. 16.—(Special)—In the accident to the car of the Grand Valley Radial yesterday the passengers and injured are: J. Buskwell, Boston, three ribs broken; C. L. Morris, Toronto, back injured; George James, Brantford, shoulder dislocated; Mrs. James Demming, Brantford, head bruised; John Jefferson, Paris, injured about hip; E. T. Rowland, slightly hurt. The following were on the car, but escaped injury: James Demming, Brantford; Mrs. Jas. Demming and two children, Brantford; Isaac Newsome, Paris, a portion of the new waterworks system and other matters. The Chairman of the Board told the reporter that the information wouldn't be in shape for the press for a day or two, but from another source it was learned that the tender of Inglis & Co., Toronto, for a portion of the new waterworks system had been accepted, although no price was given.

BLACK HAND

Blamed for Explosion at N. Y. Tenement House.

New York, Jan. 18.—An explosion which the police attribute to the "black hand" occurred early to-day in a tenement house, east 20th street, shattering the front of the building, breaking windows in nearby buildings. No one in the building was seriously injured. The explosion seems to have been directed toward the family of Pietro Onarato, a coal and wood dealer, who with wife and three children live in the building. Onarato states that, December 15, he received a letter signed "Black Hand," in which he was directed to place \$1,000 on the grave of a certain Italian in a Brooklyn cemetery within a month, on penalty of being killed with all his family.

TOWN SINKING.

Inhabitants Flee From Four Hundred Houses.

Minas de Riotinto, Spain, Jan. 16.—This town is threatened with complete destruction owing to the subsidence of the ground. Large gaps are visible in the principal streets, and four hundred houses have been hastily evacuated. The sinking of the ground is believed to be due to the caving in of a portion of the copper mines.

NORMAN ELLIS WINS.

Entitled to Free Use of Skylight and Shaft.

Toronto, Ont., Jan. 16.—(Special)—Chief Justice Falconbridge delivered judgment this morning in favor of the plaintiff in the action of Norman Ellis against Mrs. Louisa White and Jas. Scott, tried at Hamilton on Oct. 7 and 8, 1907. Beside being awarded \$5 damages and costs, the plaintiff obtains a declaration from the court that he is entitled to the free use of a well and skylight in rear of 21 King street east, of which the basement and ground floor are tenanted by him, under Milton. The court also directs Mrs. White and her tenant, Jas. Scott, the second defendant, who occupies the floor above the plaintiff, to remove the flooring laid in the well by which the light from the skylight was obstructed.

HAD THIN SKULL.

Acquitted of Causing the Death of Albert Taylor.

Toronto, Ont., Jan. 16.—(Special)—John McConnell was acquitted in the Assizes on a charge of manslaughter. He was alleged to be responsible for causing the death of Albert Taylor, in a fight. Medical evidence showed that Taylor's skull, which was fractured, was only half the usual thickness.

Central Filled

Ottawa, Ont., Jan. 16.—There are now about twelve prisoners in the county jail, who are under sentence of over six months, and therefore should be transferred to the Central Prison, and eight more who are under sufficiently long sentences to be transferred if the authorities desired. However, they all doubtless will remain in the county jail for some time. It is understood the Central Prison is all filled up, and that is the reason the prisoners have not been removed from the local jail.

THE MAN IN OVERALLS

Our new story to-morrow evening.

Things are getting warm when they are having hold-ups in the fire station yard. The Con. San. is doing a wonderful work. How thankful we all should be to the ladies. Now that a few of the "war" aldermen were left at home Radial Railway matters seem to be straightening out all right. Some day the Mountain will demand more attention than it is getting to-day from the city authorities. Now will somebody get up a scheme to build a smallpox hospital? If Harry Thaw wasn't crazy when he shot Stanford White, he has had enough of trouble to make him crazy since. It's all well enough to talk about the nice mild winter we are having. But you are neither a coal man nor an ice man. The annual church reports show prosperity and progress, and the raising of the ministers' salaries may be taken as an evidence of the increased cost of living. Are we to have a brick scandal? The Mayor's attack on the School Board came at the right time, yet the new blood is seething. Those new street car regulations will please the ladies. The Herald now announces that Mr. Lamoreaux will be the next Tory Mayor candidate. Another brain-storm, I suppose. The Toronto Tories, it is said, propose to run the next municipal campaign there on political lines. They must like our style. Ind. Ald. Farrar loquiter: 'Em an eclectic; I do to choose' 'Twixt this an' that, I'm plaguery lowly; I leave a side the looks like losin'. But while there's doubt I stick to both.' Miss Lewis wants to have a lawyer's night at Bennett's. If there aren't enough of the legalites to make up an audience, their clients could be invited as filling.

DID NOT FIND HER.

Humberstone Father Returns From Search in Buffalo.

Buffalo, Jan. 16.—Unsuccessful in the quest of his 12-year-old daughter, Eli Horton, a farmer of Humberstone, Ont., who has been in the city for several days invoking legal aid, has returned broken-hearted to his home. Alonzo Hinkley, counsel for the father, announces that the search for the girl has been temporarily abandoned, but that the father will try again as soon as he gets an inkling of the hiding place of the child. Albert Kneubuhl, uncle of the girl, with whom she had been making her home at No. 325 Woodlawn avenue, was called before the district attorney, but he declared that he was unable to throw any light on the girl's whereabouts. He says that she ran away from his home rather than face the alternative of returning to her father's home in Canada.

MONEY RETURNED.

A Crook Has Been Operating at Y. M. C. A.

For some time past the officers of the Y. M. C. A. have been on the trail of a man who has been engaged in systematically robbing the members of the association of money while they were on the floor. This person had a habit of taking a trip through the dressing-rooms quietly going through the street clothes of the members. The officers had a suspicion of who the guilty party was, and after considerable manoeuvring managed to get him in a corner. They showed him a list of the persons who had complained of money being stolen, and he extended over a period of two months, and during that time he managed to get away with about \$67. The amount was paid back to the officers, and those who have been relieved of their loss change have been agreeably surprised by the officers returning the money. The officers of the association deserve credit for the careful watch they keep in the members' interests.

MR. DRISCOLL IS BACK.

Mr. George F. Driscoll, manager of Bennett's Theatre, returned from New York this morning. He was there having a conference with General Manager Bennett. In regard to the despatch that appeared in Monday's Times, to the effect that he was to be promoted to a more important post in the company, and that Mr. Chas. Mussett, assistant manager of the Colonial Theatre, New York, is to become manager of the local house, he said that there would be no change just now.

SAFETY DEPOSIT BOXES.

To rent at \$2 a year and upwards, for the storing of deeds, bonds, stocks, wills, silver and other valuables.

TRADERS BANK OF CANADA.

Yes We Have

Jell-o ice cream powder and Jell-o jelly powder, all flavors; also Boston head lettuce, green beans, choice cauliflower, marmalade oranges, maple syrup, old-fashioned buckwheat flour, Grimshy tomatoes, smelts, Bermuda onions, Bain & Adams, 59-61 King street east.

WESSON, ALIAS EVAN, LOOKS A SLICK ONE.

Committed For Trial on Seven Charges

All Cheques Declared to be Forgeries.

Prisoner Said Nothing and Appeared Calm.

H. T. Wesson, alias Alfred Evan, alias E. P. Rice, appeared in the Police Court this morning to answer to seven charges of forgery, three of which had the uttering of forged cheques tacked on to them. Through A. M. Lewis he pleaded not guilty to all, and declined to elect. The evidence was of the strongest nature in every case and he was committed on all charges. The witnesses were positive that he was the man who swindled the Bank of Montreal under the name of E. P. Rice out of \$400. Wesson was very cool and did not say a word during the proceedings, but sat in the dock like an interested spectator. Mr. Lewis gave no sign of what the defence would be at the trial, which will probably take place next week. John Martin, real estate agent, Federal Life Building, was first called. He said the prisoner called on him at 3.30 in the afternoon of the day in question and asked for a store in the centre of the city to open a furrier business, a branch of the W. & D. Dineen. A witness called up several men with property that would do, but could not get a satisfactory answer. His visitor left then, but returned later and showed him a cheque for \$450 and asked him if he would identify him at a bank, so he would be able to cash it. Mr. Martin called on the manager of the Merchants Bank and had a chat with him. When he got back Wesson was gone and he called up the manager and told him he would probably not see Wesson. J. E. Magee, manager of the Merchants Bank said the prisoner had come into the bank at 4 o'clock on the day in question and asked them to cash a cheque on W. & D. Dineen Co. for \$450. Just prior to this he had received a telephone message to the effect that the cheque was good and the speaker claimed himself to be connected with the Home Bank in Toronto. He said he would send Manager Magee a telegram as security. Witness sent "Evan" out to get Mr. Martin to identify him and as soon as he had gone they got the Home Bank on the wire and it disclaimed all knowledge of the cheque, telephone message or telegram. Shortly after a telegram arrived as the mysterious voice had proclaimed and "Evan" called up the Home Bank and had arrived. He was told yes and said he would come right away with the cheque. When he arrived there Mr. Martin was there and so was Detective Campbell. He was arrested and taken down to the Police Station. Detective Campbell was called and said he was asked to the Merchants Bank on January 9, and while there he saw the prisoner present the cheque and he then arrested him. After his arrest he told him that he was working for the Dineen Co. When he searched the prisoner he found four

OVERCROWDING PUBLIC HALLS.

ST. CATHARINES TRADES AND LABOR COUNCIL PROTESTS.

Want Four-Pound Loaf of Bread—Boy May Die—Trouble Over Thorold's Ex-Tax Collector—Merrittion Councillor May Not Qualify.

St. Catharines, Jan. 16.—(Special)—The St. Catharines District Trades and Labor Council last night passed a resolution asking the City Council to take means to stop the overcrowding of opera houses and other places of amusement. The resolution asks also that the placing of chairs in the aisles be prohibited and that proper exits be furnished. This action was taken in part because of the fire in the St. Paul Street Hippodrome yesterday afternoon during a performance at which a fair number of people were present. The Trades Council also passed a memorial to the Ontario Government asking that bakers be compelled to make a uniform four pound loaf of bread. Lorne McDermott, the boy who was operating the picture machine at St. Paul Street Hippodrome yesterday when it exploded, is so seriously burned about the head and body that his recovery is regarded as doubtful. The Thorold Town Council, after endeavoring for months to effect a settlement with Ex-Tax Collector P. C. Creegan, have failed utterly. It looks as if the bondsmen will have to sue the municipality, but as one of them, V. J. Johnston, died a couple of months ago, it makes a complication there also. Councillor Elect Charles Badger, of Merrittion, has not yet signed his declaration of qualification. It is said that while he is assessed as owner he lives with his mother to whom the property for which he is assessed was willed by his father to be held by her during her life. In case he cannot hold the seat Albert Stewart, the next man on the list, will take it.

MANUFACTURERS

Executive of Canadian Association Meets and Dines Here.

The Executive of the Canadian Manufacturers' Association held its monthly meeting in Hamilton, for the first time to-day, opening at 2.30 in the Board of Trade rooms, with Senator Rolland, President, in the chair. The Executive has a good deal of important business. This evening at 6.30, Senator Rolland and Mr. Robert Hobson, Vice-President of the Ontario branch, will hold a reception at the Royal Hotel, and at 7 o'clock dinner will be held, at which a large number of the representative manufacturers of the city will be the guests of the association. Mr. C. C. James, Deputy Minister of Agriculture, will speak on the toast of "Agriculture and Manufactures." This will be followed by a presentation to Mr. Harry Cookshutt, of Brantford, Past President of the Association. Mr. J. L. Hughes, of Toronto, will speak to the toast of "Technical Education." The local committee has been doing its best to give the visitors a good time, and will doubtless succeed.

WILL NOT OPPOSE BILL OF THE RADIAL COMPANY

President Gibson Agrees to Terms That Will Protect Hamilton's Interests.

The question of having that part of the line within Hamilton under Provincial or Dominion jurisdiction was the rock on which the special committee dealing with the Radial bill and Hon. J. M. Gibson, President of the company, met at the conference to-day. After thrashing the matter out for nearly two hours, and just when it looked as though it would be a case of fighting it out at Ottawa, Ald. Dickson made a suggestion that met with the approval of both sides, and Hamilton will not oppose the bill. He proposed that the company agree to be governed by any orders affecting the Hamilton Street Railway, whether made by the Ontario Railway Board or the city, regarding the operation of cars within the city. Colonel Gibson said he was prepared to make an agreement with the city to this effect, but would not consent to it going into the bill, declining to take a chance at Ottawa with any clause that might be declared ultra vires. Mayor Stewart and his colleagues decided that they had settled all the other points, and they considered this agreement would fully protect the city's rights. The matter of drawing it up was left with the City Solicitor. Regarding the franchises in Barton, Colonel Gibson imparted some interesting information. Ald. McLaren thought the company might join its tracks with the Jockey Club line, and that this would come under the Radial, the city losing the percentage down there. Colonel Gibson admitted that this was quite probable. Col. Gibson further thought this side of the street railway would be sold to the Radial to avoid paying the percentage to the city, and he said he considered the company was very foolish in not carrying the fight over this to

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