

LAUGHED IN FACE OF DEATH

Slayer of Grandfather Jest Over Death Sentence. His Accomplices Got Thirty Years' Imprisonment.

An Effort Will be Made to Save Lad From Chair.

Bridgeton, N. J., Jan. 27.—Literally smiling in the face of death, Walter Zoller, the 18-year-old slayer of his grandfather, William Read, at Vineland, November 13 last, was yesterday sentenced by Judge Trenchard to die in the electric chair in the Trenton prison the week beginning March 8.

Herbert Grigg and Cline Wheeler, who were implicated in the crime, were sentenced each to 30 years at hard labor in the penitentiary. Grigg on the second degree verdict found against him, and Wheeler on a plea of non-vult, to which he changed his former plea of "not guilty."

All three were sentenced in a far different mood. Some of the members of the families affected wept copiously, and the relatives of Zeller will take immediate steps to secure, if possible, a commutation of his sentence from the death chair to one of life imprisonment. Zeller is now under death watch in his cell at the county jail.

Wheeler's plea was the opening action of the County Judge, Judge Trenchard had formally prepared to impose sentence. He Roy Loder, counsel for Wheeler, asked permission of the court to change the plea of his client from not guilty to non-vult.

Loder said he was prompted to make the plea be changed by the circumstances of the case. "While Wheeler is legally implicated in the crime he should not suffer morally the full penalty of the law," said Loder. "The ends of justice will be served if your Honor accepts a plea of non-vult. I also ask for leniency and mercy in behalf of my client."

Prosecutor Pithan said that he had considered the case against Wheeler carefully, and in view of the second degree verdict in the case of Grigg, and as long as the statutes allow a prisoner to change his plea from not guilty to non-vult, he would not oppose such a plea if Judge Trenchard did not object.

Before accepting the plea, Judge Trenchard conferred with Judge Tuller and then said: "The plea is granted." Then the Judge sent for Zeller and Grigg. Wheeler was already in Court seated near his lawyer and the lawyers for the other boys. Mrs. Grigg, mother of Herbert, Mrs. Grigg, Edwin Cooper, step-father of Zeller, and the father of Wheeler, were in Court to hear the sentences.

Zeller and Grigg were smiling as they entered the court room, but when they saw the anxious look on the face of every person in the crowded room, they straightened up.

Judge Trenchard was much affected by his disagreeable task and he spoke quite huskily to Zeller, whom he first sentenced. "You have been convicted justly under the law and the evidence in your case, of murder in the first degree," said the Judge. "The sentence of the Court is that you die at the time, the place and in the manner prescribed by law. You may be seated." Then Judge Trenchard handed the death warrant to Sheriff Payne and said, "Send this to Trenton, for the execution shall be carried out the week beginning Monday, March 8."

Grigg and Wheeler were then sentenced.

STOLE CHICKENS.

Two St. Catharines Lads Sent Down for Six Months.

(Special Despatch to the Times.) St. Catharines, Ont., Jan. 27.—Two youths, Percy Loftus and Albert Breckitt, aged twenty years each, who had been allowed to go previously on suspended sentence, were this morning convicted before Police Magistrate Campbell in the Police Court of stealing chickens from the premises of Charles Robinson, George street. Each was sentenced to six months' imprisonment in the Central Prison.

BAR WAS OPEN.

Kingston Hotel Man Fined \$30 or Fifteen Days.

(Special Despatch to the Times.) Kingston, Ont., Jan. 27.—Samuel Harkness, proprietor of the American Hotel, was fined in the Police Court this morning \$30 or costs or fifteen days in jail for keeping his bar open after hours on Saturday night last. The defence was that the doors had been left open for the convenience of the yard man, who was cleaning out the bar. The Magistrate held, however, that the doors should have been locked, and accordingly found the defendant guilty.

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.

BIG LAW SUIT OVER PRATT BUSINESS.

Mrs. D. B. Pratt Has Begun Action Against T. H. Pratt and Pratt Company.

Cahill & Soule have issued a writ on behalf of Mrs. Mary Jane Pratt, wife of Mr. D. B. Pratt, against T. H. Pratt, the T. H. Pratt Company, Limited, Robert Peebles and A. H. Birge. The plaintiff asks that the defendants pay back to her and the other shareholders of the T. H. Pratt Company certain moneys which she claimed have been illegally taken from the firm.

In the statement of claim she asks that an order be made that T. H. Pratt be made to return certain sums of money which she alleges have been taken by him in lieu of rent, taxes and water rates, for 16 and 18 James street north. She also asks that he return certain moneys which she alleges were improperly appropriated by him from the funds of the defendant company for the installation of electric wiring and for making certain repairs, for which it is claimed the defendant company is not liable, and for the return of moneys paid by T. H. Pratt for the insurance premiums on the store, and the fixtures contained therein. She also asks that Mr. Pratt and Mr. Birge be ordered to return to the company the value of all property of the company taken by them, whether or not it is charged in the books of the company. The plaintiff further asks for a declaration that certain fixtures purchased in March, 1899, by the defendant company from Frederick W. Watkins, are the property of the defendant company, and not of T. H. Pratt, as by him alleged.

Mrs. Pratt asks for a declaration that all sums of money paid to T. H. Pratt for his services over and above \$1,500 per annum, and to Robert Peebles for his services over and above \$1,200 per annum were illegally and improperly paid by the defendant company. An affidavit sworn to by Mrs. Pratt is filed with the writ, and it is therein stated that all resolutions and by-laws of the company whereby the salary of Mr. Pratt was increased above \$1,500 per annum, and that of Mr. Peebles over \$1,200 per annum, if passed, were passed illegally and are null and void. An injunction is asked for restraining the defendants from acting upon or under the alleged by-laws or resolutions and from holding a meeting of the shareholders to ratify or confirm such by-laws or resolutions.



EMPEROR WILLIAM. Celebrated his 80th birthday to-day.

A BIG DEAL.

T. D. J. Farmer Buys Valuable Winnipeg Property.

(Special Despatch to the Times.) Winnipeg, Man., Jan. 27.—The largest real estate deal in many months here, closed yesterday, when T. D. J. Farmer, of Hamilton, bought the corner of Rupert and Main streets, a hundred feet, from Geo. Craig, merchant, at two thousand dollars a foot, also a lot on Garry, and on Nena, and seventy thousand dollars' worth of farm property in Alberta and Saskatchewan streets. It is also reported that Mr. Farmer bought 63 feet on Main street, a block south of Portage avenue, known as O'Connor's Hotel, for \$1,850 a foot. Mr. Farmer will erect two seven storey office buildings on the sites.

BELMONT SICK.

New York, Jan. 27.—August Belmont, the banker, to-day underwent an operation for appendicitis in the Memorial Hospital in this city. The operation was regarded as successful, and the condition of Mr. Belmont thereafter was satisfactory to his physicians. No doubt he is entertained as to his recovery.

TO DECIDE PARTNERSHIP

A writ was issued this morning by W. L. Ross on behalf of Minnie C. Wright, executrix of the estate of the late E. T. Wright, against H. G. Wright, of E. T. Wright & Co. The writ is for a definition of the partnership interests.

ASK INCREASE.

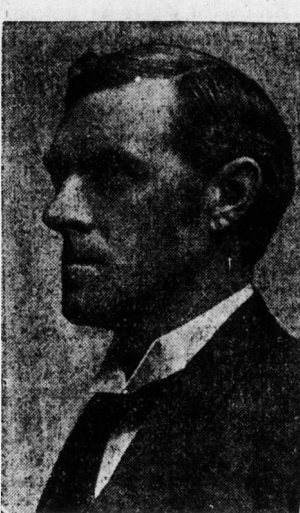
Moulders Are Seeking More Money Under New Agreement.

An important conference between representatives of the Moulders' Union and a committee of the employers will be held this week. The old agreement under which the men have been working expires shortly, and the men have determined to ask for an increase. Some months ago when business was dull the employers asked the men to consent to a cut of 10 per cent. The union refused to hear of this, and the result was a strike. The men returned later at the old rate, the only difference being with day men, who were formerly paid \$2.90 a day. They received \$2.75 under the new arrangement.

FIRE OUT AT LAST.

The charcoal fire which started on Sunday evening at the foot of Victoria avenue in some cars, was put out yesterday afternoon at about 5 o'clock. Captain R. Atchison was in charge of the squad which at last succeeded. This fire was a most demoralizing one, the men being shifted to all kinds of meal hours and sometimes lucky to get them at all. Squads of men were at work almost 48 hours. The loss will amount to about \$5,000. The charcoal was the property of the Standard Chemical Co., of Toronto, and some of it may be salvaged.

It takes a lot of faith in humanity for a man to convince himself that his wife believes everything he tells her.



MR. J. WALTER GAGE, Reeve of Barton, who was yesterday unanimously elected Warden of the County of Wentworth.

THE MAN IN OVERALLS

I hope it won't be necessary to quarantine Glanford.

Now watch. Tom Crooks won't do a thing to the Coal Oil Inlet.

Every drunken man seen upon the street is an argument in favor of the reductions.

What does the Ontario Government do with all the money it gets from the Dominion Government?

The sooner this power question is settled the better it will be for Hamilton.

You can't be too careful about fire. It's so easily started and sometimes so hard to put out.

Flowing in January. Think of that for Our Lady of the Snows.

But, Aid. Allan, because you went to school with somebody is a poor reason for doing wrong.

It just struck me a minute ago that had Mayor Stewart been in the chair at Monday night's Council meeting there would have been a riot. Mayor McLaren never lost his head or control of the meeting for a minute. (Cheers.)

Ald. Allan's sympathy racket about his old college chum keeping hotel almost made me laugh.

Congrats, Warden Gage. Mr. French will keep until next year.

Whatever is to be done with the City Engineer, let it be done quickly. How would Ald. Peregrine like to have a thing like that hanging over his head from year to year?

Ald. Morris seems to possess quite a few of the qualities that make men leaders.

Perhaps the Daughters of the Empire could be got to pay over the overdraft.

Possibly, who knows, Mr. Callaghan may move to knock off a few of the superfluous licenses.

The Herald is becoming quite a knacker just when we wanted a few boomers.

Seeing that the mountaineers pay for the privilege of living in the city, they should get all the privileges that go with living in the city. That's logic.

Doesn't Ald. Clark think it would be safer if he took the pledge?

Ald. Jatten doesn't want a saloon next his own door, but he doesn't mind it being next somebody else's door.

Might I ask, while there is a lull in the conversation, where it is intended that the hospital nurses shall sleep?

NO SMALLPOX. Barton Township Health Is Pretty Good Just Now.

The Board of Health for the Township of Barton held its annual meeting on Monday last, January 25th, 1909, when Dr. Alway's report was received. It was as follows: I beg to report that there are no cases of smallpox in the Township of Barton at the present time. There are five families with scarlet fever, two on the mountain and three under the mountain, all doing very nicely. There is no diphtheria, no measles and no chicken-pox. As to the dumping of excreta in the Township of Barton, I would strongly recommend that the Board of Health should not allow it being dumped in the township, owing to it being so thickly populated, thereby endangering public health.

McCOLM-DAVIS NUPTIALS TO-DAY.

Marriage of Lovely Daughter of Mr. and Mrs. W. R. Davis to Mr. C. P. McCollm.

One of the most fashionable weddings of the season was held this afternoon in Central Presbyterian Church, at 3 o'clock, when Miss Aileen Davis, eldest daughter of Mr. W. R. Davis, surveyor of customs, and Mrs. Davis, 76 Sanford avenue south, was united in marriage to Charles P. McCollm, eldest son of Mr. and Mrs. J. L. McCollm, of Muscatine, Ia. Long before the arrival of the bridal party, the guests, and those who held tickets, poured into the church. During the assembling of the guests, Mr. C. Percival Garratt played a number of selections. During the signing of the register, Mrs. Frank MacKeelan, of Toronto, sang in her usual delightful manner.

The bridal party entered the church promptly at three o'clock, and to the strains of the Wedding March from Loehengrin, marched slowly down the aisle. The bride entered on the arm of her father, and presented a pretty picture of young Canadian womanhood, in a beautiful diaphanous gown of Duchesse Messaline, trimmed with old rose point lace, and studded with seed pearls. She carried a bridal bouquet of lilies of the valley and white roses. She also wore the gift of the groom, a handsome white scolded silk cloak with ermine stole and muff. The maid of honor, Miss Helen Grantham, and the bridesmaids, Miss Violet Crerar, Miss Maude Elson, (Miss Port, Ill.) and Miss Madeline Davis, sister of the bride, were attired in diaphanous gowns of chiffon cloth, appliqued in soutache with yoke and sleeves of point net. They carried white Marabout muffs and wore stoles, the gifts of the groom. Miss Elsie Butler, of Flushing, N. Y., was a dainty flower girl in a Kate Greenaway gown of ivory satin, and carried a basket of red tulips. The groom was attended by Mr. Ellis Parker Butler, of Flushing, N. Y., and the ushers were Gordon Davis, Gamble Geddes, Jack Moodie and Bernard Hoodless. Rev. Dr. Lyle officiated, assisted by Rev. W. H. Sedgewick, in the presence of about seven hundred guests. As this was the first wedding in the new Central Church, Rev. Mr. Sedgewick, on behalf of the Board of Managers, presented the bride with a beautiful Bible.

LEFT \$164,000. TO MUZZLE THE PRESS.

Will of Late H. P. Coburn Entered For Probate.

The will of the late Mr. Henry P. Coburn has been entered for probate at the Surrogate Court office, by his widow, Anna Augusta Coburn, and T. P. Depeux. The estate is valued at \$164,282.27, made up as follows: Household goods, \$2,000; horse and carriages, \$1,000; bank debts and accounts, \$18,567.95; bank and other stock, \$134,550; cash in bank, \$374,322; other property, \$5,000; six lots in Winnipeg, \$2,400. The estate is divided as follows: August Ames Coburn, of Millford, Mass., brother, \$4,000; Pascal P. Coburn, of Claremont, N. H., brother, \$8,000; Phoebe Jane Brown, Lowell, Mass., sister, \$4,000; Hattie Hope, city, cousin, \$2,000; Sarah H. Nye, city, sister-in-law, \$1,000; Eliza Jenkins, house-keeper, \$2,000; Sarah Belleau, domestic, \$300; Matthew Beckerson, coachman, \$200. The widow receives \$142,000. About \$4,800 will go to the Government under the Succession Duties Act.

HORSE CASE.

Flock vs. Johnston Dismissed and Sessions Over.

The general sessions were concluded at noon to-day, when the case of Flock vs. Johnston, for \$140 for breach of warranty in a horse, was dismissed by Judge Snider. The plaintiff claimed that the defendant had sold him a horse which he had stated was sound, but it later developed that the animal had chronic indigestion, which became worse, and it died. The defendant claimed that he had told the plaintiff that the horse was a good worker. P. D. Crerar, K. C., for the plaintiff, and S. F. Washington, K. C., for the defendant. The action of Ford & Featherston vs. Wigle was dismissed.

WHO IS HE?

Alleged Hamilton Man Under Arrest At Detroit.

Detroit, Jan. 27.—(Claiming Hamilton, Ont., as his home, a man giving his name as Frank Richards, was picked up by the Detroit police yesterday on a charge of swindling. Unfortunately Richards picked out as prospective victims two of Detroit's brightest sleuths, Detectives Hume and Larkins, and when they naturally showed signs of distrust Richards wanted to remove to a new locality at once. But Detective Larkins took him over to police headquarters instead. Richards' plan of operation was to advertise for "door-walkers" at \$7 per week to handle the crowds at mythical fire sales, and after getting his hand on some of the applicants' money to disappear. Richards admits having served time in the Central Prison as well as on this side of the line.

The Hamilton police say there is no Frank Richards on their list of acquaintances. They believe the man in Detroit either gave a wrong name or a wrong address.

THE ORDEAL WAS SEVERE.

Saw Beer Allowed to Run Into the Sewer And Prisoner Reviled Police Because He Was Refused.

David Tironer Fined \$30 For Selling Without Licence.

The old expression of "hard as pulling teeth" but lightly covers the feelings of a prisoner in the cells at No. 3 Police Station this morning, when he was forced to watch two kegs of lager beer and a number of bottles of "Regal" emptied down the sewer in front of his cell window. This poor knight of Beowulf was arrested for being drunk to-day, and was lodged in one of the city's rent free rooms. He had partially overcome the effects of the "suds" he had put himself on the outside of, and was watching the sun streaming into the little quadrangle between the court room and the cells. Suddenly the peaceful silence was broken by a tapping noise that sounded familiar. The disciple of Bacchus craned his neck and looked through the bars, and what was his surprise to see sergeants Robinson and Knox and Deskman Hawkin opening two kegs of beer. Visions of an invitation to wet his whistle floated through the boozey one's brain, and he looked on with a smile and got his tin cup ready for a reviving mortal. What was his disgust when the placid policeman allowed some of the precious drops to spill on the pavement of the quad. He still looked hopeful, however, as both kegs were full to the limit. His hopes were dashed to the ground when suddenly the sergeants up-ended the kegs and turned the streams toward a sewer grating. He begged for a drink, and when it was repeatedly refused he sat down sullenly on his bench and reviled the police with bitter insults. The faint aroma arising from the two streams faded dwindling away, was almost too much for him, and as the last gudder away he muttered that he would sooner march to the guillotine like the Frenchman did the other day than go through such a terrible half hour again. The booze was collected in a raid a few nights ago at the home of David Tironer, 70 Locomotive street. This morning Tironer pleaded guilty to selling liquor without a license, and was fined \$30. The booze was ordered to be confiscated, and although Chief Smith asked for the permission of the court to smash the kegs this was not granted. He said that the brewery which delivered the kegs could not collect for them when smashed by the police, and it would have a tendency to make the brewery more careful as to whom they deliver kegs to.

The only other case in court was that of William Weaver, 6 Charles street, who was fined \$5 for neglecting to send his child to school. The money will not be collected if the said child attends regularly from now on.

NEW BISHOP.

Very Rev. Dean Mahoney Still Being Mentioned.

A special despatch from Toronto to the London Advertiser again mentions Very Rev. Dean Mahoney, of this city, as the likely man for Bishop of London. The despatch says: It was stated here to-day that Rev. Father Hand's chances of securing the bishopric of London are not nearly so bright as they were before Christmas. Then it was practically understood that he was to be the new prelate, but since that time matters have taken an unexpected turn. His undoubted ability is recognized, but it is said there are 30,000 French-speaking Catholics in the Diocese of London, resident about Sandwich and the Windsor and Chatham districts, and these are a charge which only a man who can speak French fluently can handle. Father Hand, it is understood, cannot speak French fluently, though, of course, he can read and write the language. His Grace Archbishop McEay, when Bishop of London, was especially valuable, from the fact that he was a fluent French speaker, and when he organized the separate schools in the French districts, his knowledge of the tongue of his flock made it possible for him to perform a very delicate task without "putting his foot in it." Rev. Father Aylward, of London, is also very much in the running at present, as he is a brilliant French scholar, and is a graduate of Laval University, Quebec.

STORES ROBBED.

Burglars Broke Into Three But Got Very Little.

(Special Despatch to the Times.) Guelph, Ont., Jan. 27.—The burglarizing of three stores last night took High Constable Merewether to Mount Forest to-day. Two dry goods stores and a jewelry store were forced by breaking the doors, but the thieves seemed to be looking for cash, very little of which they got. So far as can be learned a bunch of small jewelry, including watch chains, etc., was about all that was taken.

Sweet Juicy Oranges.

We are selling fine-flavored, juicy oranges that are sweet, absolutely sweet, several sizes and prices, also tangerines and bitter oranges, for marmalade, ripe pineapples, Boston head lettuce, butter beans, cucumbers, mushrooms, sweet peppers, sweet potatoes, Spanish onions, new cabbage, new potatoes.—Bain & Adams, 89-91 King street east.

American Smoking Tobacco.

Lucky Strike signed plug smoking tobacco is sold in this city for 15 cents a tin at peace's cigar store. Old English curve cut tobacco costs 15 cents a tin at 107 King street east.