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TEN PAGES—ONE CENT

Mr. Carvel Asks For Committal Of William B. Tennant To Jail

Refuses To Say To Whom That \$20,000 Went

Admits T'was For Political Purposes

Commissioner Stevens Says Witness Must Answer and Gives Him Till This Afternoon to Decide—Thos. Nagle, on Stand, Denies Some Statements of Former Witness

There was a dramatic scene at the Valley Railway inquiry, which is being held in the court house by Commissioner J. M. Stevens, during the morning session today, when W. B. Tennant faced the alternative of being paid \$20,000 for political purposes or going to jail for contempt of court for refusing to answer.

The payment was disclosed as a result of the examination of Mr. Tennant's books by Paul F. Blanchet, the auditor, who testified that, two days after Mr. Tennant had received \$20,000 from the Nova Scotia Construction Company at the time the second contract was signed, just prior to the last provincial election, a check for the same amount was issued by Mr. Tennant, payable to "Cash."

In explanation of this transaction, Mr. Tennant told the court, that the money was paid for political purposes.

"To whom did you pay it?" Mr. Carvel asked.

"I decline to answer," was Mr. Tennant's reply.

After an argument, the commissioner ruled that the question must be answered. Mr. Tennant still refused, and Mr. Carvel moved for an order for the committal of Mr. Tennant to jail.

The commissioner postponed action until 2:30 o'clock, when he would give Mr. Tennant another chance.

The first witness was Thomas Nagle. Mr. Nagle told of the formation of the partnership between himself and Kennedy & McDonald, under which he was to receive half the profits if they secured a contract. He testified that Kennedy & McDonald refused to submit a tender for the chief contract, as they were afraid they could not handle it and that it was not because they were told that they could not get it.

He arranged for the sub-contract "forcing" Mr. Lindsay of the Construction Company to give them good prices. The next day he drew up the agreement requiring Kennedy & McDonald to pay him \$20,000, when the contract was signed. Mr. Nagle denied saying that the money was not for himself, and testified that he kept it all and used none of it for political purposes; that he had not contributed a cent to the last election.

Mr. Blanchet, the auditor, told of examining Mr. Tennant's books and accounts and finding no regular set of books; neither could he find the cancelled checks for the period following the payment of \$100,000 by the construction company to Mr. Tennant. The records showed many checks payable to "cash," the disposition of which he could not trace.

On the same day that the \$100,000 was deposited, Mr. Tennant drew a check for \$40,000, payable to "cash," and there were other similar payments of smaller size at later dates.

Comparing Mr. Tennant's receipts and disbursements, the auditor said he had found value to represent the full \$120,000 received from the construction company, with the exception of \$8,200, which Mr. Tennant said was paid for political purposes. Mr. Tennant later explained that \$5,000 of this was used as a payment on a \$20,000 political note, and the balance was paid into St. John county at the time of the last election.

Thomas Nagle.

When the court opened this morning, Thomas Nagle was called to the stand and sworn.

In reply to Mr. Carvel's questions, the witness said that he was a partner with Kennedy & McDonald in their sub-contract and that he got from St. John his share of the profits, \$17,500 and a note for \$2,500.

When the Valley Railway tenders were called for, the witness said, he was interested and looked around for some one with whom he might enter a partnership to tender for the work. He thought he had completed arrangements with one man but the latter fell down and he had to look further. He heard that Kennedy & McDonald had a good plant and he wrote to them and arranged a conference in St. John, after some correspondence.

During the discussion which ensued, Mr. McDonald said that he did not think it was much use for them to tender as the Fleming business had hurt them. However, they had practically decided to tender when Mr. Kennedy burst to talk about labor conditions and the difficulty of getting men and said that he was afraid of it.

Mr. McDonald suggested that they might get a sub-contract and the witness said that might depend on who got the main contract. He denied telling Mr. McDonald that only the N. S. Construction Company could get the contract. He added that his men seemed to be falling down and, when McDonald asked if he could get them a sub-contract, he said that he would see Mr. Tennant who represented one firm who were tendering but said that several others were, too, he thought—Corbett, the Dominion Construction Company, Foley, Welch & Stewart and some others.

The witness said he applied to Mr. Tennant and asked, if the N. S. Company got the job if they would give Kennedy & McDonald a sub-contract. Mr. Tennant said that he did not know if they would get it but if so, Kennedy & McDonald probably could have a sub-contract.

The witness returned and related the conversation to Mr. McDonald but the latter was not satisfied. Mr. Nagle then called Mr. Tennant to his office and Mr. McDonald asked Mr. Tennant about the sub-contract. Mr. Tennant said he would see and went out. When he came back he said they could have ten miles, at favorable prices. He did not know what the prices would be but probably at about as good as those they had received on the other section. Mr. McDonald wanted Mr. Tennant to put it in writing but Mr. Tennant refused, saying that they would have to take his word for it. The witness assured Mr. McDonald that Mr. Tennant would keep his word and Mr. Tennant said that what Mr. Nagle said was right.

The suggestion that a tender should be put in at higher rates than those of the construction company, the witness testified, came from Mr. McDonald and was opposed by him.

CATHEDRAL BLAZE WAS NOT DUE TO FRENCH

Famous St. Quentin Church Probably Has Been Destroyed—Germans Rob the Town

French front in France, Aug. 16.—(By the Associated Press)—The fire in the St. Quentin Cathedral was first observed about six o'clock on Wednesday night by sentinels in a French trench outside of St. Quentin. They were started to see tongues of flame breaking from the famous cathedral and soon the entire structure was ablaze. The fire continued to light up the town and the surrounding country until two o'clock in the morning. It died down in the morning. The cause of the fire is unknown. Certainly it was not due to the French fire. There was little bombardment last night and when the correspondent watched columns of smoke float away on the light wind, the landscape was singularly peaceful. Prisoners say the town has lately been pillaged by officers and men who are sending many stolen valuables to Germany.

CANADIAN AVIATOR KILLED IN ONTARIO

Airships Collide and Cadet Dorr Falls to Earth in Flames

Toronto, Aug. 17.—Cadet S. H. Dorr was killed near Armour Heights aviation camp this morning as a result of a collision with another machine 800 feet in the air. Dorr's machine burst into flames and pitched headlong to the earth. Dorr's neck was broken and his body badly burned.

SECOND TIME WOUNDED

Driver Andrew Gibson This Time Hit in Left Thigh

Mrs. Andrew Gibson, 29 Rock street, received word this morning that her husband, Driver Andrew Gibson, had been officially reported admitted to No. 54 Casualty Clearing Station, August 8, with gunshot wound left thigh. This is the second time that Driver Gibson has been reported wounded. He was wounded first on July 12, and had apparently just gone back to the trenches when he was hit the second time.

MYER LEVINE VERY ILL

St. John Saldier in Netley Hospital—Had Been Wounded

That her son, Pte. Myer Levine was officially reported as dangerously ill in the Royal Victoria Hospital, Netley, on August 13, was word received by Mrs. Ethel Levine of 29 Lombard street today. Three letters have been received by the soldier's relatives within the last week conveying the information that he was suffering from a wound in the knee, but there was no intimation that he was seriously ill. The last letter was dated July 27.

FRED. CLARK SAVED LIFE OF ANOTHER BOY IN THE RIVER

Fred Clark, nephew of John Irvine of East St. John, rescued another boy, Ken Ryder, from drowning at the Exmouth street Methodist Sunday school picnic at Crystal Beach on last Wednesday. The young lad had fallen into the river and Clark pluckily jumped in after him, clothes and all. Young Ryder had gone down for the second time when Clark reached him. The boy has been warmly commended for his plucky act. Both lads are Boy Scouts and members of the Exmouth street church Sunday school.

WEATHER REPORT

Issued by Authority of the Department of Marine and Fisheries, R. F. Stupart, director of meteorological service.

Synopsis—The shallow depression which was over the Great Lakes and upper St. Lawrence Valley yesterday now extends from Quebec southeastward to the middle Atlantic coast. Numerous showers and thunder storms have occurred in Ontario and the following by cooler weather, while in the west the weather has continued fine and very warm.

Ottawa Valley—Fresh northwesterly winds, cooler. Saturday, westerly winds, fair and cooler.

Occasional Rain.

Maritime—Fresh to strong southerly winds, occasional rain tonight and Saturday.

IN ALLEY ON NIGHT OF THE ILLIAMS MURDER

Mrs. Frederick Doherty Heard Voices of Man and Woman

HOW TO LEARN WHO THEY WERE

Groped Way Down From Main Street Opposite Scene of Crime; Passed by Her Window as She Was up Caring For Baby

Further investigation by a Times reporter this morning revealed something new in the mystery surrounding the murder of Harry L. Williams. About half past eleven o'clock on the night of the murder Mrs. Fred Doherty, who resides in a basement flat directly opposite the scene of the crime, was caring for her baby, which was very fluffy, and as she laid it down in its crib, near one of the windows overlooking an alley, she distinctly heard the voices of a man and woman who were groping their way down the alley in the darkness. She heard them pass by the window and continue along and almost immediately heard the man come steadily back. The two, when they passed the window, were speaking in a whisper and apparently were trying to hurry along the dark passage.

This alley leads from Main street to the basement flat and thence to the back yard from which access can be had either to Harrison or Murray street. As this alley is narrow, and very dark, it is quite difficult to more along it at night. It is private and no one except those residing in the basement flat use it.

When the identity of these two persons is known, and their movements ascertained for it is felt that some light will be thrown on the murder mystery. It is thought that this may be the clue to the case.

It will be recalled that the Times reported a man, who was lying awake in a short distance from the scene, telling of hearing footsteps across the street and then a sharp sound like a hammer striking glass. He said that he took one instance only, when he saw the glass in the fire above, situated in the corner of Harrison and Main streets. He later heard of the ceremony to summon a doctor and, thinking some person was injured, he went down to the scene, but failed to see any one in the street.

The Times also told about a little girl bearing a revolver shot and when she heard the shot about in the morning, no credence was given her words until some hours later when the murder was reported.

It is said that a man and woman were seen in the vicinity of the store of the police on Main street. This could not be verified this morning.

KIRKPATRICK-DARRAH

The wedding of Miss L. Kirkpatrick of Fairville and Miss Rosella E. Darrah of Chipman, was solemnized in the Presbyterian church in Chipman on August 13, by Rev. E. E. Merratt. The church had been artistically decorated with wild flowers and potted plants. The bride wore a white satin dress with a high collar and long sleeves. Her hair was carried up in a bouffant. The groom wore a dark suit and a white shirt with a bow tie. The ceremony was performed by Rev. E. E. Merratt. The church had been artistically decorated with wild flowers and potted plants.

FURTHER CONFERENCE OVER CARE OF TUBERCULAR SOLDIERS IN EAST ST. JOHN

A committee appointed by the municipal council to arrange matters in connection with the care of tubercular soldiers at the St. John County Hospital met this morning at eleven o'clock. Those present were: Colonel Sharples, Colonel Walker, John A. Howard, Dr. S. H. McDonald, James E. Bryant and the county secretary, J. King Kelly. The committee was organized by the St. John County Hospital and to wait for further plans from Ottawa.

AFTERNOON POLICE COURT

Langford Coram was before Police Magistrate Ritchie this afternoon on charge of assaulting his wife. He was found guilty. Another charge, that of supplying liquor to John O'Leary, was laid against Coram. He admitted to the charge that he had given O'Leary a bottle. The court had not struck a fine in either case at the time of going to press.

BURIED TODAY

The funeral of Thomas McAfee took place this afternoon from his late residence, 75 Marsh road. Services were conducted by Rev. Mr. Boothroy. Interment was made in Fernhill.

PROPERTY TRANSFERS

C. B. D'Arcy reports transfers of property as follows: Self-contained dwelling on Leaschoad lot, Rodney street, West End, from Frederick Radcliffe to Otto B. Duffey. Self-contained dwelling, on Leaschoad lot, Rodney street, West End, from W. E. Scully to John Edward McLeod. Self-contained house with freehold lot, Duke street, West End, from C. D'Arcy to W. L. Campbell. Freehold lot, 50 by 100 feet, on Randolph Heights to Joseph E. Viger.

VARIOUS VIEWS OF POPE'S PROPOSAL

London Telegraph Says it is Advance Towards Peace

NEW SITUATION CREATED

Regards Pottif's Suggestions, However, as Wholly Inadmissible as Basis for Negotiations—Daily News Says Text Shows Note Less Important Than Summaries

London, Aug. 17.—The proposals of Pope Benedict, notwithstanding many wholly unsatisfactory features, the Daily Telegraph thinks, mark a perceptible advance toward the formulation of such peace as the Allies demand and the world needs. The note, it says creates a new situation and it may well represent what Austria-Hungary, South Germany and a strong body of opinion in East Prussia itself are trying to force upon the German imperial government.

Nevertheless, as the basis of peace negotiations, the note is, in the opinion, wholly inadmissible and very far indeed from satisfying the requirements of a just peace as stated in the Allied notes to the United States in January.

The Daily News finds the note considerably less important than the summaries indicated, and describes it as a rather weak and plaintive document. It adds: "It is a plea of aspirations not a basis of settlement. If the Pope can persuade the warring nations to build on his foundation, well and good, but if he has reason to believe his efforts will be successful it must rest on some other basis than the proposals themselves. To take one instance only, Germany is not a party to the war, and the independence of Belgium." That is a master stroke of irony, but it is plain in an earnest and sincere appeal for peace.

OPINION IN ROME

Rome, Aug. 16.—The text of the papal note was reported first here in the Osservatore Romano, published at noon. The Vatican organ is printed usually in the morning. This is the first time that it has been published at noon today as a great expectation which occurred only once before, in November, 1907, when the Vatican answered the note of M. Briand, then French premier, about the law of separation of church and state. The text of the papal note was reported first here in the Osservatore Romano, published at noon.

HUNDREDS MADE HAPPY

The hundreds of children who were the guests of Manager Golding at the Imperial yesterday afternoon had a delightful entertainment and conducted themselves in a most orderly and becoming manner. They were in charge of the playgrounds teachers, and of Mrs. W. C. Good, president of the Playground Association. They followed the incidents in the absorbing picture on the screen with intelligent appreciation, and at the close heartily cheered Mr. Golding, when he appeared to announce next Saturday's closing exercises at Barrack Square.

BERNSTORFF TO CONSTANTINOPLE

Berlin, Aug. 16, via London, Aug. 16.—The appointment of Count von Bernstorff, former German ambassador to the United States, as German ambassador at Constantinople is forecast. Count von Bernstorff arrived in Berlin today and has been in conference with Imperial Chancellor Michaelis. The former ambassador at Washington is well acquainted with conditions in Turkey and the Balkans. His first diplomatic assignment was an embassy attaché in Constantinople thirty years ago.

APPOINTMENT FORECAST—HIS FIRST DIPLOMATIC ASSIGNMENT WAS THERE 30 YEARS AGO

Later he was secretary of the legation at Belgrade and he has been German consul general in Egypt.

BIT STRIKE IS OVER

Helsingfors, Aug. 17.—The general strike has ended.

BRITISH AIRMEN IN SUCCESSFUL ATTACKS

London, Aug. 17.—The admiralty announces the successful carrying out of a series of raids by British aviators, who dropped many tons of bombs on military objectives in Belgium.

The Ostend railway station and sidings and the Thourout railway Junction were attacked. The airbase at Ghistelles was bombed and several fires were observed. Attacks from the air were made on the airbases at Enghel and Uytkerke. All the airplanes returned safely.

Germans Gain a Bit But Soon Lose It

Counter-Attack Near Loos Only Temporarily Successful—Fail, Too, in Heavy Attacks on French—Canadians Took 900 Prisoners

London, Aug. 17.—The British statement follows: "Early last night the enemy twice counter-attacked the new positions gained by us yesterday east of Loos, in the direction of Cité St. August. At the second attempt they succeeded in pressing back our line slightly at some points, but later in the night our troops again attacked and re-established our positions. A further hostile counter-attack was completely repulsed and we secured a few prisoners."

"The artillery has been active on both sides in the night east of Ypres."

CANADIAN PRISONERS

By Stewart Lyon, special correspondent of the Canadian Press, Canadian headquarters, Aug. 17.—The total number of prisoners captured by the Canadians in the action around Lens is now over 900.

FAIL AGAINST FRENCH

Paris, Aug. 17.—The Germans last night attacked the new positions gained by the French on the Steenbeke River in Belgium. The war office announces that they were repulsed completely. Vigorous German assaults on the Aisne front also were beaten back.

The Germans also made a violent attack on the Verdun front. They gained a footing in the French advanced positions at some points, but were rejected by a counter attack.

French aviators took an active part in the operations on the Belgian front engaging in numerous combats with enemy machines, of which two were brought down and two were forced to land within German lines. French aviators also attacked with success, using bombs and machine guns and flying at very low altitudes, troop trains and aviation grounds of the enemy.

Belgian Report.

Paris, Aug. 17.—The Belgian communication issued last evening says: "During the days of Aug. 15-16 the German artillery actively shelled our communications and also fired at long range upon our cantonments in the rear."

"During the night of August 15-16 and throughout the day of the 16th our artillery, in co-operation with the French artillery, counter-shelled at various times the enemy's batteries. In the region of Woumen the enemy replied but feebly. An enemy detachment was taken under our fire yesterday north of Woumen."

"During the two days referred to, our aviators have carried out forty-eight flights, performing many missions, such as regulating the artillery fire, taking photographs, forming barriers and chasing enemy planes."

French Report.

Paris, Aug. 16.—The official communication issued by the war office tonight reads: "In Belgium our attack continued with success during the day. Our infantry, dominating our adversary, broke his resistance west of the Steenbeke and, continuing its progress, in conjunction with the British troops, captured all the positions of the enemy and more than 800 prisoners, of whom there were four officers as well as much material, which has not yet been classified."

"The two artilleries were active in the regions of Laffeur and Hurlbelle."

"On the left bank of the Meuse, in the region of Hill 904, one of our patrols brought back some prisoners."

"In Alsace, two German attacks at Barrkopf and south of Hartmannswillerkopf completely failed."

"The Germans fired the Cathedral of St. Quentin, which has been burning for several hours, forming barriers and chasing enemy planes."

"Eastern theatre.—Slight artillery activity on the front generally. There were patrol combats in the valley of the Strun in the region of Lakes Prebisa and Ochrida. Twenty-three French airplanes and five Italian bombers engaged enemy encampments in the region of Pajgrad while the British aviation service bombarded depots in the region of Rudarska."

Roumanian Commander.

Petrograd, Aug. 16.—Lieut. General Korniloff, commander-in-chief, arrived here today and had a long conference with Premier Krensky.

Frontier Re-opened.

Petrograd, Aug. 17.—The Russo-Swedish frontier, which was closed recently, has been re-opened.

The children of the West Side playground were treated with equal hospitality at the Empress. It was a red-letter day in the play season.

On Motor Tour.

Fredericton, N. B., Aug. 17.—Mr. and Mrs. L. G. Crosby, Mrs. James H. McAvity and Victor Crosby, of St. John, arrived here at noon today by motor. They came from Rothesay via Tracy in four and a half hours. This afternoon they will go to Woodstock. They will tour the Aroostook Valley and eastern Maine before returning to St. John via Calais and St. Andrews.

Amsterdam, Aug. 17.—Count Tamowsky Vontarow, former Austro-Hungarian ambassador to the United States, a report received from Stockholm says, will soon become minister to Sweden from Austria-Hungary.