

The Supreme Court

The trial of Ulford Cunningham for the murder of W. J. Skerry, came to a close on Wednesday evening last. The evidence was finished in the forenoon, Mr. McQuarrie then addressed the jury for the prisoner, and Mr. J. H. Bell for the crown. At the conclusion of these addresses, the Chief Justice charged the jury; they retired and in about fifty minutes returned and rendered a verdict of manslaughter. On Saturday, the Chief Justice passed sentence on the criminals convicted, as follows: Ulford Cunningham, indicted for murder, found guilty of manslaughter twenty years in Dorchester penitentiary. The prisoner, asked if he had anything to say said he was innocent of the crime. John McDonald, indicted and found guilty of assault and intent to do bodily harm to two years in penitentiary. Geo. McEdden found guilty of breaking into and stealing a quantity of liquor from Tignish railway freight house to four years in penitentiary. High Sheriff Wright with the prisoners in charge left for Dorchester. The court is still going on.

CANADA

PROVINCE OF PRINCE EDWARD ISLAND

IN THE SURROGATE COURT, 1st GEORGE V., A. D. 1910.

In re Estate of Charles A. Ford late of Bothwell in King's County in the said Province, Blacksmith deceased, intestate. By the Honourable Richard Reddin, Surrogate Judge of Probate, &c., &c. To the Sheriff of the County of King's County or any Constable or litigate person within said County.

WHEREAS

upon reading the petition in file of John G. Ford of Ferns, British Columbia and formerly of Bothwell aforesaid, Carpenter Administrator of the estate of the said deceased praying that a Citation may be issued for the purpose hereinafter set forth: You are therefore hereby required to cite all persons interested in the said estate to be and appear before me at the Surrogate Court to be held in the Court House in Charlottetown in the County of King's County in the said Province on Tuesday the seventeenth day of January next coming at the hour of twelve o'clock noon of the same day to show cause if any they can why the accounts of the said estate should not be passed and the estate closed as prayed for in said petition and on motion of A. F. McQuaid, Esquire, Proctor for said Petitioner, and I do hereby order that a true copy hereof be forthwith published in some newspaper published in Charlottetown aforesaid once in each week for at least four consecutive weeks from the date hereof and that a true copy hereof be forthwith posted in the following public places respectively: namely: On the front of the County Court House in St. John's, in King's County aforesaid and on the front of the schoolhouses situated respectively at Kingsborough and South Lake in said County of King's. And where any of the parties interested in the said estate reside out of this Province, let a copy of this Citation be served upon such party by mailing a true copy to the address of such party through the Post Office at St. John's in the County of King's and the receipt of the postmaster where such copy is delivered of the same being so delivered to the address shall be accepted as proof of the due service hereof so that all persons interested in the said estate as aforesaid may have due notice hereof. Given under my hand and the seal of the said Court the twenty-third day of December, A. D. 1910 and in the first year of His Majesty's reign. (sgd.) RICHARD REDDIN, Surrogate Judge of Probate. Dec. 7, 1910 41.

Sheriff's Sale.

By virtue of a Writ of Statute Execution to me directed issued out of His Majesty's Supreme Court of Judicature, at the suit of Archibald J. McDonald and Temple W. McDonald against Alexander Yostov, an absent or absconding debtor, I have taken and sold all the right, title and interest of the said Alexander Yostov, in and to all that tract, piece or parcel of land situate lying and being in Georgetown, in King's County, in Prince Edward Island, bounded and described as follows, to wit: On the north by the County Court House, to the east by Town Lot Number 2 in said Range and Letter, on the south by Durham Street and on the west by Victoria Street, having a front on Durham Street of 81 feet and extending north therefrom by parallel lines 123 feet and being and containing Town Lot Number 1 in the 4th Range, Letter "D" of Town Lots in Georgetown, aforesaid.

And I do hereby give Public Notice that I will, on Wednesday, the fifth day of July, A. D. 1911, at the hour of twelve o'clock noon, at the Court House in Georgetown, sell by public auction and sell the said property, or as much thereof as will satisfy the levy marked on the said Writ of Execution, being the sum of seven hundred and seventeen dollars and thirty-one cents, besides Sheriff's fees and all legal incidental expenses.

DANIEL F. McDONALD, Sheriff. Sheriff's Office, King's County, December 10th, 1910. James D. Stewart, Plaintiff's Attorney. Dec. 14, 1910-31

COAL!

All kinds for your winter supply.

See us before you place your order.

HARD COAL—Different Sizes Soft Coal—All Kinds

C. Lyons & Co.

Charlottetown, P. E. I. Nov. 30, 1910.

LOCAL & OTHER ITEMS

Mrs. Nicholas Miller stumbled while going into her cellar at St. John, N. B., and fell sustaining injuries resulting in death within a few hours.

H. C. Blaisdell, the world's champion typist established a new world's record a few days ago at St. Louis, when he wrote 1,144 words, and made only eleven errors.

Asiatic Cholera continues to rage at Feuchal, Madeira. The official report gives the figure since outbreak as 422 cases and 136 deaths. Every physician has been pressed into service by the health officials.

Capt. Alvinson and crew of the wrecked steamer Dunelm (twenty-two men), arrived safely at Fort Arthur last Thursday night. They were taken off the wrecked vessel at Isle Royal by the Canadian wrecking tug Whalen.

Six Bremen were overcomen in an explosion of gas during a fire which broke out in a five story building on West 23rd St., New York occupied by Dempsey & Carroll, stationers, and other firms. The fire did \$100,000 damage.

Mrs. Harriet Haddock, who opened the first millinery shop in Chicago, died there Wednesday last at the age of 95. When Mrs. Haddock came to Chicago in 1830 she raised vegetables on land where the city hall now stands.

Spain has been visited by a second cyclone, even more severe than that which swept over the western portion of the country a few days previously. Many people have been killed or injured, and the low lying districts are flooded everywhere.

The Louisville passenger train struck and killed a cow near Kirkland Alabama on Saturday. The cow struck a negro watching the train go by. The negro was knocked into a puddle of water and killed. In falling he struck a dog and crushed it to death.

The Alaska Steamship Company's "Olympia" with 106 persons aboard is ashore on Sea Island, Prince William's Sound. A furious storm is raging. No word has been received from the wireless, operator, and grave fears are entertained for the safety of those on the wrecked vessel.

Fire practically gutted the Merchants Hotel at Portage La Prairie, Ont. The fire was spectacular in the extreme, several women being carried out, and two with difficulty were restrained from flinging themselves headlong from the upper story windows. The loss is \$50,000.

The steamer Blackburn from Grimby to Antwerp, was sunk in a collision with the steamer Rock of Starbuckham, England. The 29 passengers and the Blackburn's crew of 27 took to the three small boats, and one of the boats containing 24 persons reached Yarmouth England on the 9th.

Martin Kelly, of Bathurst, N. B., was instantly killed near Campbellton on Monday night of last week by the local L. C. R. train. He was walking toward the train after dark and the headlight was showing brilliantly, but he did not get off the track. When he was seen it was too late to avoid an accident.

A despatch to Winnipeg from Calgary says that the Western Canada Collieries Mine, at Bellevue on the Crow's Nest Pass was last Sunday night shortly after seven o'clock the scene of a terrible explosion as a result of which 35 men lost their lives. Thirty-three bodies were recovered. Two of a rescue party lost their lives. These men were Italians and Swedes.

Four men, all railroad employees, were killed and seven others injured, one seriously, in a collision near St. Hyacinthe on the Grand Trunk Rail, Saturday when the Intercolonial's Nicollet train crashed into a Grand Trunk light engine. The engineer and conductor on the Intercolonial train were killed and the fireman had his legs badly crushed.

The Italian Riviera has suffered greatly from the recent storm, and the weather probabilities are even more threatening. Miles of cultivated fields have been devastated. San Remo is flooded, and the people in many residences were compelled during the night to escape from their windows by ropes and ladders, their houses being surrounded by water. Several persons have been drowned.

In the second wrestling match in Charlottetown on Wednesday evening last, between Sandy McLeod and Harry Lewis, the Finlander, resulted in a victory for McLeod who threw Lewis twice, although Lewis threw McLeod first 31 minutes after the start. McLeod threw Lewis the first time in 19 minutes and Lewis the second time in 14 minutes. On Friday night at Moncton, Dan McDonald the Cape Breton champion won over Sandy McLeod scoring two falls in three. McLeod won the first fall in 34 minutes; McLeod then threw McDonald in 19 minutes, and McDonald got the next, throwing McLeod in 5 minutes.

On Monday of last week, Miss Teresa Morrison, of Savage Harbor met with a serious accident when returning from a funeral at Tracadie. The horse took a fright and ran away going down a hill when Miss Morrison jumped out of the buggy and landed on her head. The driver was afterwards pitched out and was picked up in an unconscious condition. He was not seriously hurt however. In addition to injury to the head Miss Morrison sustained several injuries to her ankle and shoulder. She was taken to the home of Mr. McLean, near where the accident occurred where she still remains. Medical aid was summoned; she has regained consciousness and is now making progress towards recovery.

LOCAL & OTHER ITEMS

The American steamer Arkadia, New Orleans for San Juan, has been posted at Lloyds as missing.

Rene Barriet the French aviator, established a world's record at Memphis Tenn., when he flew 16 miles in 10 minutes, thereby winning a prize of \$5,000.

Mrs. Sarah Bernhart and her two sons and daughter-in-law were found murdered in their farm house near Kansas City Sunday.

It is now predicted at Montreal Clearing House that the clearings there will go over the billion dollar mark for 1910 a figure never before reached in that city.

A family of seven persons died at Gramenz, Germany from eating impure food. Within a week there had been several hundred cases of similar poisoning in Berlin.

Wireless communication between the Magdalenes and the mainland had been established, the first message being flashed from the new station on the Island to Fiction on the 9th.

The total immigration into Canada for the first five months of the present fiscal year April to August, was 180,330 as compared to 105,582 for the same months last year, increase of 71 per cent.

A fast passenger train on the Norfolk & Western Railroad jumped the track and crashed into the depot at Batavia, Ohio, Friday, according to reports reaching here. Several persons are reported killed and injured.

Experiments with a wireless telephone between the French battleships Yvette and Justice showed that communication should be carried on perfectly at a distance of 60 miles. When attempts were made to interfere by warships emitting the most powerful electrical waves communication remained excellent for a distance of 18 miles.

In an effort to stop an elevator, which was running wild, with only a four-year old boy in it, Henry Neary, an elevator operator in an apartment house, in New York had his head caught between the floor of the car and the ceiling of the basement last Friday night. He was killed. After crawling Neary's skull, the elevator was checked of its own accord and the boy released.

A Washington despatch of the 12th says:—The United States closes another year in the second place among the world's greatest naval powers. The race between Great Britain and Germany has not yet brought Germany up to the United States in the number of battleships afloat. But in the ships projected and in the total number of war vessels of all kinds Germany will crowd the United States to third place.

A despatch of the 10th, from Rexton, N. B., has the following: During the recent storm, which was the worst that has swept this coast in years, thousands of lobsters were washed ashore on the N. B. Beach. For a distance of several hundred yards, a reef was formed on the shore of all sorts of fish including immense quantities of rock seals, as well as of lobsters, which fishermen say are more than all the traps would secure in a season.

The schooner Aurora, with a cargo of coal for Pease Bros & Co., Charlottetown, ran ashore at the East end of Pictou Island Thursday and will likely be a total wreck. The Aurora is owned by Wright Bros., of Crapand and was commanded by Captain Lord of Victoria. She left Sydney with 120 tons of coal about a week before. The cargo was insured. The Aurora was built in 1890 and was a vessel of 80 tons.

Mrs. Ida Goldman, only twenty-two years old, tragically lost her life through the blinding snowstorm in New York the other day pushing her baby before her in a baby carriage. Exhausted and numb with cold, she applied for relief at a municipal lodging house. She said she had been dispossessed from a small room in the upper part of the city because she was unable to pay the rent. Her husband, a cabinet maker, is a victim of tuberculosis and is in a hospital.

Official advices received at Paris confirm the reports of an engagement between a French column and the tribesmen in Senegal, West Africa. The French forces repulsed the enemy but they suffered severely. The French column was attacked by 5,000 natives on Nov. 9th, and the fighting lasted an hour and a half when the enemy was routed leaving six hundred dead and many wounded on the field. The French lost six officers and 28 men killed, and one officer and three subalterns and 69 tirailleurs wounded.

These were the weather reports from New York on Dec. 8th: Nearly five inches of snow—4.7 to be exact—have fallen in New York since yesterday afternoon and it was still snowing intermittently tonight. Predictions are for more snow tomorrow. The minimum temperature for the day in the greater city was 22; the maximum 27. Eight hundred and fifty men, twenty-five women and nine children were sheltered from the snow in the municipal lodging house to-night.

A despatch from the Chamber of Commerce at Melbourne urged upon the Prime Minister the advisability of stipulating that Melbourne shall be a port-of-call for the Vancouver mail service. Premier Hughes replied that the Government was favorable to the idea. The Commonwealth Ministry is heartily in favor of a reciprocal trade treaty with Canada, and he believed that an understanding on which legislation can be drafted, will be reached when the commission meets Premier Laurier in London.

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We want every man, woman and child to see our showing of gifts appropriate for the sterner sex. We are headquarters for all the clothing and haberdashery that dressy men require and can offer you better selections than you ever before secured. You cannot really appreciate the exclusiveness and genuine worth of our showing until you have seen our complete stock—inspected the various lines and compared prices. For Xmas shopping this Men's store is going to be a Women's store, for all ladies know that this is the headquarters for presents that men really want and appreciate. Call in today and see our complete stock of what's really right in gifts for men and boys.

\$15 College Coats For \$12.00

This is a really wonderful value, "College Ulster," made from dark brown heather mixed materials, will wear and hold shape. Has the smart, close fitting military collar, well tailored with good materials. It is actually worth \$15.00, but our price is \$12.00

Get Stanfield's Underwear.

Stanfield's Unshrinkable Underwear is just as necessary to tradesmen as professional men, a necessity to the business men and laborers alike. Stanfield's is the universally satisfactory underwear made in weights to suit your desires at prices to please your purse. Stanfield's all wool unshrinkable underwear in heavy winter weights, sizes 34 to 42, per garment, 70c. For suit, \$1.40. Stanfield's Red Label, a little finer quality, pure wool, sizes 34 to 44, per garment, \$1.00. Per suit, \$2.00

Get a Good Coat Sweater.

We are showing some smart lines in sweaters that should appeal to all who desire comfort, style and taste in dress. The sweater coats are from the leading factories and purchased with a view of pleasing provincial dressers—and they're doing it. You'll need a sweater coat for the coming winter—they're indispensable—and you can't spare the season's best here at just ordinary prices. Knit-coat sweaters are here in a variety of styles. This line is made to typical models and for fit, style and shape, retaining qualities cannot be beat. In green and brown, brown and green, silver grey and maroon, hatters green and white, silver grey and royal blue, at \$4.50 and \$5.00. We have other lines, perfect fitting, all fashionable colors, well made and great values at the prices quoted. Prices \$2.35, 2.75, 3.25, 3.50 and 3.00.

Every woman is invited to this store. The showing of Men's Goods is authoritative and our experienced salesmen will help you in selecting any gift at a moderate price that will be valuable, appropriate and pleasing. The door is open—we are expecting you—come.

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Advertisement for High Cut Storm Boots. We cordially invite you to inspect our remarkable showing of Men's, Women's & Children's Overshoes and Rubber Footwear. It is impossible to find a larger variety outside of our store. The prices will PLEASE you. Every dollar does its duty when you buy a pair of High Cut Storm Boots. None but Master Shoemakers take part in the making of these shoes. Men's at \$3.00, \$3.50, \$4.00, \$5.00, and \$6.00 a pair. Boy's at \$2.50, \$2.75 and \$3.00. Morris & Smith, Queen Street, Ch'town, opposite Market Building.

JOB WORK! Executed with Neatness and Despatch at the HERALD Office, Charlottetown, P. E. Island. A. A. McLean, W. C. McDonald, Barristers, Attorneys-at-Law, Charlottetown, P. E. Island.

CANADA, PROVINCE OF PRINCE EDWARD ISLAND

IN THE SURROGATE COURT, 1st GEORGE V., A. D. 1910.

In re Estate of John Duff late of Georgetown in King's County in Prince Edward Island, Gentleman, deceased, Intestate. By the Honourable Richard Reddin, Surrogate, Judge of Probate, &c., &c., &c. To the Sheriff of the County of King's County and any Constable or litigate person within said County.

Whereas upon reading the Petition (on file) of John A. McKinnon of Georgetown aforesaid, Purser, Administrator of the Personal estate and effects of the above named deceased praying that a Citation may be issued for the purpose hereinafter set forth. You are therefore hereby required to cite all persons interested in the said estate to be and appear before me at a Surrogate Court to be held in the Court House in Charlottetown in Queen's County in said Province on Wednesday the Eighteenth day of January A. D. 1911 at the hour of twelve o'clock noon of the same day to show cause, if any they can, why the accounts of the said estate should not be passed and the estate closed as prayed for in said petition, and on motion of James D. Stewart, Esquire, Proctor for said Petitioner, and I do hereby order that a true copy hereof be forthwith published in some newspaper published in Charlottetown in said Province at least once in each week for four consecutive weeks from the date hereof and that a true copy hereof be forthwith posted in the following public places respectively, namely: On the front of the County Court House in St. John's, in King's County aforesaid and on the front of the schoolhouses situated respectively at Kingsborough and South Lake in said County of King's. And where any of the parties interested in the said estate reside out of this Province, let a copy of this Citation be served upon such party by mailing a true copy to the address of such party through the Post Office at St. John's in the County of King's and the receipt of the postmaster where such copy is delivered of the same being so delivered to the address shall be accepted as proof of the due service hereof so that all persons interested in the said estate as aforesaid may have due notice hereof. Given under my hand and the Seal of the said Court this Second day of December, A. D. 1910 and in the first year of His Majesty's reign. (Sgd) RICHARD REDDIN, Surrogate, Judge of Probate. Dec. 7th, 1910-41.

Sheriff's Sale. Mortgage Sale.

By virtue of a Statute Execution to me directed, issued out of His Majesty's Supreme Court of Judicature of Prince Edward Island, at the suit of John Edward Beers against George F. Beers, I have taken and sold as the property of the said George F. Beers, all the estate, right, title and interest of the said George F. Beers, in and to all that tract, piece or parcel of land situate lying and being on Lot or Township Number Fifty, in Queen's County, in Prince Edward Island, bounded and described as follows, to wit: Commencing on the shore of Pownal Bay at the northwest corner of land owned by Job Irving; thence along the northern boundary of said land northerly until it strikes the road leading from Cherry Valley Road to Seal River; thence along the northern side of said Seal River Road for the distance of thirty chains or until it strikes the western boundary line of land in the occupation of John Depeberty; thence along said last mentioned boundary line northerly until it strikes the southern boundary line of land formerly owned by Joseph Beers and Frederick Beers, now the property of Francis McLean; thence along said last mentioned boundary line westerly to the shore of Pownal Bay aforesaid; thence along the various courses of said Bay southerly for the distance of about three chains or until it strikes the place of commencement, containing about one hundred and ten acres of land a little more or less, together with fifteen acres of marsh, situate on said Pownal Bay, bounded on the north by the covering north of the farms now or formerly in possession of Job Irving and James Hayden, and on the south by said farms and being appurtenant to the said one hundred and ten acres above described. And I do hereby give public notice that I will, on Friday, the 23rd day of June, A. D. 1911, at the hour of twelve o'clock noon, at the Court House in Charlottetown, sell by public auction and sell the said property, or as much thereof as will satisfy the levy marked on the said Writ of Execution, being the sum of \$2981.97 Two Thousand Nine Hundred and Eighty-one Dollars and Ninety-seven cents, besides Sheriff's fees and all other legal incidental expenses.

And I do hereby give public notice that I will, on Friday, the 23rd day of June, A. D. 1911, at the hour of twelve o'clock noon, at the Court House in Charlottetown, sell by public auction and sell the said property, or as much thereof as will satisfy the levy marked on the said Writ of Execution, being the sum of \$2981.97 Two Thousand Nine Hundred and Eighty-one Dollars and Ninety-seven cents, besides Sheriff's fees and all other legal incidental expenses. For further particulars apply to Messrs. McLean & McKinnon, Solicitors, Charlottetown. Dated the 21st day of November, A. D. 1910. LENUEL M. POOLE, Sheriff's Office, Queen's County, November, 21st, A. D. 1910. McLean & McKinnon, Plaintiff's Attorney. Dec. 7th, 1910-31

Mortgage Sale.

To be sold by public Auction, in front of the Law Courts Building in Charlottetown, on Friday, the twenty-third day of December, A. D. 1910, at twelve o'clock noon: All that tract of land situate on Township Number Fifty, in Queen's County, in Prince Edward Island, bounded and described as follows: Commencing in the southeastern boundary of thirty acres of land in possession of James McDonald, and running thence north through the eastern side of James McDonald's land to Hayden's Mill Stream; thence easterly following the course of said stream a distance sufficient to make twenty yards on a right angle, or until it meets land in possession of John B. McDonald; thence running south along the western boundary of said John B. McDonald's land and parallel to said eastern boundary of James McDonald's land for the distance of forty chains; thence east at right angles for the distance of thirty chains and two yards along the southern side of John B. McDonald's land; thence south at right angles along the west side of John B. McDonald's land to land in possession of Robert Furness, formerly Laurence McMillan's land; thence northerly along the said Robert Furness's land a sufficient distance to make sixteen chains on a right angle, or to the place of commencement, containing thirty acres or a little more or less. Also all that piece or parcel of land bounded on the north by land in possession of the heirs of Shepherd, on the west by John White's land, on the south by the heirs of Hayden's Mill Stream, and on the east by land in possession of John B. McDonald, containing five acres of land a little more or less, said land comprising in the whole thirty-five acres, being the lands willed by Alexander McDonald to the said Frank A. McDonald. The above sale is made under and by virtue of a Power of Sale contained in a certain Indenture of Mortgage bearing date the twelfth day of June, A. D. 1908, made between Frank A. McDonald of the one part and James McDonald of the other part. For further particulars apply to Messrs. McLean & McKinnon, Solicitors, Charlottetown. Dated the 21st day of November, A. D. 1910. LENUEL M. POOLE, Sheriff's Office, Queen's County, November, 21st, A. D. 1910. McLean & McKinnon, Plaintiff's Attorney. Dec. 7th, 1910-31