

ARREST IN STRATTON CASE

R. H. Shepherd Charged With Perjury in Election Trial.

Mr. Stratton and Mr. Leary Deny Gates' Story.

Justice MacMahon Places Very Little Faith in Bribery Charges.

Peterboro, Oct. 1.—Developments took place to-night in connection with the West Peterboro election trial when R. H. Shepherd, the witness who swore that he was engaged to act as a spy in the Liberal committee rooms and had misled the Conservatives by false reports as to illegal practices, was arrested on a charge of perjury. Shepherd at the trial stated that he had been promised \$200 by Mr. James Kennedy, ex-M. P., J. M. G. Wilson, R. M. Waddell, and W. A. Brundrett to supply them with information. Certain money had been paid to him, and these he had turned over to Mr. J. R. Stratton, the sitting member, whom Mr. J. H. Burnham, the unsuccessful Conservative candidate, is endeavoring to unseat, together with the information he had given to the other side. Shepherd, who lives in Peterboro, was arrested outside the police station, shortly after the court rose, on a warrant granted by Police Magistrate D. W. Dumble, on the information of Wilson and Brundrett. Subsequently he was released on bail of \$500 furnished by Mr. R. E. Hall, ex-M. P., in the form of a marked cheque on the Bank of Ottawa, and he will come up for preliminary hearing at 10 o'clock in the morning. Evidence was concluded to-day before Justice MacMahon and Magee in what are known as the Leary charges. By the petitioner Leary is alleged to have paid \$2 each to six Englishmen on election day. Both Mr. J. R. Stratton and Mr. Leary were on the stand to-day, and denied emphatically that any corrupt practices had taken place. The affidavit set up by Mr. Leary was greatly strengthened by the evidence of Deputy Returning Officer Hunter, who saw him at the North Monaghan polling station at a time when the bribes were said to have been paid by him in the Liberal committee room in Peterboro.

DISCREDIT THE EVIDENCE.

One of the Judges, commenting on the case, appeared to discredit the evidence of witnesses for the petitioner by stating that the money he had once become known in the crowd, and the committee room would have been exposed. The Judges before the court rose stated that they would dispose of the Leary charges in the morning.

MR. STRATTON ON THE STAND.

Mr. J. R. Stratton was again on the stand this morning for the purpose of cross-examination. He modestly denied that he was a very experienced campaigner.

Mr. DuVernet—I suppose you thought it best to have no formal organization?

"It was never thought of."

"There was no formal organization?"

"The party opened up their committee rooms."

"You put up all money?"

"I paid all my own expenses."

"You did not know that Mr. Davidson and Mr. Bryson were paying out money?"

"No."

"When I examined you for discovery you did not remember very well what was going on in the committee rooms?"

"Yes."

"Do you remember saying whether Mr. Walter Davidson was in the committee rooms?"

"I think I was certain he was there."

"And the same about Mr. Leary?"

"I know he was there. We were all working separately."

"You didn't tell me in examination for discovery, you didn't say Leary went away?"

"I was not asked."

"You say you were asked for money?"

"Yes, by three or four parties on the street and in the committee rooms."

"What did you say?"

"I said I had none, and asked Clancy who sent him there and he said it was a clean, smooth-faced man, and I found that it was one of the detectives paid by Mr. Burnham. James Fairs, one of the detectives, said that he had been employed by Mr. Burnham and sent many men."

"Was he not in your employ?"

"No; he was not."

Mr. DuVernet—I will prove that he was in Mr. Stratton's employ.

Mr. Stratton—That is false; put him on the box himself and ask him.

"Did you say in discovery that nobody asked you for money?"

"Read the whole thing and you will see."

"You said: They didn't ask me, they asked others. Is that right?"

Mr. Watson—Read the other answer.

"Is that correct?"

"It is in connection with other questions, you seem to wish to pick out a few. I had in my mind that some person asked for money that didn't ask me."

Mr. Watson—It is not fair to have it that way without referring to other questions.

Judge MacMahon—You can re-examine.

CORROBORATED PREVIOUS STATEMENTS.

Mr. Stratton insisted that the whole of the evidence should be read, and Mr. DuVernet remarked: "You say Ashley was working for you?"

"Did you tell these men to go to the Conservative committee rooms?"

"Yes."

Judge Magee pointed out that these facts corroborated the witness' previous statement that he had been asked for money.

Mr. DuVernet—When did you see Ashley first?"

"In the Examiner office."

"That paper you had for many years?"

"Yes."

"What did you speak to him?"

"I was attracted by the peculiarity of the man. I didn't know whether he was a voter or not."

"Who did you send for these people?"

"I never sent anybody for anyone."

"People were brought to you?"

"Some were."

"Who did that?"

"A young man named Fairs. I don't know much about the man."

"Was that before or after election?"

"Oh, two or three months ago, after the particulars were filed."

"You know they were brought in your interest?"

"When I asked them a question they told me that the charge against them was false."

"How many did Fairs and Glover bring in?"

"About ten each."

"What would you do?"

"I had particulars then, and I would ask them if it were true that they had been bribed."

"Did any come in by themselves?"

"I think they were all sent in."

"Can't you remember any names?"

"Really, Mr. DuVernet, you would be surprised at the small amount of interest I have taken in this petition."

"I thought it was one of the most skillfully worked up defences I had ever seen."

"That is to the credit of the profession. When I heard about your man, Pritchard, going to the White House and being offered bribes, I thought it was time I took an interest."

"Will you pledge your oath to that?"

"I will."

"Mr. Stratton, you had better answer the question; this may go further if you make these reckless statements."

"They are not reckless; they are facts."

Mr. DuVernet then went into the Gates and Ashley interviews, when \$400 and \$300 were asked for false affidavits. Mr. Stratton repeated his former statements in regard to the matter, and also in respect of the other interview.

"Did you tell them the penalty for bribery?"

"I did not."

"You know a man called Daddy Taylor?"

"He is a prominent Liberal."

"It was his duty to look after Englishmen?"

"Not that I know; I don't think it is the fact."

"Was Mr. Elgin Myers working for you?"

"He was working for me personally. I have a great deal of business correspondence, and Mr. Myers was brought here to attend to my private correspondence. I understand that without any instruction from me he attended at the committee room and, being a good stenographer, he did a great deal of correspondence. On election day there was a great deal of confusion, and I set him to work with the voters' list to give information."

"If anything had to be done he butted in?"

"Yes."

The witness, in answer to further questions said that he had no knowledge of Kingscote being in charge of Englishmen. Mr. Stratton's cross-examination lasted less than three-quarters of an hour.

MR. WATSON THEN PRODUCED EVIDENCE

given in examination for discovery in which Mr. Leary was absolutely stated that Mr. Stratton had asked him for money, reading that portion which Mr. DuVernet refused to read: "Not a five-cent piece was paid to anyone," said Mr. Stratton, in reply to Mr. Watson's question as to whether any fair means had been used to get information, and he also denied that any money had been illegitimately spent as to Leary's absence.

ALWAYS ACTIVE LIBERAL WORKER.

Then Robert Leary took the stand and in answer to preliminary questions said that he had resided in Peterboro all his life, and had wide business interests. He had been in the City Council and had been President of the County Agricultural Society.

Mr. Watson—There is no doubt you were an active supporter of Mr. Stratton?"

"And there is no question that Mr. Stratton knew?"

"None at all."

"Were you asked by him to do anything?"

"No; I have always taken an active part."

"On election day what were you doing in the forenoon?"

"I was looking after my business divisions in Ward 2."

"When were you in the committee rooms in the morning?"

"From 10.30 to 12. I made a round of stations and then went out to North Monaghan."

"In the forenoon?"

"Yes; I was in charge of getting votes."

"Did you go to the country again?"

"After lunch."

"After lunch was stated by six men that in the afternoon you paid them money—Ashley, Harland, Alesept, Sydney Pope, Butler and Gates. Are these charges true?"

"They are not."

"You went to lunch at 12?"

"Yes, and was back at 1, because I had given instructions for Arthur Morgan to be there."

"How long did you stay in the rooms?"

"I went directly to the polling station and got back half an hour later and remained in the committee rooms until 3 o'clock."

"How did you fix the time?"

"By my watch and the fact that I wanted to make another round of the polling sub-divisions before going to Monaghan again."

"What time did you see McLennan at Bab's Lane?"

"Ten or fifteen minutes after 3."

Mr. Watson then took the individual cases of bribery. The witness said that he never saw Ashley, who had sworn he got \$2 from Leary at 4.30 on the afternoon of election day, until the 21st September last. There was no foundation for Ashley's story. Leary's acquaintance he made at the same time as Ashley's. He had been told that men would be at Mr. Hall's office that night, and, therefore, he went there.

"What took place?"

"We went into a small room of Mr. Hall's so we could hear the conversation that took place."

"Were you there for that purpose?"

"I don't know."

"What happened?"

"Mr. Hall asked us to go in."

Mr. Leary reiterated the conversation and stated that Gates denied having made a statement to W. H. Moore, and there was a receipted statement for \$400, Ashley demanding \$200.

"What did Ashley say?"

"He said that it would not take him long to get out, because he had only one small trunk to pack and could get out at midnight."

"Did they say in your presence that they had received money?"

"No."

"Did Gates say in your presence that Davidson gave him five dollars?"

"No."

"Ashley says that he had a note to give to you, and gave you in the committee room a receipted bill instead."

"I never saw the man."

"You were in your usual right sensible mind that day?"

"Yes; no one ever saw me any other way; I'm a temperate man."

"It has been sworn that there were eight or ten men in a row waiting to get into the little room?"

"I never saw anything like that."

Replying to Judge MacMahon, the witness explained that the little room had a spring door that closed itself.

Mr. Leary similarly denied the truth of the statements of other witnesses, who had sworn they received money or that he had paid any money to any person.

Judge Magee—They say you didn't pay them, but put it on the table?"

"No, sir."

Mr. Watson—Did you take any money out of your pocket and put it anywhere?"

"Nothing of the kind took place."

"Did you see any person or hear of any person making payment so that it might be a case of mistaken identity?"

"No."

Mr. Mr. DuVernet—What was your business at the election?"

"I learned Monaghan."

"What were you before?"

"In the livery business."

"Was that the time you gave up profanity?"

"I never used it."

"I never used it."

Judge MacMahon—I suppose a man is at liberty to use a mild damn."

Mr. Watson—Profanity involves the use of the name of your maker."

Mr. DuVernet—Do you mean that, witness?"

"You contradict Morgan, when he says you called at the polling stations on the way to Mayes?"

"I do."

"Were you asked for money?"

"Several times on the street."

The witness was asked about the cardboard box under which the money was alleged to have been placed, and stated that there was not such a thing there. He never placed money on the table for anyone, and never spent a dollar for legitimate expenses or anything.

"You never gave money directly or indirectly to anybody?"

"No, sir."

"You clearly understand what you are swearing?"

"I know your meaning."

"The reason I ask you is because I am instructed there are dozens and dozens of men who got money from you. They are not here now, but—"

"They never got money from me."

Replying to further questions, Mr. Leary denied that he endeavored to induce witnesses for the petitioner to leave the district, neither had he heard of such attempts being made.

Mr. Watson—Are you prepared to abandon these Leary charges, now?"

Mr. DuVernet—No.

James Jordan, the man whom Alsept said told him the money was going, swore that he never spoke to Alsept.

MR. WATSON'S REPLY.

Mr. Watson, in reply, said that "it would appear as if the court had sat for a week for the purpose only of listening to a long tirade of abuse and slander against a respectable, honest citizen. If they did not know that counsel's address was uttered for an ulterior purpose, they must have thought it was uttered as an assassin used his knife. The evidence offered was given by a pitiable exhibition of a lost type of degenerate humanity. Their Lordships had discredited the star witness, and it was apparent that this bunch of Englishmen had been hired to give the evidence and paid by the petitioner, and that it was done deliberately. Under the peculiar circumstances, with serious placard attempted, it was the duty of every citizen to take all steps to protect his honor and his country. No suggestion had been made that anything improper had been done by Mr. Hall and Mr. Davidson. They had offered no bribe, for such would be a payment, but the petitioner had bribed Gates in order to get the statement upon which his case rested. The whole evil arose from the employment of detectives for the despicable purposes which honorable and decent people would not think of, who were desirous of making a return for their money."

PETITIONER'S REPLY.

In reply Mr. DuVernet called George H. May, who said that he did not see Leary, whom he knew, at the school house, although the witness was in and out all day. He would not, however, attempt to contradict a statement made by the deputy returning officer.

Mr. DuVernet in summing up the case for the petitioner averred that there had been a series of intimidations. The practice had been to go to the witnesses and say, "You are in the same boat as us, and are liable to two years' imprisonment. Never in the history of election trials had there been such a condition. Witness after witness had gone into the box and spoken of from fifty to one hundred declarations having been obtained. "My friend has tried to throw doubt on some witnesses because they are Englishmen. That is a new idea in a court of English justice. I have yet to learn that perjury is the national failing of the English."

Judge MacMahon—We had an example of one who said he would do anything.

Mr. DuVernet—There are always good and bad in every class. There are men, I venture to say, who have lived here longer and consider it an honorable thing not to tell the truth once a bribe has been accepted.

Proceeding, Mr. DuVernet said that the case for the petitioner bristled with circumstantial detail. They also had the fact that Ashley had been employed by Mr. Stratton, must have been friendly to him, and he destroyed valuable documentary evidence after being subpoenaed. The defence had been ingenious, but the methods adopted by the counsel for the respondent in cross-examination had simply clinched the case for the petitioner. It was clear, however, that unless there were some change in the proceedings election trials would be simply farcical. The question was, did these men go together to make ingenious and try and trap witnesses because they thought they had the truth on their side, or was it because they wished to discredit the man they had bribed and destroy damaging evidence?

It was not possible, said Mr. DuVernet, that the newly-arrived Englishmen worked out such a clever scheme as that with which Mr. Leary saved his conscience. Then, commenting on the fact that certain witnesses were not called, he said: "No, they kept to their high class who would stick to their story once they got into the box and not let down the bars."

Judge Magee—In the six cases before us only one promise was made, according to your witnesses; in two instances the men had no votes, and one was a man who had already voted.

Proceeding, Mr. DuVernet said: "No doubt, my Lord, there are people sitting in this court who know what was going on in that little room. The truth will come out sooner or later. There is not a scintilla of evidence of conspiracy by Butler and Williams."

"I charge here that there has been deliberate conspiracy, a criminal conspiracy, to try and make evidence and tamper with witnesses, and I venture to say that when the whole facts come out that will be demonstrated to an absolute certainty. The more thorough the investigation the better it will be. It is too important a matter to be covered up. If these witnesses have formed a conspiracy they should be punished, and punished with the utmost severity."

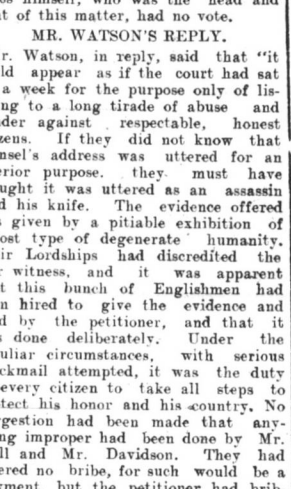
With regard to the attempted alibi, he did not consider it significant anything, for it was admitted that Leary was there during the afternoon, and would have had ample opportunity to do these things.

Judge MacMahon—If Leary had paid \$2 to six men in this room the

THE BURLINGTON PRIZE LIST.

Irland, Mrs. J. A. Lindley. Hand bonnet, Mrs. G. J. Anderson. Mrs. S. Dynes. Sweet peas, Leamen Wilson. LADIES' WORK—WORK OF 1908 OR 1909. Wallachan embroidery, Mrs. E. Blanshard. Mrs. F. E. Spence. Embroidered initial towel, Mrs. E. Blanshard. Mrs. J. Cording. Silk embroidery on linen, Mrs. E. Blanshard. Mrs. D. K. Huffman. Applique, Mrs. D. K. Huffman. Miss J. Cording. Honiton and point lace, Mrs. J. Cording. Mrs. E. Blanshard. Battenburg lace, Mrs. E. Blanshard. Miss J. Cording. Tattling, Mrs. E. Blanshard. Miss J. Cording. Netting, Mrs. Spence. Mrs. E. Blanshard. Drawn work, Mrs. D. K. Huffman. Afghan, Miss J. Cording. Mrs. Walker. Infant's crocheted tummy, Mrs. E. Blanshard. Miss J. Cording. Cotton crocheted lace, Mrs. E. Blanshard. Miss J. Cording. Knitted lace, Mrs. E. Blanshard. Mrs. D. K. Huffman. Fancy stock collar, Mrs. E. Blanshard. Miss J. Cording. Fanny apron, Mrs. Dynes. Mrs. D. K. Huffman. Fancy stock collar, Mrs. E. Blanshard. Miss J. Cording. Fanny apron, Mrs. Dynes. Mrs. D. K. Huffman. Five o'clock tea set, cloth and cosy, Miss J. Cording. DOMESTIC MANUFACTURE. Pair woollen stockings, Mrs. D. K. Huffman. Miss J. Cording. Paid woollen sock, Mrs. D. K. Huffman. Miss J. Cording. Pair lace's woollen mitts, Miss J. Cording. Mrs. D. K. Huffman. Pair gent's woollen mitts, Mrs. E. Blanshard. Darned socks or stockings, Mrs. E. Blanshard. Miss J. Cording. Cotton patchwork quilt, Mrs. E. Blanshard. Miss J. Cording. Knitted quilt, Miss J. Cording. Mrs. E. Blanshard. Crocheted quilt, Miss J. Cording. Mrs. Walker. Log cabin quilt, Mrs. Sherwood. Mrs. Lindley. Floor mat, any kind, Mrs. D. K. Huffman. Mrs. E. Blanshard. Lady's silk mitts, Mrs. E. Blanshard. Best dressed doll (by girl 12 years or under), Marjorie Dynes. Best pair bedroom slippers, Mrs. D. K. Huffman. Miss J. Cording. SPECIAL PRIZES. 10 lbs. butter, Leamen Wilson. Collection of the following six varieties, spy, Baldwin, R. I. Greening, golden russet, king tomkins and marmalade, Mrs. E. Blanshard. Late potatoes, Geo. Nickel. Oats, Geo. Nickel. Spy apples, Mrs. J. C. Smith. Spy apples, Mrs. J. C. Smith. Late potatoes, George Nickel. Early potatoes, George Nickel. 10 lbs. butter, Leamen Wilson. Darning or mending on old material, Mrs. J. A. Lindley. Plymouth Rock chicks, Mrs. F. L. Walker. Bushel potatoes, George Nickel. BURNED BY MOLTEN METAL. Young Man Terribly Injured In Galt Moulding Shop. Galt, Ont., Oct. 1.—Cowan & Company's moulding shop was the scene of a serious accident this afternoon, the victim being a young man named Albert Hubert. The men were getting ready to cast, and two were carrying a ladle of molten metal weighing 150 pounds. One of them tripped and knocked down young Hubert, who was standing nearby, and before the lad could get up the contents of the ladle poured over his back, inflicting terrible burns. There is some hope of his recovery.

THE HUNGRIEST BOY ON EARTH



is the growing boy at ten. You can't build him out of books or sermons. His growing body demands more building material than the adult. Nature is making for him a structure of brain, bone and muscular tissue. She must build it out of the food he eats and the air he breathes. The best food for the growing boy or girl is

Shredded Wheat Biscuit

because it contains all the material for making bone, brain and muscle. The crispness of the shreds promotes mastication, which means sound teeth. The food to study on, to play on—for children and grown-ups. Your Grocer sells it.

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THE ONLY "BREAKFAST CEREAL" MADE IN BISCUIT FORM

THE BURLINGTON PRIZE LIST.

- Drought—Brood mare, William Pearson, George A. Bell & Son, Thos. Kerr; 3 year old filly or gelding, William Pearson, Abram Easton, Coulson Bros; 2 year old filly or gelding, Fred Springer; 1 year old filly or gelding, Thomas McKerr; foal of 1909, William Pearson, Thos. McKerr, Geo. Bell & Son. General purpose—Brood mare, Coulson Bros, James Blanchard, W. A. Ryckman; 3 year old filly or gelding, H. McArthur, J. B. Alton & Son, R. G. Reed; 2 year old filly or gelding, R. G. Reed, J. B. Alton & Son, Coulson Bros; 1 year old filly or gelding, W. A. Ryckman, Coulson Bros, W. E. Peer; foal of 1909, Coulson Bros, W. E. Peer. Team and driving—Span daughter, horses, Wood Milling Co., Roy Kerns; span general purpose, Ireland Bros, J. A. Lindley, Fred Graham. Single harness horses—Market horse, J. Denholm, Coulson Bros, John Easton. CATTLE. Short-horn—bull, two years and upwards, W. G. Pettit; bull, 1 year old, W. G. Pettit, W. H. Easterbrook; bull calf, under 1 year, W. G. Pettit, W. H. Easterbrook; cow, aged, W. G. Pettit, W. H. Easterbrook; cow or heifer, 3 years old, W. G. Pettit; heifer, 2 years old, W. G. Pettit, W. H. Easterbrook; heifer, 1 year old, W. G. Pettit, W. H. Easterbrook; grade cow, aged, W. H. Easterbrook, Robert Innis; cow or heifer, 3 years old, Leamen Wilson; cow or heifer, 2 years old, Leamen Wilson, Robert Innis; heifer, 1 year old, Leamen Wilson; jersey bull, any age, Leamen Wilson, cow, aged, Charles Bennett, Leamen Wilson, time, heifer, 2 years old, Leamen Wilson, M. B. Cline; heifer, 1 year old, Leamen Wilson, M. B. Cline; heifer, under 1 year, Charles Bennett, Leamen Wilson, M. B. Cline. Holsteins—Best bull, any age, J. B. Alton & Son, Dr. Watson, Sherwood Watson; best cow, aged, Dr. Watson, Sherwood Watson, Robert Innis; best heifer calf, Dr. Watson, Sherwood Watson, J. B. Leonard. Specials—Short-horn bull, any age, W. G. Pettit & Sons; short-horn female, any age, W. G. Pettit & Sons. SHEEP. Ram, aged, A. Easton, C. E. Wood, ram yearling, A. Easton, C. E. Wood; ram lamb, C. E. Wood, A. Easton, John Easton; ewes, aged, C. E. Wood, yearling ewes, C. E. Wood, A. Easton, M. B. Cline; ewe,