

Guelph Evening Mercury

VOL. VII. NO. 231

GUELPH, ONT., CANADA, FRIDAY EVENING, MAY 1, 1874.

PRICE TWO CENTS

Business Cards.

STEPHEN BOULT, Architect, Contractor and Builder. Planning Mill, and every kind of Joiner's Work prepared for the staff and the public. The Factory is on Quebec Street, Guelph, Ont.

LIVERR & MACDONALD, Barristers and Attorneys-at-Law, Solicitors, Notaries Public, &c. Office—Corner of Wyndham and Quebec Streets, up stairs, Guelph, Ont.

GUTHRIE, WATT & CUTTEN, Barristers, Attorneys-at-Law, Solicitors in Chancery, Guelph, Ontario.

D. GUTHRIE, J. WATT, W. H. CUTTEN Guelph, March 1, 1874.

WILLIAM J. PATERSON, Official Assignee for the County of Wellington.

F. STURDY, House, Sign, & Ornamental Painter

GRAINER AND PAPER-HANGER. Shop next to the Wellington Hotel, Wyndham Street, Guelph.

ROBE'S BILLIARD HALL, In the Queen's Hotel, Guelph, opposite the Market.

The room has just been refitted in splendid style, the tables reduced in size, and everything done to make it a first-class Billiard Hall.

LINE, BRICKS AND TILES FOR SALE.

The subscribers are prepared to furnish Lime in quantities to suit purchasers at the kilns on the York Road, Guelph. Also, constantly on hand first-class Bricks and Tiles, at their residence, Liverpool-st., Guelph.

PEARSON & SON, Guelph, March 31, 1874.

DOMINION SALOON AND RESAURANT. Opposite the Market, Guelph.

The subscriber begs to notify his friends and the public that he is now proprietor of the above saloon and houses by keeping none but first-class liquors and cigars to receive a share of public patronage.

M. DEADY, Proprietor. Guelph, April 17, 1874.

PARKER'S HOTEL, DIRECTLY—OPPOSITE THE MARKET, GUELPH.

First-class accommodation for travellers. Commodious stabling and an attentive hostler.

The best Liquors and Cigars at the bar. He has just fitted up a room where Oysters will be served up at all hours, in the favorite style.

PICKLED SALMON LOBSTERS AND SARDINES. HOTEL CARD.

The Right Man in the Right Place.

Thomas Ward, late of the Crown Hotel, begs to inform the travelling public that he has acquired possession of the Victoria Hotel, next door to the post office, where he hopes by courtesy, attention and good accommodation to merit a fair share of public patronage, both from old and new friends.

The best of Liquors, Wines, Cigars, &c., constantly on hand. A good hostler always in attendance. Remember the apartment door to the post office.

THOMAS WARD, Proprietor. Guelph, Dec. 11, 1873.

CASH FOR WOOL, HIDES, SHEEP SKINS, CALF SKINS, AND WOOL PICKINGS.

The highest market price paid for the above at No. 4, Gordon Street, Day's old Block, Guelph.

MOULTON & BISH, Guelph, Jan. 1, 1874.

LEMON, PETERSON & McLEAN, Barristers and Attorneys at Law, Solicitors in Chancery, Conveyancers and Notaries Public.

New Advertisements.

WANTED—A Cook. Apply to Mrs. Lemon. 17-41f

SERVANT WANTED. Wanted, a first-class servant. Apply at Anderson's Bookstore. 22-41f

NO LET—A commodious dwelling on Market Street. Has been repaired and papered. Apply to R. Taylor. 25-41f

PONY FOR SALE. Pony for sale. Four years old, quiet to ride or drive, accustomed to children. Apply at this office. 417, 41f.

TWO SOFT WATER TANKS FOR SALE. lined with lead. Size, 6 ft. x 3 ft. 6 in., depth, 4 ft. 6 in.; and 6 ft. x 3 ft. 6 in., depth, 4 ft. Apply to R. Taylor. 25-41f

NEED BARLEY AND SPRING WHEAT FOR SALE. At the Guelph Packing House, opposite the Grand Trunk Passenger Station. Guelph, Apr. 24, 1874. d&wtf.

WAGON MAKER WANTED. First-class—immediately. Constant employment and good wages. Apply personally, or by letter to W. G. Stephenson, box 9, Aberfoyle P.O., Ont. d&w1

MONEY, MONEY, MONEY. In unlimited supply on good Farm and Town Security. Lowest rates and most moderate charges.

HART & SPEARS, Guelph, May 1, 1874. 412W Day's Block.

ORGAN OR PIANO WANTED. To rent for a few months. In a private house. Good care taken. Inquire at Anderson's Bookstore.

HOUSE TO RENT. Situated on Queen Street, (York Road). Good garden, well filled with fruit trees, and barn. House contains 6 rooms, good cellar, and every convenience. The party renting the house can also have two or three acres of land adjoining, at a moderate rent. Apply to Mrs. H. Oliver, in house adjoining the above. Guelph, April 22nd, 1874. d&w1

MAPLE LEAF Base Ball Club. A meeting of the above Club will take place on the grounds near the Great Western Station, on Saturday afternoon, at 4 o'clock. Let their be a good rally.

A. WEIR, Sec.

WALL PAPER EVERY

STYLE, VARIETY, PRICE.

ANDERSON'S

IN ANY QUANTITY,

BOOKSTORE

TOWN HALL.

Third Appearance

HERNDON'S

Opera House Company

BRASS BAND AND ORCHESTRA

FRIDAY EVEN'G, May 1st.

Will be presented the Beautiful play of

The Lady of Lyons

Pauline Desclappelles, Mrs. T. J. Herndon

To conclude with the rollicking Irish farce of

Guelph Evening Mercury

FRIDAY EVEN'G, MAY 1, 1874

Town and County News

Trout fishing came in for the season on the 1st.

The people of Drayton are endeavoring to get a bank agency started there.

The fall wheat about Brantford looks better than might be expected.

A young man named Hager, conductor of the Timber Train No. 46, was badly crushed on Thursday morning while engaged in coupling cars, at Walkerton. Recovery is doubtful.

Harrison Council has resolved to spend \$1000 in opening up a street to the T. G. & B. Railway station. The people there are also taking steps for the protection of their property against fire.

FURNITURE SALE.—In another column will be seen Messrs. Mitchell & Tovey's advertisement announcing a great clearing sale of furniture at their warerooms. Their stock is large and first-class, and those persons wishing to purchase anything in their line will find it to their advantage to give them a call.

OBTAINED A SCHOLARSHIP.—The numerous friends of Mr. Wm. Weir, late teacher in Eramosa, and now in Galt, will be glad to learn that his son John has succeeded in taking the scholarship at the Galt Grammar School, which is tenable for three years. We hope to hear still greater conquests in the future by this promising lad.

A new sidewalk is being laid down on a portion of Norfolk street. We understand that a petition is to be presented to the Council at an early date, praying for a sidewalk to be laid down on Glasgow street from the Exhibition Grounds to Suffolk street. The people in that section seem to think that it is about time that they had something in return for the money they have for years been paying into the town exchequer.

PROMOTION.—We learn with pleasure that at the last session of the Edinburgh School of Medicine, Mr. W. D'Oyley Grange, son of Major Grange, of the Royal Canadian Rifles, and nephew of Sheriff Grange of this County, was the recipient of distinguished honors. He was awarded second prize in the class of midwifery, and delivered the prize essay in that branch; and in the class of surgery he is one of the two seniors. We take special pleasure in noticing this promotion, because in addition to his having relatives in our midst, Mr. Grange is a native Canadian.

The prospect of a busy season for masons and carpenters in Guelph is good. The Central School, Wesleyan Church, Messrs. Hogg and Hazleton's blocks, on Upper Wyndham street, and Mr. Hearm's, Quebec street, are among the most prominent buildings now in course of erection. These alone will give employment to a large number of mechanics as well as laborers, during a great portion of the season.

CELEBRATION EXTRAORDINARY.—The bounds of respect for the "eternal mildness" that is so anxiously looked for and so pathetically lauded, have been over-stepped by some of our sport loving citizens. This morning (Friday)—which according to the calendar is "May Day"—about ten curriers went to the covered rink and found a sheet of ice in splendid condition. Without compunction they brought forth the beams and stones and had a lively game, in the presence of a large audience of interested gey birds and robins. The game was rather protracted, however, as the players who are housekeepers had to go home and attend to their gardens.

THE HERNDONS.—Last night this company, somewhat contrary to expectation, had not such a large audience as on former occasions, due no doubt to the intense interest manifested in the Sullivan trial, but notwithstanding the pieces produced were equal to any yet given, and were ably performed by the various members of the troupe. In the play of "Dot," Mrs. Herndon, Mr. Herndon, and Mr. Healy took prominent parts, and greatly distinguished themselves, to the entire satisfaction of those present. In the theater-piece, "Pat's Blunders," Johnny Ward acted his favorite character to the satisfaction of all, and was well supported by the others, succeeding in keeping the audience in roars of laughter. The troupe presents a most interesting programme to-night—the "Lady of Lyons," and the "Limerick Boy"—which will no doubt draw a large house.

Indecent Assault at Rockwood.

We learn that a boy named Powers, about 14 years of age, who has been hanging about Rockwood for some time, made an indecent assault on Thursday forenoon, on a little girl, daughter of Mr. William Woods, who works at the wooden factory. We are unable to obtain the full particulars, but understand that Powers was balked in his purpose, and was ordered to leave the village.

Mrs. James Johnston and Mr. John Scott, stone cutter, two old and esteemed residents of Galt, died last week.

Some members of Dr. Whiting's family, Berlin, have small pox. The doctor carried it from some patients he was attending in Wilmet.

The Toronto Bay street Presbyterian Church has been freed from debt by an anonymous subscriber, \$3,400 was the amount.

SULLIVAN'S TRIAL.

The Sentence of Death Passed.

An Immense Crowd and Great Excitement.

Sullivan Makes a Speech.

The trial of Sullivan alias Dunn yesterday drew an immense crowd of eager and excited spectators to the Court House, who remained until the trial was over. The prisoner was placed in the dock at half-past two, and the trial was not concluded until half-past eight. During the trial the prisoner took a deep interest in the proceedings, but seemed to be quite composed until near the close, when he was subdued to tears several times. After the sentence had been passed, he seemed to display no particular feeling, and acted in his usual cool way.

After the jury had been empanelled, Mr. Fleming, opened the case for the Crown. He said:—The prisoner is indicted under the serious charge of the murder of John Kelly, on the morning of the 18th March the prisoner was seen in the town of Guelph going about the streets; that about ten o'clock he was seen following a little child upon the street, and inducing her to accompany him. He was afterwards seen some little distance from the child in his arms, by several witnesses. He put the child down, after one of the witnesses told him, on the road, and took her by the hand. He crossed the bridge and entered into the woods in a secluded place where the fence was down, in the presence of two or three people who stood by the fence and saw him. These persons were two or three hundred yards from the place where he entered. Two followed into the woods; the other one went the other way and intercepted. One of the witnesses came across him among some brush, where he was almost concealed. He came, close up to him and saw him lying prostrate on the ground on his face. At the time witness saw no other person. The prisoner being attracted by the witness from the dock with him, raised his body, and the witness observed that until the child was the little child that he had seen in the prisoner on seeing that the witness was present, got up on his knees, and then it became apparent to the witness that his clothes had been opened and he rose up and the witness was lying on the ground with her clothes thrown over her head and exposed, she having a pair of red drawers on at the time. He got up and said, "I am not drunk." The witness made no reply, and with that the prisoner went off. The two other parties made no reply. The witness picked up the child and observed that upon her drawers there was a strip of white binding, and upon this there were several red spots of blood. The child lay quiet, without being able to move, and made no noise. The witness picked her up and carried her to the road, she making no motion whatever, and no noise with her voice. When he had reached the road she had become livelier, and she was able to tell that she was Mr. Crawford's child and lived near the Post Office. Witness carried her home, and handed her to Elizabeth Plaster, and she took her up stairs. Mrs. Templeton will prove that the child's garments were saturated with blood. Dr. Keating made an examination, and will tell you that a very serious injury had been done to the private parts of the child. It is of the nature of a laceration, and was some four years and ten months old. The father will be called and prove this; and all the witnesses who saw the prisoner, identify him. Those who saw the child will be able to identify her in your presence. The prisoner escaped and was not arrested for a considerable time after, but the Chief Constable was enabled to make his arrest at Windsor. At his arrest the prisoner said he had not been in Guelph since the 4th of March, and was not in town at that time of this affair. It will be necessary to show that the child was lacerated by the private parts of the prisoner. If the evidence does not satisfy you that that is the case you may find that the prisoner was guilty of assault with intent to commit the crime that is charged. The serious responsibility lies upon you to decide whether the evidence is sufficient to prove that the child was injured with which he is charged, and no considerations ought to influence you in the slightest degree in the verdict, because if you find that the child was penetrated, all questions of sympathy will be at an end.

Robert Crawford was then called and testified to the child's age, her fifth birthday being on the 4th of May next.

The prisoner here interrupted, and asked the Judge if he would allow him a counsel. His Lordship requested Mr. J. P. McMillan to act, and that gentleman complied.

The continuation of Mr. Crawford's evidence is the same as that already published.

William Scriven, Mrs. Mason, John Moore, Mrs. Smith, Robert Roper and Thomas Coleman were sworn and gave similar testimony to that published in the report of the examination.

Elizabeth Plaster sworn said:—Live at Crawford's. Saw Annie Bonn Crawford, on the morning of the 18th of March, about ten o'clock. At about twenty minutes to twelve she was brought home by Mr. Coleman. I took her up stairs to her mother, who was ill. Mrs. Templeton, Mrs. Crawford's nurse, was there. Didn't see whether there was anything wrong with the child.

Mrs. Janet Templeton was sworn and testified:—Was at Mr. Crawford's on the 18th March. Elizabeth Plaster brought the child to me at twenty minutes to twelve o'clock. The child said she was sick and I took her into a room and examined her. She looked as if she had been abused. Her underclothing was saturated with blood, and she was bleeding then. I put her on the sofa till Dr. Keating came, and he examined her. The child is not so well as she was before this happened, and I think she is hurt.

Dr. Keating's evidence was identical with that published in the report of the examination.

Jonathan Kelly said:—I arrested the prisoner at Windsor. Had some conversation with him on the way to Guelph. I read him the warrant charging him with the crime, and he said he never was in Guelph except on the fair day, the 4th of March. I have never seen him here before. I received information from the Chief of Police that he had been arrested there for some row in that city. I didn't tell him there that I wanted him. He didn't object to coming to Guelph from Windsor.

This closed this case for the Crown, and there being no evidence for the defence, Mr. McMillan in addressing the jury said:—

Never before in my experience did I find myself placed in the position that I now occupy. Never before did I feel so grave a responsibility resting upon me. That responsibility I would never have assumed had not his Lordship desired that I should do so. In certain countries, it is common for the court to provide a lawyer when the prisoner is not able to see one himself, but it is customary for the Judge to ask some legal gentleman to aid the prisoner, as a matter of courtesy, and that request is very seldom refused. That is the position I occupy in this case. I unfortunately, like the rest of the community, feel that a gross outrage has been committed in this town—an outrage that has shaken society to its centre; and, gentlemen, I feel satisfied to have elicited from the witnesses that the prisoner, if he be the man that committed the crime, has this in his favor, that he did not do so when in possession of his full senses. This will not have any influence on your minds in his favor, but it is pleasing to find that in this Dominion there is not a man to commit such an outrage without being in some such position as the prisoner was. Gentlemen, I feel the importance of my position because the decision in this case, if you find him guilty in all probability will terminate the life of the prisoner, who will fill a felon's grave. Your verdict may seal his doom, and it is a solemn duty on your part to do so when in possession of his full senses. This will not have any influence on your minds in his favor, but it is pleasing to find that in this Dominion there is not a man to commit such an outrage without being in some such position as the prisoner was. Gentlemen, I feel the importance of my position because the decision in this case, if you find him guilty in all probability will terminate the life of the prisoner, who will fill a felon's grave. 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