

THE WEATHER.

Forecast: Maritime south-westerly winds, fair. Washington, Aug. 28.—Forecast: Northern New England—Partly cloudy Wednesday and Thursday; moderate south-west winds.

Toronto, Aug. 28.—Showers have occurred near the shores of Lakes Erie and Ontario and at a few points in Quebec, while in other parts of the Dominion the weather has been fine.

Temperatures.

Table with 3 columns: Location, Min., Max. Includes entries for Dawson, Victoria, Prince Rupert, Vancouver, Kamloops, Edmonton, Calgary, Banff, Montreal, Quebec, St. John, Halifax.

Around the City

American Tourists. The steamer Calvin Austin arrived about four o'clock yesterday afternoon from Boston with about 150 passengers, most of whom are tourists.

Sidewalk Repairs. The employees of Commissioner Fisher's department made a number of repairs yesterday to the sidewalks on Germain and Brickett streets.

A Plucky Act. J. A. Marshall performed a plucky act yesterday morning when he stopped a runaway horse on Charlotte St. and saved two women who were in the carriage from injury.

Thirty Children Vaccinated. Dr. George G. Melvin was kept busy yesterday morning at the Board of Health rooms on Princess street, thirty children being the total that he vaccinated.

Concert and Sale. A concert and sale recently held by Misses Jessie Orr, Janet Elliott, Mabel Edmondson, Alice Orr, Margaret Elliott and Jennie Orr, at 14 St. Andrew's St. netted \$8.50. This has been donated to the Red Cross Fund.

Express Thanks. The president and the executive of the Playgrounds Association are very thankful for the many donations received for the closing exercises of the playgrounds yesterday, and also for the assistance rendered by a number of interested parties.

Funeral. The funeral of Patrick McLaughlin took place yesterday afternoon at 2:30 o'clock from his late residence, French Village, to Golden Grove church, where services were conducted by Rev. A. J. O'Neill. Interment was made at Golden Grove cemetery.

The Police Court. In the police court yesterday Thomas Banks, charged with threatening the life of a foreman at the McAvity plant, was given his release on obtaining securities that he keep the peace. Two men charged with drunkenness were remanded. Another man on a similar charge was told he was liable to a fine of \$50.

The Harvesters. The harvest train that was to have passed through the city yesterday from Prince Edward Island did not materialize, as only a few harvesters from the island were going to western Canada. These were accommodated on a car attached to the Montreal train that left here last evening.

To St. Mary's College. Arthur Ryan, Walter McElhinney, Albert Butler, James Grauman, Vincent Duffy, John Rollston, Gordon Hughes, Lucien Howard and Edward Martin, left the city Sunday for St. Mary's College, Northeast, Erie county, Penn., a preparatory college of the Redemptorist Order. At Boston the boys were joined by ninety other students from Canada, Massachusetts and adjoining states.

Corporal Duplisse Wounded. Mr. and Mrs. A. L. Duplisse, of Rederickton Junction have received word from Ottawa that their son Corporal Charles L. Duplisse, 7th Battalion, had been wounded in the face and side. Corporal Duplisse left St. John in February, 1917, with the Railway Construction Corps, and had been at the front ever since. He has been admitted to hospital.

Saved From Drowning. Plunging beneath the waters at No. 5 berth, Sand Point, yesterday afternoon about three o'clock, Robert McKay, a dock policeman, rescued from drowning the eleven year old son of Mrs. Gordon Smith of Montreal, who is visiting relatives in West St. John. The boy with a companion was playing on the steps near the city baths when he slipped and tumbled into the water. His companion informed the dock policeman who immediately threw off his coat, and seeing the drowning boy coming to the service, dove into the slip, caught hold of the young fellow, and after some difficulty reached a motor boat near by. With the assistance of two other men the boy was hauled up on the wharf. The boy was quite sick for a time, but last night was none the worse for the experience. Great praise is being bestowed on Mr. McKay for his heroic act.

CLOSE OF OPENING DAY OF HARRIS MURDER TRIAL SEES THE JURORS EMPANELLED

Doctor's Certificates Figure in Protests Against Serving from Those Summoned—Preliminary Objections Taken by Counsel for Accused—Chief Justice Intimates Absent Jurors Will Be Fined—Hope to Complete Jury This Morning.

At the close of the opening day of the murder case against Everett Carland and John O'Brien, at the Circuit Court room yesterday, nine of the twelve jurors had been empanelled to judge between the guilt or innocence of the accused. One hundred and twenty-one names were called out by the clerk, but the number challenged by counsel or absent or excused was so great that it was an absolute impossibility to secure the number required. Another effort will be made to complete the jury from the panel summoned this morning, when all those who did not appear yesterday as well as those who were stood aside by the Crown, are ordered to be present by the Chief Justice, Hon. H. A. McKeown.

PRINCE WILLIAM ST. STORE ROBBED YESTERDAY A. M.

Thief Broke Front Window—Dropped About Twenty Tins of Tobacco on Sidewalk When Frightened Away—Break Discovered by Police in Early Morning.

A most daring break and robbery was perpetrated on Prince William street early yesterday morning, and the only reason that a large quantity of articles was not stolen was the fact that the robber was frightened away.

It was only a few minutes past four o'clock when the police discovered that the premises of Joseph Richardson, 278 Prince William street, had been broken into. The first thing that attracted attention was about twenty tins of Master Mason tobacco strewn over the sidewalk, near the store, and some of the tins were found as far up the street as the Prince William Apartments. It was then discovered that a large pane of glass in the store window had been broken and the tobacco had been removed from a shelf near the window. Mr. Richardson was called from his home on Germain street, and with the police made a search of the store, and all that was found missing was two or three tins of tobacco. A large box of cigarette packages had been knocked on the floor, and the packages strewn about. A box containing some English money was undisturbed.

From all appearances the thief had made the break shortly before the officers arrived, and on hearing their approach he dropped the articles he had stolen on the sidewalk and made his escape. The fact that nothing else was removed from the store, and the articles were near enough to the window to be removed from the outside, shows plainly that the thief did not have time enough to enter the store before being frightened away.

Mr. Richardson's premises are about opposite the new elevator and in addition to selling fruit, confectionery, etc., he conducts a restaurant. As soon as the break was discovered the police made a search of all the district but were unable to locate the culprit.

To accommodate parties attending the "Everywoman" shows, the 10:30 I. C. R. suburban will be held until 11:15.

PICADILLY CIRCUS FAIR NETTED LARGE PROFITS

War Veterans Receive \$1,191.76 for Their Building Fund—Seven Men Become Members—Will Not Purchase Site for Building Till Association Is On Financial Basis.

Lieut.-Col. McAvity, president of the Great War Veterans' Association occupied the chair at a largely attended meeting, held in their rooms Monday night, when seven new members were taken into the association. The committee who had charge of the "Picadilly Circus" Fair handed into the association the sum of \$1,191.76, the total profits of the fair. A hearty vote of thanks was voted to the Rotary Club, and the residents of Grand Bay and Paradise for their efforts in making the fair such a success. The amount received is to be placed to a separate account, to be known as the Great War Veterans' Association building fund. It is the first and only donation yet received for this object, and now that the fund has a start the association expect soon to receive the proceeds of the coming Labor Week Fair, all surplus funds received will go to the building fund.

A few offers of sites have been received for the proposed building, but the association feel that they want some financial basis before they proceed to close for a site.

It was reported at the meeting that the members of the Y. W. E. A. were busy getting their booths ready for the big fair to be held in the St. Andrew's Park, and other matters pertaining to the fair were progressing well.

The proposed War Souvenir Museum will undoubtedly be the star attraction, as the complete collection of Col. McAvity and Major May, of the 26th, will be on view, and many individual collectors of the returned officers and men of the city. These include almost every relic that can be got on the firing line light enough to be brought away.

The Fair will open at 2:00 p. m. by the Mayor, and the returned officers and men are to meet at the corner of Douglas avenue and Main street and march to the rink, to be there at 2:00 p. m. at the opening service. They will assemble at Douglas avenue at 4:00 p. m. and will take those unable to walk the distance.

NEW POINTS IN AN IMPORTANT CHANCERY CASE

Garnett vs. Garnett Heard Before Mr. Justice White—Acts Relative to the Property of Married Women Discussed.

The case of Garnett vs. Garnett was heard before Mr. Justice White in the Chancery Division yesterday. The plaintiff, Robert J. Garnett, prior to the year 1900 purchased from the Turbott Real Estate Company a lot of land on Brussels street where he and his wife for some years carried on a manufacturing business, and occupied the premises as a residence.

In 1900 the plaintiff conveyed the property to his wife. He alleged that the conveyance was obtained by fraud, as he was at the time bound over to keep the peace towards his wife, and that the conveyance was made in fraud of the making of the conveyance in that he intended only to convey a portion of the property, while the plaintiff's case His Honor expressed the opinion that neither fraud nor duress had been made out, and Mr. W. Baird for the defence testified that he drew the conveyances by which the property passed; that the instructions were given by the plaintiff only, and that the conveyance was made in accordance with those instructions.

Mr. H. A. Porter for plaintiff contended that under the circumstances the conveyance having been of a voluntary nature, a resulting trust arose, by which the defendant held the property for the plaintiff. He also asked for a declaration of the plaintiff's marital rights.

Mr. J. B. M. Baxter, K. C., for the defendant, contended that there was no implication of a resulting trust in a conveyance from husband to wife, and that the case was not one in which a declaration should be made. An important feature of the case was the discussion of the acts relating to the property of married women. When the conveyance was made the statute then in force provided the property acquired by a married woman should be held by her as if she were unmarried, except property received by her from her husband. In 1916 the law was amended so as to abolish this distinction, but the Act was expressly framed not to apply to cases of pending litigation, of which this was one.

His Honor raised the question as to the utility of a declaration, as it appeared to him that the effect of the Act of 1916 was to give married women the uncontrolled power of disposing of property received from their husbands and which they could not formerly have disposed of. His Honor without at present deciding the point stated that he would not make a declaration of the plaintiff's marital rights, but that the rights of the defendant having changed since that time, a declaration such as asked for would be worthless to the plaintiff.

The points raised by the case are novel and important. Judgment reserved.

Sporting Ammunition Rifles and Shot Guns. As you plan your autumn shooting trip, bear in mind that success is more than half dependent on Reliable Ammunition and proper "Shooting Irons." You will find here a full line of the Best Ammunition procurable, including: Remington U. M. C. Shot Shells, in All Gauges. Also Winchester, Remington and Dominion Metallic Cartridges in All Popular Calibres. In Rifles We Offer Winchester, Savage, Ross, Remington and Stevens. Also an Extensive Line of Shot Guns. SPORTING DEPARTMENT—SECOND FLOOR. Market Square - W. H. THORNE & CO., LTD. - King Street

Velvet Hats, Velour Hats, Felt Hats. A wonderful assortment of Millinery Novelties arriving daily from New York. Marr Millinery Co., Limited

Quality Always Our Aim. Quality tells in a range more than in anything else used in the home. When right it means Perfect Operation, Economy in Fuel. We invite the most critical examination and comparison of the ENTERPRISE ROYAL GRAND on which no pains have been spared to make it a leader in the stove market. Emerson & Fisher Ltd.

DRY GOODS CARPETS FURNITURE MANCHESTER ROBERTSON ALLISON KING STREET GERMAIN ST. MARKET SQ. Stores Open at 8.30. Close at 5 o'clock, Saturdays 10 p. m.

SPECIAL VALUES IN LINEN ROOM. TEA CLOTHS beautifully hand drawn and embroidered, all pure linen. Sizes 45 x 45 and 54 x 54. At half present day prices. ODD COMMODE, Bureau and Sideboard Covers, Tray Cloths, 5 o'clock Cloths, Centres and d'Oyleys at very low prices. Short Lengths in TABLE DAMASKS Plain and Damask Huck Towellings and 44 in. Circular Pillow Cottons at remnant prices. HUCK TOWELS in half dozen lots. Specials at 95c., \$1.15 and \$2.10 a half dozen. GALATEA SHIRTING Shirt lengths, 3 1-2 yards for 70c., and 3 1-2 yards for 80c. Special values. COTTON SHEETS Hemstitched, 3 widths, 1 3-4 yards, \$1.25; 2 yards, \$1.35; 2 1-4 yards, \$1.50. ECRU BATH TOWELS, 2 for 35c. Early Autumn Ushers in Many Novelties in DAINTY LINGERIE. Entirely New Fabrics of gauzy texture and delicate coloring. Ingenious and pretty trimming motifs. Many innovations in shape and style. Night Dresses, Chemise, Princess Slips, Underskirts, Corset Covers, Drawers, and Combination Sets—in endless variety. MODERATELY PRICED and a real delight to the feminine lover of Exquisite Lingerie. WHITEWEAR DEPARTMENT. Manchester Robertson Allison, Limited

WANTED AT ONCE. Fifty carpenters and laborers wanted at once to work in West St. John. Apply to Kane and Ring, General Contractors, 85 1-2 Prince William St.

AN EXTRAORDINARY THREE DAYS SALE OF SILK AT F. A. DYKEMAN & CO.'S. Shot Taffeta, the season's newest shades, Beetroot, Java Brown, and Purple, 40 in. wide, for \$1.95 per yd. Also a complete range of plain Taffeta, in the season's newest shades, \$1.95 to \$2.25 per yd. Rich Paillette Dress Silks, 30 in. wide, in Cossack Green, Te Deo Negro, Copen, Maize, Pink, Grey, Navy, splendid quality for \$1.00 per yd. Eighteen and 20 in. Tamolias, Taffeta and Paillette, mostly plain colors, regular 75c. quality for 50c. per yd. Splendid quality of Wash Silks in beautiful rich stripes and spots, 27 to 36 in. wide, regular up to \$1.25 per yd., for 75c. per yd.

WILL BE OPEN SATURDAY. As Saturday is the first of September the stores of M. R. A. Ltd. will be open until ten o'clock, the duration of the Saturday half holiday being only for the months of June, July, and August.

PERSONALS. Bert McDonald has returned from a visit to his brother in Sheldiac. J. M. Lyons, formerly of the C.G.R. general staff, is visiting Boston. Miss Eva Stoveas, who has spent some time in this city the guest of Miss Birchard, leaves today for Moncton to visit her sister before returning to her home in Rink, Albert Co.

BUYING GLASSES? Gundry's does not just sell glasses. Gundry's supplies thousands of all kinds, that correspond to the requirements of your eyes after giving them thorough examination. You may be astigmatic, affected with headaches. Possibly properly fitted glasses will give you comfort never before realized. THE PRINCE WILLIAM HOTEL. First-class. Moderate charges.