

DONT FORGET
That the buyers are the
persons who read the
papers. Use the STAR
to sell your goods.

VOL. 7, NO. 47.

ST. JOHN, N. B., SATURDAY, NOVEMBER 3, 1906.

WEATHER
Clear and Cool

ONE CENT.

Roxo Razors.
Made from the Finest Steel
By Experienced Workmen.
Retains a Keen Cutting
Edge Longer Than
Any Other.
3-4 and 5-8 inch blades.
PRICE:
\$1.25 Each.
This is one of the very best
Razors made.
If you want any kind of Cut-
tery come to us.
W. H. THORNE & CO., LTD.
Market Square, St. John, N. B.

What's in a Name?
If your Heating Stove or Range
is made by the Enterprise Foundry
Co., you have the best that money
can buy.
Have you seen the "Enterprise
Hot Blast"?—a most wonderful
heater.
A current or blast of hot air de-
scending from the top of this stove
ignites the gases which arise from the
fuel—these burning gases greatly in-
crease the heat, and entirely over-
come the annoyance and danger from
escaping gas.
Made in two sizes, \$14.50 and \$16
EMERSON & FISHER, Ltd.,
25 Germain Street.

Ladies' Imported Fur Lined Coats.
Made of the best cloths and the latest styles,
with Mink and Sable Collars and Revers.
Hamster and Muskrat linings.
Prices, \$65.00 to \$85.00
F. S. THOMAS, Dufferin Block,
541 Main St., N. E.

**We're Getting
Top Coat Weather**
It now comes mornings and evenings,
We will soon have it for steady diet.
Every Kind of Overcoats
Waiting for all kinds of hurry-up needs.
Prices: \$6.00, \$7.50, \$8, \$8.50, \$10 to \$15

American Clothing House,
11-15 Charlotte St.
Most of the river steamers will probably
be taken off the routes for the
season next week. Last year the
Springfield was the last boat to be
taken off and on her final trip she nar-
rowly escaped being hemmed in by the
ice near Capetown. Two of the steamers
were laid up for the winter on Nov.
1st last year.
Captain Pitt, the well known man-
ner of the Kennebec, is to have a
new ferry system between Gondola
Point and Pitt's Landing next sum-
mer. The captain was in the city yester-
day and said that he would have a
cable service ready for the public next
year. Capt. Pitt has run a ferry be-
tween these points for many years, and
to cross the river in that locality, one
must go across on one of Pitt's scows.
A large steamer was built by Capt.
Pitt a few years ago and unfortunately
it was burned to the water's edge be-
fore it made many journeys.
The smallpox patient, Miss Mary
Guy, is reported to be recovering.
There is now little fear of an epidemic.
Fourteen deaths occurred in the
city during the past week, resulting
from the following causes: Infantum,
marasmus, meningitis, cancer, enteri-
tis, phthisis pulmonalis, cholera, in-
fantum, uterine cancer, disease of bowels,
heart disease, chronic fever, chronic
pyelitis, acute nephritis, dropsy car-
diac.
Fred Heans has just completed a
large derrick for handling heavy tim-
ber at J. A. Likie's pond, North End.
The boom is 50 ft. long and lifts the
timber from the pond and places it on
flat cars 100 ft. away. An 8 to 10 h. p.
gasoline engine attached to a Beatty
hoister furnishes the power, and was
supplied by E. Leonard & Sons, of this
city.

Store open till 11 o'clock. St. John, N. B., Nov. 3rd, 1906.
Call at HARVEY's Tonight
For Warmer Clothing.
New Fall and Winter Overcoats, Suits, Reefers, Pants, Underwear,
Gloves, Shirts, Collars, Braces, Ties, Trunks, Suit Cases, or anything in
men's and boys' wear. Large stock, Cardigans Sweaters, Hats, Caps,
correct styles, lowest prices in town.
Men's Overcoats, \$5.00 to \$24.00
Men's Suits, 3.95 to 20.00
Men's Underwear, Wool and Fleeced lined, 50c up
Gloves—Kid, 75c to \$3.50; Wool, 25c to \$1.00.
J. N. HARVEY, Clothing and
Furnishings,
199 to 207 Union St.

**MR. BAXTER'S ARGUMENT FOR
ANOTHER TRIAL FOR CLARKE**

Based on Alleged Improper
Admission of Evidence in
a Number of Cases, Mis-
direction and Non-
direction—Judgment Re-
served Until Nov. 22.

The circuit court this morning finished
its session and was adjourned until
November 22. The argument of J. E.
M. Baxter for a retrial of the Clark
case was heard and Judge Landry re-
served judgment until the next session
of the court, when he will then either
order a new trial or pass sentence on
the prisoner. Mr. Baxter asked for a
reserved case on the following grounds:
Improper admission of evidence.
(1) In recalling Mrs. Ada Clarke and
asking her as to a statement supposed
to have been made by her to Officer
Greer in the absence of the prisoner to
the effect that he had been working all
day Saturday.
(2) In allowing Officer Greer to be
called in rebuttal of Mrs. Clarke and
to be asked whether she had said to
him that the prisoner had been work-
ing all day Saturday. The statement if
made by her was made in the absence
of the prisoner and therefore not ad-
missible against him. The circumstances
of the supposed statement were not
sufficiently designated to her. She was
asked as to a statement, Greer's evi-
dence was as to a reply, it was in evi-
dence that she had seen Greer twice
one day in question and the occasion
was not particularized in the cross-
examination. Mrs. Clarke's statement
was as to a matter not material to the
issue and therefore could not be re-
butted.
(3) In admitting statements of May
Short and Ethel Train made to police
officers and to Louis Train and the
statements of Louis Train as to the
description of the assailant of Ethel
Train. Such statements not being part
of the case and not made in the pres-
ence of the prisoner, and statements
made by May Short not being admissi-
ble under any circumstances, no at-
tack having been committed on her;
statements made by Ethel Train not
being admissible in any case, and not
involved in the crime; only the state-
ment of the first person spoken to by
the children after the assault, and not
having been admitted; evidence of Louis
Train not being admissible under any
circumstances.
(4) In admitting the evidence of police
officers as to the statements made to
them by May Short and Ethel Train,
and the statements of the assailant;
that the officers were looking for a
person answering to a particular de-
scription given by the children; that in
consequence of what they were told
by the Short and Train girls they went
to certain places and did certain things.
Misdirection.
(5) In telling the jury that there was
a presumption against the truth of the
prisoner's testimony.
(6) In telling the jury that the only
inference they could draw from the tes-
timony was that an attempt at rape
had been committed if they believed
the testimony at all.
Non-direction.
In not telling the jury that they
might find the prisoner guilty of inde-
cent assault.
Mr. Baxter in the course of his argu-
ment quoted largely from different
cases.
The attorney-general criticized Mr.
Baxter's objections to some extent but
Judge Landry decided to reserve the
case and give judgment at the next
sitting Nov. 22.

**NEGRO TROOPS WERE
FRIGHTENED TO MOVE**

When Sent Against the
Wandering Indians.
A Meeting is Being Held Between the Two
Parties and the Utes May Go Home
Without Fighting.

BUTTE, Mont., Nov. 2.—A special to
the Miner from Sheridan, Wyo., says:
"The latest report received at Arva-
da says that the conference between the
military and the Ute Indians was still
in session last night when the mes-
senger left. The conference is being held
between the soldiers and the Ute camp,
15 miles northeast of Moorhead. The
chiefs in attendance who were sent by
the band with power to act are Red
Cap, Unkahkin and Ponnep. Chief
Blain, chief of the Grosventres, the
Indian chiefs, hastened over during
the winter. A promise to consider the
matter of allowing them a new hunting
ground next spring was also made. The
chiefs hesitated over the matter of
hunting grounds, and wanted a
definite promise that they would be
allowed to return to Powder River
in the spring. During the council the
three chiefs would frequently leave the
circle and talk between themselves.
The Indians are favorable to an agree-
ment, as they seem to be yielding to
the wishes of Major Grierson, Colonel
Rogers and Captain Johnson. It is
stated on authority of the white re-
sidents living at Sheridan that Major
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Johnston, was secreted in the hills eight
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