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EIGHTEEN PAGES—SATURDAY MORNING SEPTEMBER 6 1913—EIGHTEEN PAGES

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AUTO AND SPECIAL TRAIN USED IN SUCCESSFUL DASH TO SAVE THAW FROM BEING DEPORTED

Lawyers Obtain Writ of Habeas Corpus at Montreal and Right to Appeal Against Summary Deportation After Brief Court Deliberations and Rush to Coaticook With Fine Dramatic Effect.

MONTREAL, Sept. 5. — (Can. Press.)—With a hasty hearing before the local court of appeal, a mad race thru the city's streets in an automobile car to a special train which was awaiting them at the Bonaventure Station and a record run against time to Coaticook, attorneys for Harry K. Thaw today played a trump card.

In accordance with a habeas corpus, issued by Justice Cross, sitting in appeals in conjunction with Justice Gervais, the immigration authorities are called upon to produce Thaw before the local court at 11 o'clock on the morning of the 15th inst., when his case will be taken under consideration by the full bench.

Application for right to appeal from the decision of Justice Hutchinson in refusing to grant a writ of prohibition to restrain the immigration enquiry from proceeding with its deliberations was also granted.

Constitutional Issue.

If the argument of J. N. Greenshields, K.C., and N. K. Laflamme, K.C., who appeared before the court today, may be taken as an indication of what the issues to be finally raised will be, it would appear that Thaw's Canadian visit will be productive of some rather interesting jurisprudence, with no small possibility of the constitutionality of an act from the Dominion Parliament being placed in jeopardy.

Today's proceedings mark a new stage in the fight which the Thaw counsel are waging in the interests of their client. Failing to secure what they considered to be justice at the hands of a judge of the superior court, they immediately planned to go higher and bring the matter to the attention of the court of appeals.

Thaw's legal advisers, represented by Messrs. Greenshields and Laflamme, hurried here and after the draft of a petition had been made, interviewed Justice Gervais of the court of appeals. The latter was somewhat reluctant to deal with the matter alone and efforts were made to obtain the presence of another member of the court. Early in the day Justice Cross, who is the senior member of the court at present, in the city, was communicated with, and his lordship consented to come down to court in order to hold a joint hearing with Justice Gervais.

Auto In Waiting.

In the meantime all arrangements will be made by Thaw's counsel to have a speedy service of the writ, if such writ were granted by the court. At the court-house door a high power automobile stood thruout the morning. At the Bonaveture Station a special train, made up of a locomotive and a private car, was in readiness to start out for Coaticook at a moment's notice.

When court finally opened the proceedings occupied but a few minutes. Messrs. Greenshields and Laflamme

(Continued on Page 9, Column 1.)

Sixty-two Bushels to Acre

WINNIPEG, Sept. 5.—(Can. Press.)—Hon. Hugh Armstrong, provincial treasurer, stated this morning that threshing on the industrial school farm at Portage la Prairie had just been completed, and that the wheat crop has returned sixty-two bushels to the acre. This is one of the heaviest yields yet recorded in the province.

ANOTHER BLAZE IN EARLSCOURT

Fire Originating in Unoccupied Store, Spread to Three Adjoining Houses—Store and One House Burned.

One house and one store burned to the ground, and two houses considerably damaged by fire and water, was the record of the conflagration that visited Earlscourt last night. The fire was discovered at nine o'clock, having started from some unknown cause in the frame store owned by Mr. George Hutt, at 120 Earlscourt ave. An alarm was rung in, but it took the firemen from the Earlscourt station fifteen minutes before they had the water turned on, altho they had less than a block to come to the fire.

The nearest hydrant to the blaze was situated a considerable distance away, and the pressure obtained was ineffectual to do anything until the engine was started pumping. Before a good stream was being thrown on the flames, they had spread to the home of Mrs. Pack, at 122 Earlscourt avenue, and this was also a complete loss. The house of W. Terry at 124, also caught fire, and the home of J. Parker at 118, but the firemen managed to save these from destruction, altho they were badly damaged.

The building in which the fire originated, was a complete loss. The store, a one storey frame building, with a second storey in course of erection, was valued at $800, with insurance of $600, while the stock, which was being disposed of by the Canadian Swift Company, for the benefit of the creditors of Charles Dawson, was valued at $500, partly insured.

Neighbors assisted in saving a portion of the furniture from the Pack home. The house, which was owned by Arthur Smith of 508 Manning avenue, was a complete loss, estimated at $800, while the contents lost were estimated at $200. The loss to Mr. Parker's house and furniture is estimated at $500, while the loss to Mr. Terry will be in the neighborhood of $100, damage by fire and water.

GERMAN CROWN PRINCE IS TIRED OF RIGOROUS MILITARY TRAINING

Special to The Toronto World.

BERLIN, Sept. 5.—"See here, Plotho, I won't keep this up much longer; I'm tired of it," shouted Crown Prince William, to a fellow-officer, during a long, monotonous calvalry drill at Danzig.

"Yes, your imperial highness," replied Baron Von Plotho, commanding another cavalry regiment, "you can do as you feel inclined, because as the future king and emperor, you are certain of your pension."

The crown prince has long been anxious to be transferred from Danzig, where he is the colonel of the famous "Deathshead" Huzzar Regiment, and it is reported that he will soon be sent to Breslau, to command an infantry regiment of Grenadiers. He has tired of his superiors, Gen. Von Mackensen and Brigadier-General Count Von Schmettow, two martinets, to whose strict, rigorous military discipline the crown prince was committed by his imperial father for training.

ACCIDENTS CAUSE EXCITEMENT AT SMALL FIRE ON QUEEN ST.

Women Nearly Run Over by Reels, Horse Fell Down in the Crowd, Engine Backed on the Sidewalk, and Boy Struck by Bicyclist.

Fire broke out at the plant of the Canadian Carpet and Comforter Company on Dufferin street near Queen shortly after 8 o'clock last night, and altho the damage only amounted to $2,500 three accidents occurred. It was entirely due to the efforts of the police that there were not one or more fatalities.

The alarm was rung in from Gladstone avenue and Queen street, just at the eastern extremity of the Queen street subway. The traffic at this point was unusually heavy last night. In addition to the crowds getting on and off the cars there were large numbers of people crossing the intersection to get to the Exhibition.

Woman in the Way.

Responding to the alarm, the hose reel from Cowan avenue sped thru the subway and up the opposite hill. Despite the loud clang of the fire gong a score of people failed to take warning and one or two women were thrown out of the way by the police. No sooner had the hose wagon gone up the other hill than the motor fire truck from Dundas street flew down the hill at a terrific speed.

In their eagerness to see the fire wagons, the people had crowded on the north side of the road again, and had it not been for the squad of police, would have been mowed down by the truck. In the meantime the ladder truck rushed half way thru the subway, but a policeman pointed out the fire. The loss of time was due to the alarm being rung in from Gladstone avenue and Queen street.

The fire originated on the ground floor near that part of the building occupied by Maples, Limited. The blaze was extinguished with a loss of $2500 to the Canadian Carpet & Comforter Co.

Horse Fell Down.

Becoming alarmed at the noise of the fire gongs, a driving horse plunged on to the sidewalk on the north side under the subway. It fell down in the crowd and commenced to kick. Two policemen from Cowan avenue station jumped on the horse and held it until it could be quieted.

The fire engine from Cowan avenue started back for the station. When the horses had pulled the engine part way up the hill they started to back up. The heavy machine rushed down the hill and turned toward the crowd waiting for the street car. Someone threw a block of wood under the wheels and this checked the engine until the crowd escaped and the horses got their footing again. The engine had to be taken up the eastern hill and around another street.

Boy Knocked Down.

A little boy was anxious to get to the fire and ran across Dufferin street, near the Dominion Radiator Building, in which the fire occurred. He failed to notice a man on a bicycle and was knocked down.

Another man ran for a Queen street car after leaving the fire and missed his footing on the steps. The conductor, who was standing at the rear, grasped him by the collar, swung him into the air, and pulled him aboard.

THOUSANDS SAW POLO ACCIDENT

Walter Sterling Pinned Under Car Which Turned Turtle During Auto Polo Game in Front of Grand Stand.

Walter Sterling, a member of the British polo team performing before the grand stand at the Exhibition last night, had a miraculous escape from death when the car in which he was riding overturned. The car, at the time of the accident, was being driven at a tremendous speed, and Sterling was pinned beneath it as it turned turtle. The rumor quickly spread among the thousands of spectators of the accident that the daring performer had been killed. He was carried from the grounds in an unconscious condition, but an examination conducted by the doctors at the Exhibition temporary hospital showed that his injuries were not likely to result in death.

His spine is injured, and he also is suffering from internal injuries, the nature of which has not yet been ascertained. Sterling was able to be taken to the Gladstone hotel, where he is staying with the other members of the British team. He is the same driver who was injured at the meet in July when the sport was first introduced to Toronto.

MOTORMAN SAVED A WOMAN'S LIFE

Street Railway Man Prevented Fatality by Prompt Action and Presence of Mind.

Prompt action on the part of Motorman Conway (858) saved the life of a middle-aged woman on Yonge street, just below Adelaide, at 11 o'clock last night. Had it not been for the motorman's presence of mind the woman would have been ground to death beneath the wheels of a Dupont car.

Conway was running his car down Yonge street at a fair rate of speed. Two women were passing up the east side of the street and when near Adelaide they started to cross.

One woman was in advance of the other and she was watching an approaching Yonge street car from the south. She failed to see the Dupont car and walked in front of it.

Motorman Conway was only a few feet away at the time. He dropped the fender and threw on the emergency brake. The car struck the woman and threw her in the air. She dropped on the fender and fell to one side. Conway had stopped the car. He then assisted the woman to her feet. She thanked him and then limped up Yonge street with her companion.

BUILD SHIPS FOR PANAMA TRAFFIC

German Line Prepares for Opening of the Big Ditch.

BREMEN, Sept. 5.—(Can. Press.)—At a meeting today of the board of directors of the North German Lloyd Steamship Line the advisability of establishing a line of steamers from Bremen thru the Panama Canal when the canal is opened to traffic was under discussion. The directors decided to build sister ships to the Columbus and the Berlin and four 12,000 ton freight steamers, and also to remodel the Grosser Kurfuerst into a special excursion steamer.

AERIAL CRUISER CAN CROSS OCEAN

New Zeppelin Could Cross the Atlantic Without Much Risk.

Special Cable to The World. Copyrighted by The Toronto World and N. Y. World.

BERLIN, Sept. 5.—The new Zeppelin built for the navy department, which is the second naval aerial cruiser, is the largest Zeppelin built so far. She is 533 feet long and 55 feet in diameter. She has four motors of 205 horse-power each, and two auxiliary motors and machine gun platforms at either end. The Zeppelin engineers declare the new ship, which had its first trial, can attempt to cross the Atlantic without much risk.

PHYSICAL DIRECTOR KILLED AT TORONTO CENTRAL Y.M.C.A.

George A. Barnes Fell From Parallel Bars, Breaking His Neck, and Died in a Few Minutes.

While teaching a class of boys a new trick in gymnastics, George A. Barnes, aged 24, slipped from the parallel bars at the Central Y.M.C.A. last night and broke his neck. He died a short time later, while being carried up the steps of Grace Hospital. Barnes was assistant physical director of the institution, and came from Sherbrooke, Que., a week ago.

The accident occurred about 9 o'clock. Barnes had taken his class to the gymnasium in order to show them the trick, swung onto the bars himself. He twisted about until his head was hanging just below the bar, while his feet were in the air. Then in changing his position he lost his hold and fell headfirst to the floor.

Dr. Walter Thomson, 31 Carlton street, was summoned, and ordered Barnes' removal to Grace Hospital. F. W. Matthews' private motor ambulance made a record run to the Y.M.C.A., and as soon as the patient had been taken aboard the ambulance broke all speed limits in the rush to the hospital. Twelve minutes after receiving the call the ambulance reached Grace Hospital.

Barnes died just as the attendants started up the stairs with the stretcher. Dr. Thomson decided that an inquest was unnecessary.

A particularly sad feature of the case is that Barnes, who roomed at 200 Macpherson avenue, had invited several friends up from Sherbrooke to spend a few days with him. They will arrive in Toronto today. He was unmarried.

Barnes is described as having been a fine type of Englishman. He was very well developed, and during his short stay at the Y.M.C.A. had made many friends. The officers at the institution deeply regret the tragedy.

"Who's Who?" Goes to New York.

Richard Harding Davis' comedy "Who's Who?" in which William Collier and his select company have appeared at the Princess Theatre this week, will be taken into New York after the local engagement which concludes with the matinee today and the evening performance.

ELEVENTH HOUR APPEAL WINS TEN DAYS' RESPITE FOR THAW JEROME IS IN LAW'S MESHES

While Thaw's Deportation is Ordered, Appeal Ensures Stay Until He Appears in Montreal Court—Jerome's Arrest on Charge of Playing Poker a Manifestation of Popular Feeling.

COATICOOK, Que., Sept. 5.—(Can. Press.)—Harry K. Thaw will be produced before the full King's bench, appeal side, at Montreal on the morning of Monday, Sept. 15.

Meantime he may be detained here, or at Sherbrooke, or taken to Montreal on a moment's notice, at the discretion of the immigration authorities. Two of his counsel, J. N. Greenshields and N. K. Laflamme, obtained a double writ—habeas corpus and prohibition—at Montreal today and whirled in a special train into Coaticook, where not long before the immigration authorities had ordered Thaw's deportation from the Dominion.

Counsel for Thaw, who had remained in Coaticook, had announced that the writ was returnable forthwith, and a special train was made up to take the prisoner to Montreal tonight. A great crowd collected about the station, where Thaw was confined, and it was not until 8 o'clock that it became known that he might remain here several days because the writ is not returnable until Sept. 15.

Cheers for Thaw.

There were cheers when the writ arrived and more cheers whenever Thaw's face appeared at the window of the detention room. When the special train pulled out for Montreal without Thaw aboard there were cries of disappointment, then more cheers when the news got abroad that for Thaw the new move meant ten days' delay.

Not only by the writ secured in Montreal, but by the action of his attorneys on appeal, did Thaw today

(Continued on Page 9, Column 5.)

NANKING'S FALL ENDS REBELLION

Soldiers Threatened American Consulate and Missionary Quarters During Three Days' Looting.

PEKIN, Sept 5.—(Can. Press.)—Despatches received here from Nanking, report that the northern armies completely sacked that city. The looting and other excesses lasted three days. The soldiers visited the American consulate and demanded money, but Mrs. Alvin W. Gilbert, wife of the vice-consul, during the absence of her husband, pluckly talked the men out of their designs. Another party of soldiers attempted to enter the American Presbyterian mission. They threatened to shoot the Rev. Alfred V. Gray, the resident missionary, because he refused to open the gate to them.

Looters also tried to force the gate of the Rev. J. M. B. Gills, American Protestant Episcopal mission. They fired several shots thru the closed gate, and when it was finally opened, and the looters observed foreigners inside, they departed.

The fall of Nanking to the northern forces marks the close of the rebellion, as all the provinces are now reported to be quiet.

The Gazette today announces the resignation of the cabinet, and says the personnel of a new ministry will be submitted for the approval of parliament next week.

PORTUGAL UNKIND TO MANUEL.

OPORTO, Portugal, Sept. 5.—(Can. Press.)—The authorities here have declined to permit transmission to Manuel, former king of Portugal, a number of messages congratulating him upon his marriage to Princess Augustine Victoria of Hohenzollern at Sigmaringen yesterday.

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Cholera Threatens Odessa

ST. PETERSBURG, Sept. 5.—(Can. Press.)—Odessa, the fourth city of the empire in population, and Nikolayov, with 100,000 inhabitants, and Rostov, with about 15,000, are declared to be threatened with epidemics of cholera. Odessa has a population of half a million.

BRAKEMAN KILLED IN WEST TORONTO

William McKay's Head Struck Arm on Telegraph Pole and He Fell Between Cars.

William McKay, aged 26, whose home is in Brussells, but who has been boarding at Palmerston was instantly killed at 12.30 this morning in the West Toronto yards of the G.T.R. McKay was brakeman on a freight train from Palmerston and was standing on top of a car swinging his lantern. He failed to see the arm of a telegraph pole jutting out. His head struck this and he fell between two cars and part of the train passed over him. Dr. Thompson attended McKay and decided that an inquest was unnecessary.

LINDSAY BANK IS DEFRAUDED

Busy Swindler Adds Two Thousand Dollars to His Already Plethoric Roll and Escapes.

LINDSAY, Sept. 5.—(Special.)—With $2000 added to the sum of about $8000 which he had secured in the past few days by defrauding banks in Galt, Guelph and Berlin, James Ray left the local branch of the Standard Bank this morning, taking the train for the east. While he has not thus far been apprehended, his arrest is expected hourly by local police.

Undaunted by the publicity given his operations, Ray, who spent last night at a local hotel, entered the bank and asked for Manager Alcorn, who had received several days ago a letter purporting to be signed by the manager of the bank branch at Kindersley, Sask. This letter said that Ray would shortly call upon the Lindsay manager, and requested that credit be extended. Ray presented a letter of introduction, and, on his tendering a cheque for $2500, the manager, who had not read of the swindler's operations, initiated it without hesitation. Ray drew $2000 in bills, leaving $500 to the credit of his newly-opened account. He was later seen boarding the 11 a.m. train.

Ray is described as a man of about middle age, shabbily dressed, and with several days' growth of beard, his whole appearance being far removed from that of the typical bank swindler.

Police Chief Chilton thinks the man may have gone to Peterboro, and a general warning to the banks has been sent out.

WILSON AWAITS MEXICAN ENVOY

But Unless Imlan Repudiates Huerta's Claims, His Reception is Matter of Doubt.

WASHINGTON, Sept. 5.—(Can. Press.)—Developments in the Mexican situation are likely to await the arrival in Washington of Manuel De Zamacona Inclan, personal envoy of the Huerta Government, to continue with the Washington administration the negotiations begun by John Lind, personal representative of President Wilson in Mexico.

Administration officials had not decided tonight whether they would receive Senor De Zamacona unless he brought positive assurances of Huerta's elimination from the situation in Mexico and was ready to act upon the other points in the American proposals for the establishment of peace.

Some of the Washington officials feel that the United States has made its position clear thru the parleys conducted by Mr. Lind and the address of President Wilson to congress. Further negotiations on the same points they regard as useless and merely a process of delay. There is a disposition, however, to receive Senor De Zamacona in view of the courtesy shown Mr. Lind.

FOUR MILLIONS FIRE LOSS AT HOT SPRINGS

Flames Fanned by Gale Sweep More Than Thirty Blocks of Arkansas City, Menacing Main Business Section, and Wiping Out Many Public Buildings.

HOT SPRINGS, Ark., Sept. 5.—(Can. Press.)—More than thirty blocks on the eastern edge of the business district of Hot Springs has been swept clean tonight by a fire which at 9 o'clock threatened to eat its way toward Central avenue, the main business thorofare. A high wind was blowing, and the Hot Springs and Little Rock fire departments, the latter hurried to this city aboard special trains, had made but little headway in checking the flames.

At 9 o'clock Sidney Dillon, commissioner of public utilities, estimated the loss as at least $4,000,000.

The fire originated in a negro dwelling on Church street, near Malvern avenue, just east of the Army and Navy Hospital, shortly after 3 o'clock this afternoon, and spread quickly to the south and east. A number of small dwellings, dry as tinder as the result of an extended drought, were an easy prey to the flames, which in a few minutes were beyond control of the local fire department. From this region the fire spread to a manufacturing district and then residence and hotel districts, and then at 9 o'clock the shifting wind threatened to carry the flames to the main business section. A supreme effort was made to divert the fire toward the suburb of South Hot Springs when it was apparent that efforts to control it would be unavailing.

At 9 o'clock this effort appeared to be meeting with some success.

Civic Plants Burned.

Among the buildings destroyed were the city's light, water and power plants, the county courthouse, the park Jefferson, Princess and Moody Hotels, the city high school, Iron Mountain Railroad station and shops, Ozark Sanitarium, People's Laundry, Crystal Theatre and Bijou Rink, besides a hundred or more business buildings and many residences, including some of the best in the city.

No fatalities have been reported.

Fifteen minutes after the fire started it was beyond control of the Hot Springs fire force and aid was asked of Little Rock. Special trains brought additional apparatus from the city, but water, dynamite and every available means of fighting fires had failed to check the flames six hours after the fire started.

At times early in the night the gale reached a velocity of 40 miles an hour, and three times the shifting wind currents changed the course of the fire. Twice it was headed for the main business district, the last time shortly before 9 o'clock, when by the free use of dynamite the fire fighting force suceeded in diverting the course of the fire toward South Hot Springs.

GRAIN MAY GO THRU U.S. PORTS

Blockade at Montreal Likely to Cause Diversion, But Not Serious Congestion.

WINNIPEG, Sept. 5. — (Can. Press.)—That the grain blockade at Montreal will have no effect on the movement of the western grain crop, other than to cause a great deal of it to be shipped by way of American ports instead of Canadian ports, is the statement made by W. B. Lanigan, assistant freight traffic manager of the C.P.R. Mr. Lanigan points out that, with a blockade at Montreal, it would be impossible to ship large quantities of grain there from Fort William, because it could not be taken care of. Therefore most of it will be sent down to New York by way of Buffalo and other American routes.

Speaking of the movement of the western crop, Mr. Lanigan stated that since September 1, no less than 633 carloads of grain had been loaded on C.P.R. lines. There were 250 cars of grain loaded yesterday, and 351 cars marketed.