POOR DOCUMENT

THE BEMI-WEEKLY.TELEGRAPH, ST. JOHN, N. B., JULY 1 1902.

C, J. MILLIGAN AWARDED FULL VERDICT H SUIT FOR DAMAGES AGAINST J. H. CROCKET.

Plaintiff Brought Action for \$1,000, and This Amount the Jury Gives Him-First Time in St. John That Verdict for Full Sum Claimed is Gained in Suit for Damages.

C. J. Milligan has won his suit against J. H. Crocket, of the Fredericton Gleaner. On Saturday, the jury before whom the case has been tried returned a verdict in Mr. Milligan's favor for the full amount of damages claimed—\$1,000—and it is the first time in St. John that a jury has given a verdict for the full amount claimed in a suit for damages.

was taken under a commission at Rothe-say on Friday night was then read. He would not like to say that he had heard before December, 1900, of a list being prepared with names on it that should not be on it. He had never received a revisor's list from Thomas Gilliland for that year. He denied absolutely the statement that chooses list in the presence of E. S. Carter.

G. O. D. Otty, secretary treasurer of Rings county, was the first witness called. He produced the bogus list and the correspondence between himself and Postmaster Hanington, all of which was put in evidence. He had not received the votens list from the revisors up to Nov. 28, 1990. He wrote to Mr. Gilbert asking him to send it. On Dec. 4, as the list had not come, he notified Mr. Gilbert, who sent him a typewritten copy of the list, with first was filed on Dec. 5. Mr. Gilbert said he had given the list to Mr. Gilliand to mail. Mr. Gilliand said the list must have gone astray, as he had mailed it, but he would try and get trace of it. On Dec. 11 witness received the fraudulent list, with the added names. The envelope was addressed in the handwriting of Mr. Gilliand.

he would try and get trace of it. On Dec. 11 witness received the fraudulent list, with the added names. The envelope was addressed in the handwriting of Mr. Gilliland.

Henry Gilbert, of Rothesay, testified that he was councillor and one of the revisors of Kings county in 1900. He was shown the bogus list, and said the affidavit attached was the one he had swonn to, but that names had been added to the list since he swore to it. Some of the names added were C. J. Milligan, J. M. Scovil, jr., G. M. Scovil and J. J. M. Scovil.

As Mr. Gilliland was not in court in compliance with his subpoena, W. B. Wallace requested that he be formally summoned and upon his failure to appear that he forfeit the usual fine.

After a short recess O. S. Crocket, on behalf of the defendant read several affidavits setting out that they had not been able to serve James M. Scovil, a necessary witness, with a subpoena, and that Mr. Gilliland. On these grounds he asked for a postponement until these witnesses could be secured.

ter that had been sent to G. O. D. Otty, and he identified his letters to Mr. Otty, and he identified his letters to Mr. Otty, and he identified his letters to Mr. Otty, on behalf of the defendant. The defendant was that the evidence shower latter had said it was a mistake, the state-ment that he (Milligan) had mailed the

Judge McLeod ruled out copies of The Daily Telegraph offered to show the light way in which that paper had treated the affair, on the ground that they were evidence against the plaintiff, as he was manager of the paper and had control of the editorial column. His honor decided these papers were not admissible.

C. J. Milligan was re-called. He said he remembered the letter of W. H. Trueman denying complicity in the matter of the Rothesay lists. On reading the letter witness said at did not deny complicity but mather deprecated as a Liberal the perpetration of the act. The names of J. S. Armstrong were shown to the witness on the list, and he said lie thought they were Liberal Conservatives. Witness thought the lists were all written on different typewriters. He had never seen the lists until produced in court today, and further stated that he had never had in his office paper of the kind the list was written on. In the aftermoon the case was continued. paper of the kind the list was written on. In the aftermon the case was continued. At the opening of court, O. S. Crocket stated that he wished to refer to the report of the St. John Sun. He had been misrepresented. The Sun reported him as saying that he had no doubt the attorney general and his associates would be very glad if the case were to stop at this stage. This was absolutely untrue. He (Mr. Crocket) had caid he had no doubt the pointiff and the solicitor general, as the

E. J. Armstrong was the first witness called in the afternoon. He corroborated Mr. Milligan's statement as to seeing him about the deeds which were being prepared for his land in Rothesay. The land in question belonged to witness' wife. When he saw Mr. Milligan about the deeds the latter told him he knew nothing about them. Col. Domville was the first to approach him in regard to the land. He believed it was wanted for a mark

W. G. Scovil was the next witness. Before being sworn, he stated he had not received a fee as he was entitled to. Mr. Crocket stated he had tendered the witness his fee, but witness had refused it. H.s honor said that witness must be sworn as he was in court, that it did not make any difference whether he had received the fee or not so long as he had come to court. Witness said he had never seen or heard of the bogus Rothers y lists until he read about them in the newspapers. Was not a very close political witness and knew who reiterated these charges and knew W. G. Scovil was the next witness. Bewhereas) was astonished that her from the press; should take so much abuse from the press; that he stood it. Witness said that he also told the defendant that from what Mr. Milligan had told him he did not believe that the plaintiff was ne did not pereve that the prantiff was at all mixed up with the preparation of the begus lists. Mr. Crocket questioned the witness as to the whereabouts of his brother, James M. Neovil. This was objected to and Mr. Crocket stated that his

the service of a subpoena.

As Mr. Gilliland, the remaining witness for the defence, was not present, court adjourned until this morning at 10 o'clock, when it is expected Mr. Gilliland will be appeared.

by the loss of friends, or by the changed appect of his acquaintances, the work of his maligner is made apparent. The victim is not orely he at whom such charges are directly hurled, but the family circle, his closest friends. Those whose respect and good will he may prize above all earthly possessions are stricken with shame and sorrow at charges involving the reputation of the man who may be ignorant that his good name is being filched away.

A newspaper hath a thousand tongues, and into the mind of each reader it pours its tale of falsehood poisoning the mind of the reader, and levelling to the dust the

He denied absolutely the statement that in a suit for damages.

In the case of Milligan vs. Crocket Friday, W. B. Wallace offered in evidence are Rothesay electoral act, and judicial otice was taken of it. Mr. Wallace tieed the point that the list having been inashed and made null and void by this ct, and there being no punishment for the mounting to a forgery, there could be to libel in referring to the plaintiff's combicity in the matter.

G. O. D. Otty, secretary-treasurer of lings county, was the first witness called be produced the bogus list and the correspondence between himself and Postmasher Hanington, all of which was put in idence. He had not received the otens' list from the revisors up to Nov. 1, 1900. He wrote to Mr. Gilbert, who are thin a typewritten copy of the list, and the latter seemed and the park in the latter seemed and the park in the latter seemed and the park in the nature of it. He had not received the otens' list from the revisors up to Nov. 1, 1900. He wrote to Mr. Gilbert, who are the nature of it. He had say thin the latter seemed are thin a typewritten copy of the list, and the latter seemed he may be a produced the latter seemed are thin a typewritten copy of the list, and the latter seemed are thin a typewritten copy of the list, and the latter seemed he method to make a park out at Rothesay, it was to be called the Cottage City Park. He had said the park scheme was for the purpose of making votes, but only used these words by way of parenthesis. He thought Edward Armstrong had the plans.

He had seen him Thursday afternoon. Mr. Gillert, who he notified Mr. Gilbert, who he notifi it is for the jury to say whether it hat meaning or not. The publication of the Gleaner in which the letter appears letter.

As to the damages, the defendant had pleaded justification. Where a party pleads justification to a libel, and fails to sup-

first time in an action for damages that

Mr. Wilson Brings Good Report of

Nova Scotia Recruits for Camp--

Extending Y. M. C. A. Work in

Secretary Wilson, of the Y. M. C. A., returned Monday from Bridgetown (N. S.), where he went to see about the boys

Y. M. C. A. camp to be held at St. Martins, July 16 to 30. He finds that fifteen

to twenty boys will come across the bay for the camp and will swell the number

in Bridgetown Sunday afternoon and a

secretary at Bridgetown is organizing branch at Lawrencetown and intends al

ADVANCE IN FLOUR.

A Number of Changes in the Markets During the Last Week or

There have been several interesting changes in the markets during the past week or two.

Flour has advanced. Oglivie's Hungar

ian went up 20 cents yesocraay and Ontarios 10 cents. This is a rise of 30 cents in the Manitoba flour within a month.

delivery.

All kinds of feeds have advanced \$1.50

to \$2 within the last ten days. The drought no doubt has something to do

a decline of \$2 to \$3 in American clear

pork, and 50 cents in American mess pork. American plate beef is 25 cents lower than

it was a short time ago. Lard is also easier, at 11 cents per pound for pails.

A few bay herring have come on the market and are quoted at \$2 per half-

very little doing in the St. John market.

Annual School Examination.

Hardingville, N. B., June 16.-The an nual examination at Hardingville, St. John county, school took place Friday and the

following programme was carried out:— Exercise on geography—By the junior

Recitations—An Egg—Robert L. Verner. Nettie L. Verner—A Little Girl's

Mary E. Verner-Mamma's Curly Locks

Miss Anna J. Floyd—School Days.
John H. Floyd—Poney.
Song—The Maple Leaf Forever—By the

To Miss Jennie Gough, the teacher, is

of Annapolis county.

Annapolis County.

publish the article complained of. The proper meaning to be put on the article was that the plaintiff knew of the preparation of the forged lists; it did not accuse him of being a party to the act, or

The counsel intimated that the detender was badly handicapped by the absence of witnesses they must hoped to have, and it almost appeared that they were keeping away on purpose. He maintained that the evidence clearly justified the defendant in publishing the article he had published, and that the jury should put the meaning to the letter he had state! and find a verdict for the defendant.

In referring to the evidence, counsel. In referring to the evidence,

tated that it a peared to him, that to any reasonable man some of it was unbelievable.

Mr. Wallace, on behalf of the defendant, maintained that on account of legislation in connection with the bogus lists, th crime of forgery had not been committed and that consequently a statement that a person was connected with the preparation of the lists was not libellous.

tion of the lists was not liberlious.

Solicitor General McKeown, on behalf of the plaintiff, addressed the jury in the afternoon. In reference to the argument of the defendant's counsel that the defendant had not charged the plaintiff with forgery, Mr. McKeown pointed out that in his pleas the defendant directly makes the charge.

That he stated what he said was correct. plaintiff and the solicitor-general, as the plaintiff's attorney, would be very glad if the case were to stop at this stage. He felt he was called upon to draw attention to this report, as he had been miscopretic to this report, as he had been miscopretic to what the defendant meant. He, the described as saying something he did not to what the defendant meant. He, the de-fendant, had put these pless on record in the Supreme Court, and there they would

As to the charge that the plaintiff has As to the charge that the plaintiff had attempted impersonation at Rothesay, it was ridiculous. Everybody who knew anything about elections, knew that there was always a little by play. Sometimes at the booths procedings became rather slow. He himself had seen the trick of a well known man coming up and in jest giving the name of another well known man. Mr

witness) was mixed up in the scheme. What he did tell the defendant was that he (the witness) was assonished then the press; and but the witness was assonished then the press; the did tell the defendant was then the tell the press; and knew pust why he had published the letter about the preparation of the bogus Rothessy lists. Had never stated that Mr. Milligan was mixed up in the scheme. What he did tell the defendant was that he (the witness) was astonished that Mr. Milligan where was he? Why did he not come to should take so much abuse from the press; the trial, and tell what he knew either. charges against the plantiff and publishing them, in fact the man who by his pleas knew all about the whole affair, where was he? Why did he not come to the trial, and tell what he knew, either producing the facts which led him to publish the letter and so justify it, or show that while he may have here mistaken. It was a very peculiar thing that the defendant had not been called to give evidence in his own behalf, and the only possible explanation is that he knew the charges to be false. The plaintiff had been accused of being slow in getting this case to trial. He knew that the plaintiff had done everything in his power to hurry matters up, and he could not be accused of laxness in any way. The energy of the plaintiff in pushing the deaf and dumb investigation had been sneered at and dewill be present.

The first witness called on Saturday was Hedley V. Dickson. He said he had acted as deputy returning officer at the election of 1990 between Mr. Pugskey and Mr. Sproul. He saw Mr. Milligan about the politing booth on that day. Counsel for the politing booth on that day. Counsel for the politing booth on that day. Counsel for the politing booth on that day counsel for the energetic manner in which are suited at the mines for ple of Rothesay to send a boy to study. The boys from Rothesay College make their mark in the world. The Rothesay College make their mark in the governer, Mrs. James R. Hoey, sr.

Missouri produced over 4,000,000 tons of the institution it was a monument. The the ins

A Nice Programme at the College Friday.

LARGE ATTENDANCE.

Congratulatory Addresses by Prominent Visitors-Band Music and a Pleasant Time Generally.

The Rothesay School completed its

The grounds at the college never looked prettier; small flags lined out the entrance to the college grounds, and the The tracks on the college campus

also lined with flags, and with the young, healthy athletes in their working cos-tumes, the bright and pretty dresses of

fax. This essay was on British Immigra-tion to Canada. John McSweeney, of a St. John jury has ever given a verdict for the full amount anked.
Solicitor General McKeown, K. C., appeared for the plaintiff in this case, and O. S. Crocket and W. B. Wallace, K. C., for the defendant.

Pole vault (middle school)—ist, C. G. Porter; 2nd, J. W. Philps; 3rd, Adams. Height, 6 &t. 2 in.

220 yards race (senior school)—ist, C. V. Smith; 2nd, K. D. Paterson; 3rd, M. Mc-Kay. Height, 3 ft. 11 in.

Hop, step and jump (middle school)—ist, J. W. Philps; 2nd, R. Glimour; 3rd, C. G. Porter. Distance, 31 ft. 5½ in.

High jump (middle school)—ist, Porter; 2nd, McKay. Philps, Belyea and Gilmour, tie for 3rd. Height, 4 ft. 4 in.

Standing broad jump (senior)—ist, Smith; 2nd, Paterson; 3rd, B. Crombie. Distance, 9 ft. 2 in. (This is the new college record, the former being 9 feet.)

Running broad jump (senior)—ist, Smith; 2nd, Bernasconi; 3rd, Paterson. Distance, 20 ft. 4 in.; (new college record), former record being 19 ft. 6 in.

Hurdle race (middle)—ist, Gilmour; 2nd, Philps; 3rd, Belyea. Time, 20 secs.

100 yards dash (senior)—ist, Young; 2nd, M. McKay; 3rd, Saddlier. Time, 100½ secs.

75 yards dash (junior)—ist, Young; 2nd, M. McKay; 3rd, Saddlier. Time, 10 secs.

Pole vault (seniors)—ist, Smith; 2nd, Carson; 3rd, McSweeney. Height, 8 ft. 3 in.

Running broad jump (middle)—ist, Porter; 2nd, McKay; 3rd, Glimour. Distance, 15 ft. 6½ in.

Hurdle race (junior)—ist, McKay; 2nd,

Prizes Distributed.

This finished the sports and the large owd adjourned to the lawn adjoining the platform had been arranged, and among W. O. Raymond, religious instructor of the W. O. Raymond, religious instructor of the college; Mayor White, Senator J. V. Ellis, Hon. R. J. Ritchie, Dr. Silas Alward, J. Alfred Porter, Rev. Mr. Daniel, Ven. Archdeacon Jones, of Nova Scotia; J. Roydon Thomson, S. S. Hall, Rev. Mr. Sampson, W. M. Jarvis, Principal Moore, Masters Allen, Trumper, McLennen and Raymond, of the college, and others.

After a selection by the band, Rev. Dr. Raymond, in a brief address, called on Mayor White as the first speaker.

Mayor White said it gave him great pleasure to be present. It was an import-ant day for the boys who had finished a market and are quoted at \$2 per half-barrel out of store.

The molarises market is very firm, with Porto Rico quoted at 42 to 43 cents, and Barbados 38 to 39 cents. There is a little Barbados 38 to 39 cents. There is a little New Orleans offered at 30 to 38 cents as to quality, but it is not much in demand.

Quotations on canned peas should soon be received. Evaporated apples are a little scarce here, at 6 to 6½ cents per pound These are all wholesale prices, out of the pleasure of commanding a regiment and some of the best officers in the store. There has been a sharp advance in hay during the last fortnight, owing to demand from the New England states, but there is that they are residents of the greatest empire in the world, that Canada is the brightest jewel in the British crown, that the country is boundless in its resources, and that the future of this great country is being placed in the hands of the young men and boys growing up; to remember that this great Canada is not only growing in the soil but in population. He urged the boys to try to make the country even better than it is and lead to making Canada the brightest country in the world.

Rev. Dr. Raymond said the whole o Canada was represented in the college, as there was one student from British Colum-bia, and another from Newfoundland. Hon. R. J. Ritchie being called on made

Hamilton Wells, daughter of Sir Frederick Wells, of North Bristol, were mara short and happy speech. He spoke of his great admiration of good boys, and said that there was no botter place than Rothesay to send a boy to study. The St. John's, Boscombe. The bride was athis great admiration of good boys, and said that there was no better place than Rothesay to send a boy to study. The boys from Rothesay College make their mark in the world. The Rothesay College was a great benefit to the locality and peomas a great benefit to the locality and peoma

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TWO SPECIALS:

We illustrate below two Elm Bedroom Suits which we are seiling at very special prices. These sui are grand value, well made in every way, finely finished, and have perfect mirror plates.



A heavy downpour of rain prevented any further speech making, and the assem-blage adjourned to the residence, where Rev. Dr. Raymond presented the school prizes and Mrs. W. W. White presented

oat given by the old boys for the best

batting average.

Refreshments were served in the dining hall and the Artillery band furnished a programme of music on the verandah.

Speaking of the school, Principal Moore

is a necessary part of the educational sys-tem of the province and are now consider-

ing alterations or additions.

There has not been one case of serious ill-

There has not been one case of serious mess, and but few cases of any kind. This is no doubt due to the outdoor life, good water supply, and excellent household arrangements, and the care taken of the

its usual high standard. Twelve students have written the McGill preliminary ex-

aminations. Harry Scovil, Hampton; Kenneth Patterson, St. John; Allan Ritchie, Newcastle, and George Otty, Hampton, have taken the McGill engineering matriculation, while others who were pre-

pared are remaining another year to pre-pare for scholarship examinations. Sev-eral others enter provincial colleges next

R. Trumper, an honor graduate, of Toron-to, who has been classical master for three

years and H. D. Raymond, science master

for the same time, are leaving this year to

colleges. Their places are to be filled by R. St. J. Freeze, B. A., and W. H. Patterson, B. A., who have just completed brilliant courses at the U. N. B., and will

Rothesay Old Boys' Association.

Friday night, at Rothesay, the Old Boys' Association of Rothesay College

Vice-president—A. B. Ritchie, Halifax. Secretary-treasurer—C. Russell Hamil-

Assistant secretary-treasurer-J. H. A.

L. Fairweather, St. John.
Committee—F. R. Taylor, W. G. Pugsley, George A. Hilyard.

The association resolved to continue a gold medal for sports next year, and a

silver medal for an English essay. A cricket bat will also be given for the best

batting average. After business, the an

Son of Hon. J. I. Fellows Married.

Ernest Gadesden Fellows, son of the late

nual dinner was enjoyed.

Good Words from Principal Moore.





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ST. JOHN, N. B.

Dr. J. Collis Browne's Chlorodyne be so useful to the country.

Ven. Archdeacon Jones, of Nova Scotia, gave a brief address, in which he said that great credit was due to the gentlemen who so greatly aided the college, and the parents of the boys attending should remember that the prompt payment of the bills was a great help to the institution. Diarrhœa, Dysentery, Cholera, Coughs, Colds, Asthma, Bronchitis.

I Dr. J. Collis Browne's Chlorodyne

Dr. J. Collis Browne's Chlorodyne

Dr. J. Collis Browne's Chlorodyne Rapidly cuts short all attacks of languages, Colic, Palpitation, Hysteria. IMPORTANT CAUTION.

THE IMMENSE SALE of this REMED has given rise to many UNSCRUPULOU IMITATIONS. Be careful to observe tradmark. Of all Chemists, 1s. 1s. ½d., 2s. 1d. and 4s. 6d. prizes and Mrs. W. W. White presented the athletic prizes, which were handed the winners from the residence stairs.

C. O. Smith won the gold medal and pennant presented by the Old Boys' Association, for the senior championship, and C. Porter won the gold medal, presented by H. Gilbert, as champion in the middle school class. K. Patterson won the cricket between the residual to the less than the residual to the SOLE MANUFACTURERS

Dr. J. Collis Browne's Chlorodyn BROWNE was undoubtedly the INVENT of CHLORODYNE, that the whole stor, the fefendant Fretmau was deliberately true, and he regretted to say that it been sworn to.—See The Times, July 1894.

Dr.J. Cc'lis Browne's Chlorodyne J. T. Davenport, Ltd., London Gout, Caneer, Tootache, Rheumatism.

The Canadian Bank of Commerce

The Halifax Banking Company.

Speaking of the school, Principal Moore says this year was the most successful year in its history. There was another increase of ten in attendance, making a total of sitxy-five. The school is now filled to its capacity, but the management feel that the increased attendance shows the school is a necessary part of the educational system. 3,000,000 HEAD OFFICE, TORONTO.

HON. GEO. A. COX, President. B. E. WALKER, General Manager. LONDON (ENGLAND) OFFICE,

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W. J. Osborne.

FREDERICTON, N. B.

St. Petersburg, June 26.—The Czar had granted their petition to be allowed now jesty ordered the governor-general of Finland to overlook similar evasions in case of all Finlanders who express sincere cono' join the colors. Simultaneously his ma-

Also American Clover Seedz-Alsake Crimson and Alfalfa.

JAMES COLLINS, 208 and 210 Union Stre

Ambassador Herbert Sails for Hon

New York, June 26 .- Sailing o White Star liner Celtic today we