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AYLMER RETIRED AGAINST HIS WISH

Inspector - General Surprised

Has Been Practically Head of the Militia Department of Late Years, and Recognized as an Officer of Great Ability; Colonel Vidal Slated for Successor.

(Special to The Telegraph.)

Ottawa, April 4—Lord Aylmer, inspector-general of the Canadian militia, has been retired from April 1. He had no definite knowledge of the fact until this evening. His retirement is not of his seeking. Lord Aylmer is in the best of health, is practically head of the Canadian militia, standing next to the minister, and has earned every step he has obtained on purely merit. It is said that he is to be succeeded by Col. Vidal.

The order retiring Lord Aylmer was approved by Lord Grey today. Lord Aylmer in 1893, notwithstanding that he was a Liberal, and that his brother was a Lib-

eral candidate for the dominion parliament, was appointed deputy adjutant-general by the Conservative government because of his special qualifications for the office. In January, 1896, he was promoted by the Conservatives to be adjutant-general on the retirement of Colonel Powell.

Lord Aylmer is the only Canadian who filled the office of general officer commanding. He did so upon the departure of Lord Dunsford and was highly praised by the Canadian press from Halifax to Vancouver for the able way in which he discharged the duties of the office.

When the militia council was created, Lord Aylmer was made inspector-general of the Canadian militia. He has fearlessly discharged the duties of that position without favor, criticizing what was wrong and approving what was right, no matter who was hit, yet avoiding any petty and capricious remarks.

Lord Aylmer is every inch a soldier, having seen active service in the Malakand and Canada. His character and bearing stamp him as a man for the fighting line as well as command. He is particularly close to all the officers of the Canadian militia from the Atlantic to the Pacific who with one accord will regret that his retirement has been against his wishes.

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GREAT SEND OFF FOR THE PREMIER

Thousands Line Ottawa Streets to Farewell Sir Wilfrid

DISTINGUISHED PARTY

Lady Grey, Lady Morley, Lady Laurier and Lady Borden Also on Train—Sir Frederick Borden Will Go Through to Halifax.

(Special to The Telegraph.)

Ottawa, April 4—Sir Wilfrid Laurier left for the colonial conference this afternoon with the cheers of thousands and the singing of patriotic songs in his ears. He was accompanied by Sir Frederick Borden and Hon. L. P. Brodeur and their private secretaries.

The train was a special one, leaving here at 3.40 p. m. for St. John and Halifax. To permit the members of parliament and senators seeing him off, the commons did not meet until 4 o'clock in the afternoon, instead of 3. There was a great jam of people at the railway depot. All Parliament Hill and a large part of the city of Ottawa turned out to give a hearty send-off to the first minister and his colleagues. Those who were able to reach the car gave him a warm handshake and wished him success in the important mission which he undertakes.

The British people say that without Laurier there would be no conference, and in response to the call he has made many sacrifices to be on the spot to once again lead the way. This morning the premier attended a caucus of the party and had a talk with his followers. He left the caucus for the house to have his mounted police estimates put through before he left.

Obstructive Tactics. It was expected that Mr. Monk's motion would occupy until 12 o'clock noon, but instead of that the debate lasted all day and well on to midnight. And this, notwithstanding the fact that the Conservative party a few days ago were urging Sir Wilfrid's attendance at the conference and pledging their assistance to enable him to go. At any rate, the premier waited until near 1 o'clock, and then had to leave without his estimates being put through. Had Mr. Monk's idea that this was to happen he would have allowed the premier to go on with his estimates and would have held his motion over for another day.

Lady Grey, Lady Morley, Lady Laurier, Lady Borden, Miss Borden and Mrs. Brodeur were on the special and will be passengers on the Orange Islands. It is understood that negotiations which have been in progress for some time between the government and the estate of the late William Cunard, respecting the well known Cunard waterside property at Halifax, have been completed, and that the property has been purchased for the use of the intercolonial railway.

Short Stop at Montreal. Montreal, April 4.—The ministerial special reached here this evening from Ottawa at 6.30 and five minutes later the Ottawa special left for St. John.

Sir Wilfrid, although thin, seemed hale and hearty and there was no sign of anxiety in his face.

TRANSFER COMPLETED

Bay Shore Company Now Owns O'Neill Lumber Company's Property.

Hon. F. C. Whitehouse, of Topham (Me.); David S. Cowles, of the Bay Shore Lumber Company, and Justus W. Cowles, a lawyer of New York, have been in the city for the past few days arranging for the transfer of the O'Neill company's property on Irish River, near St. Martins, to the Bay Shore company. The deal has been finally closed and these gentlemen left for home last evening.

The Bay Shore company, by the terms of the purchase, has taken over not only the extensive lumber lands, which are said to be very valuable, but also all the cut lumber.

Robert Connely, the manager of the Bay Shore company, who has also been in the city for the last two days, will leave for home today to make arrangements for the stream driving. He says that there are about four feet of snow in the woods, and the outlook for a successful drive is very bright.

TURNED BACK

Man Going to States in Hope to Save Eyesight Is Barred Out at Vancouver.

Wednesday evening a man from Shubonatic (N. S.) who had lost his eyesight two years ago as a dynamic explosion in the mines passed through here on his way to Boston, where he said he was going for treatment. He said he had two sisters in Boston, he was a poor man and intended to live with them and to undergo treatment for his eyes, as a specialist who had examined them had given it as his opinion that the eyes could be saved by a delicate operation.

When the man reached Vancouver he was turned back by the United States immigration authorities as he did not have the amount of money required by law. When he returned here he was almost broken in heart at his failure to reach the goal of his greatest desire.

LUNACY COMMISSION WHICH DECLARED THAW SANE



REV. R. G. FULTON NEW GRAND MASTER OF ORANGEMEN

Other Officials Chosen—Meeting Decides to Join With the Other Maritime Provinces and Found an Orphan's Home.

(Special to The Telegraph.)

Newcastle, N. B., April 4—More than 100 delegates are registered at the Orange Grand Lodge. This morning the different county masters gave their reports, which, on the whole, were very encouraging.

The report of the committee appointed to confer with a similar committee appointed by the Nova Scotia and Prince Edward Island Grand Lodge in reference to founding an orphan's home was read by R. M. Magee, of St. John, and received, and the part referring to a grant for this purpose handed to the finance committee. After much discussion the first committee was continued.

The committee on appeals reported that there were no disputes for them to settle. This afternoon a proposition to jointly found an Orange orphan's home with the other maritime provinces was endorsed by the grand lodge, which voted \$1,000 for the purpose. The fund is now \$3,000. A site will be chosen by an interprovincial committee.

At tonight's session the following officers were chosen for the coming year: Grand master, Rev. R. G. Fulton, Woodstock; senior deputy G. M. George Dryden, Sussex; junior D. G. M. John Kenny, St. John; G. Chapman, Rev. A. D. Archibald, Roxton; G. lecturer, Albert Corbett, Clones; G. director of ceremonies, George A. Duncan, Campbellton; G. secretary, Neil J. Morrison, St. John (re-elected); G. treasurer, H. G. Wadman, Moncton; deputy G. S. A. R. Mowatt, McAdam; deputy grand chaplain, W. H. Thomas, N. S. Thorne; A. J. Brown, J. C. Blakney, O. N. Mott, E. H. Cochrane, R. B. Daggatt, A. W. Currie, J. E. Flewelling.

Cross-examination by Mr. Hazen, the witness said that he worked for Mr. Reid, and received a ballot from him on entering the polling booth. He did not hear Mr. Stewart say anything about the screen.

James Arsenau swore he voted at the election. Mr. Arsenau gave him an envelope and told him to go behind the screen. He did this and returned the envelope to Mr. Arsenau. He did not hear Mr. Stewart say anything.

To Mr. Hazen, the witness said he had provided himself with a ballot before going to the poll. He was working for Hilyard Bros. at the time of the election.

Joseph Arsenau swore that he had voted at the late election. He saw an envelope from Mr. Arsenau, and went behind the screen at his suggestion. He returned the envelope to Mr. Arsenau, after placing the ballot in it. He did not see Mr. Stewart in the room at the time.

To Mr. Hazen, the witness said Mr. Reid was in the room, but did not offer him a ballot.

To the premier, the witness said he did not see anything improper in connection with the election. He was working for Simon LeBlanc, examined by Mr. Robinson, said he voted at the election in January last. Mr. Arsenau gave him an envelope and told him to go behind the screen. He did not put the ballot in the first time, and Mr. Arsenau said him back. Mr. Stewart was present, but said nothing.

James Bernard swore that he got an envelope from Mr. Arsenau and took it behind the screen. He afterwards returned it to Mr. Arsenau. Mr. Mott had a short time ago held a meeting at witness' home, but he did not know what was transpired.

James Bernard had voted at the election in January last. He placed his ballot in the envelope behind the screen. He went there by Mr. Arsenau's direction.

To Mr. Hazen, the witness said that he received a ballot from Mr. Reid. He was working for Mr. Currie at the time of the election. Samuel Bernard said he had voted at

RESTIGOUCHE ELECTION INQUIRY IS FINISHED

James Reid, M. P., Sheriff Robinson and Many Other Witnesses Deny Any Irregularities at Balmoral Poll—Expense to the Province Will Be About \$2,000.

Fredericton, April 4—The Restigouche election investigation was continued before the privileges committee of the legislature this morning. Many witnesses were called, and swore that so far as they knew the election had been conducted according to the law.

Leander Savoie was the first witness called by the attorney-general's counsel. He was an elector of Balmoral and had voted at the late election. He saw a screen and at the suggestion of Mr. Arsenau, he went behind it and placed his ballot in an envelope. Mr. Arsenau did this of his own motion and Mr. Stewart said nothing about it.

Under cross-examination by Mr. Currie, the witness said that Mr. Reid had handed him a ballot. He was a farmer and worked for Mr. Reid in the winter. Zeal Paradise told the committee that he had voted in Balmoral at the late election. By direction of Mr. Arsenau he went behind the screen to place his ballot in the envelope.

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COMMISSION FINDS HARRY THAW SANE

VACCINATED CREW OF PRINCE ARTHUR

Health Officer at Digby Enforcing Quarantine Against St. John

D. A. R. OFFICIALS ARE ANNOYED

Whole Business is Characterized as Absurd—Passengers Yesterday Got Through on Certificates from Doctor at St. John—Local Board of Health View.

The end in the situation regarding the quarantine established by Digby health officials against passengers from St. John, who travel by way of D. A. R. steamers, seems to be not yet. Thursday the steamer Prince Arthur crossed the bay with about fifty passengers and for fully an hour, company officials say, the ship was held up at Digby while Dr. Ford was inspecting and vaccinating the crew, who left Yarmouth (N. S.) the night before and of whom several had never seen St. John. The passengers held certificates given by Dr. Lewin, health officer here, and they were allowed to go ashore, though A. C. Currie, the company's manager here, says that he understands that Dr. Ford expressed himself as regretful that the passengers had been given certificates by the board of health here.

The Prince Arthur returned last evening, reaching here about 5 o'clock, and will sail again Saturday morning at 8.15 o'clock.

Speaking of the matter Thursday Mr. Currie characterized the action of the board of health of Digby as absurd and insane all the way through. On Monday, Dr. Ford informed Capt. Potter, of the Yarmouth, he said, that before the steamer would be allowed to dock at Digby again that she must be thoroughly disinfected and the crew either produce certificates of recent vaccination or show a satisfactory mark. These requirements, he says, were met with but on Tuesday at 5.30 p. m. a telegram was received from Dr. Ford stating that a new crew would have to be put on board the Yarmouth before sailing. This could not be done, said Mr. Currie, as it would have to be accomplished through the customs house and as that institution closes at 4 p. m. and does not open again until 9 in the morning, the steamer would have to mean to tie the ship up to the wharf.

"As matters stand now," said Mr. Currie, "the Yarmouth may be tied up a week. We are furnishing money thoroughly but that is no task to the securing of a new crew, as this is what is required."

T. M. Burns, secretary of the local health board, said that he thought the Digby officials were at the least acting strangely. One board of health generally accepts a recommendation of another board. "If Digby officials would send us word that a steamer was all right I do not think that we would hold her up here."

Mr. Burns added that the Yarmouth could not have been given a more thorough fumigation than was accomplished during Monday night by the local officials.

Officers of the steamer Yarmouth say that after Dr. Ford had inspected the ship, he walked down to the engine room, pulled off his overcoat and shoved it in the furnace.

Digby, N. S., April 4—(Special)—The Digby board of health decline to make any statement regarding the turning back of the steamer Yarmouth passengers except that the company did not comply with their regulations for the protection of the public health.

1600 ON STRIKE AT SPRINGHILL MINES

Amherst, N. S., April 3—(Special)—Sixteen hundred operators went out on strike today at Springhill Mines. Some time ago the P. W. A. posted notices that before April first all non-union men must be united with the union. A number did not comply with the request and last night at a meeting of both Pioneer and Mechanic's Lodge it was decided to go out. All consequently struck this morning, except the firemen, who were allowed to remain to keep up the fires. There is no point of difference between the men and the management. It is expected the difficulty will be adjusted without much delay.

EXPLOSION AT SYDNEY STEEL WORKS INJURES FOURTEEN WORKMEN

Halifax, April 4—Fourteen men were hurt as the result of an explosion at the Sydney Steel Works this morning. One of the furnaces at the open hearth exploded soon after being charged. The hot metal was poured too quickly on top of the ore and limestone, the explosion occurring immediately upon this operation being completed. Six of the injured were removed to the hospital and after slight treatment four were able to be removed to their homes. There are two still in the hospital, although their injuries are not serious. The furnace was badly wrecked and it will be some time before it will be working again.

Jerome is Wrathful Over Result

Objects to Court Confirming Report, and Declares He Will Appeal from the Finding; Case to Resume Next Monday.

(Special to The Telegraph.)

New York, April 4—Harry K. Thaw today was declared sane by the unanimous report of the commission in lunacy appointed some two weeks ago to inquire into his present mental condition. The moment the decision was handed down from Justice Fitzgerald's desk, District Attorney Jerome was on his feet vigorously protesting against its confirmation by the court. He charged that he had been excluded from the last session of the commission and demanded to be allowed to have access to the minutes and stenographic notes of what transpired at the final mental and physical examination of the defendant.

When Justice Fitzgerald declined to turn the minutes over to the district attorney, Mr. Jerome declared he would carry the case to the appellate division of the supreme court, asking that a writ of prohibition or mandamus be granted to prevent a continuance of the Thaw trial until the higher court had ruled upon the legality of the commission's course.

Justice Fitzgerald reminded Mr. Jerome that he had waived the statutory right of attending the last session of the commission by suggesting himself as the attorney to be excluded from the sitting in question. He then granted the district attorney an adjournment until Monday morning next in order that he might have time to prepare his application to the appellate division. Mr. Jerome protested that the time was too short, but Justice Fitzgerald cut him short with the announcement that the trial must be concluded forthwith.

Case Up Again Monday. Unless Mr. Jerome should secure a writ of prohibition in the meantime Justice Fitzgerald is expected to announce on Monday morning that he has confirmed the report of the commission and ordered that the trial proceed without further delay. The district attorney and the counsel for the defense will be before the court as to the confirmation of the report at Monday's session of the court if they so desire.

After the adjournment today, Mr. Jerome issued a statement in which he said he could not tell until after a thorough examination of authorities whether or not he ought to take further action in the way of an application to the appellate division. Should he reach the conclusion after examining the law on the subject, that Justice Fitzgerald had acted in a legal error in refusing him access to the commission's minutes, he would, of course, take no further action.

Mr. Jerome declared that if he made an application to the appellate court it would be because of the precedent set by Justice Fitzgerald and not particularly because of the effect in this case.

Thaw was not in court to hear the decision. The jury which has heard the testimony against him was also excluded, and both prisoner and jurors were out of range of the district attorney's heated words. Justice Fitzgerald, and their legal representatives, were present at the announcement of the favorable report from the lunacy commission, which was turned into alarm at the unexpected attitude of the district attorney, whose threat to take the matter before the appellate division of the court seemed to involve another serious delay in the long-drawn-out trial.

Thaw Not Surprised. The news of the commission's unanimous verdict as to his present sanity was carried to Thaw in the prisoner's pen. He expressed satisfaction but not surprise. There has never been a time since the commission was appointed that the defendant has not been wholly confident of a favorable decision. He declared today that he felt especially lucky because it was the second anniversary of his marriage.

Justice Fitzgerald had a long consultation with the three commissioners prior to the morning court session and then announced that there would be no decision before 2 o'clock. In the meantime Dr. Putzel withdrew from the conference and this gave color to the report that he was at odds with his fellow members.

Mr. Jerome made his plea without perusing the report. He evidently had divined its contents, however, although he carefully professed the phrase "if the report should be unfavorable to my contention" to all of his remarks.

Before the storm of the district attorney's protest broke, Justice Fitzgerald had handed to him and Mr. Hartridge, of counsel for the defense, carbon copies of the commissioners' full report. It was from the defendant's counsel table what the nature of the decision was became known.

Mr. Hartridge rushed over and whispered to Mrs. William Thaw and to Mrs. Evelyn Nesbit Thaw, and then sent a messenger hurrying to the defendant with the glad tidings.

A Sweeping Victory for Thaw. When the report finally fell into the possession of the newspaper men it was seen to be a most sweeping victory for Thaw. It confirmed the reports of the excellent showing he had made before the commission in both his mental and physical tests, and also indicated that the only expert testimony which the commission had taken into consideration was that of the physicians who had had an opportunity to examine Thaw and talk with him almost daily throughout the trial. (Continued on page 8, seventh column.)