

POSS STILL WANTED

Belle Adams' Trial Again Postponed
Owing to Absence of Alleged Material Evidence.

The Witness Relied Upon by the Defence Was Sent to Dawson on the Yukoner.

Court Will Give the Accused Girl Every Possible Chance of Proving Her Innocence.

The long delayed trial of Belle Adams, charged with the murder on June 3rd of her paramour, Charles Kinead, came up this morning before Mr. Justice Walker. It will be remembered that at the first hearing Mr. George E. Powell, counsel for the defence, asked for an adjournment in order to secure the presence of Fred Foss, who occupied a room in the Empire hotel on the night of the murder, heard the altercation below, and was supposed to be able to give very important evidence which would materially affect the question of the prisoner's guilt. Foss went north on a deck hand on the Danube and several adjournments were granted from time to time awaiting the return of that vessel to her home port, and the probable return of Foss. When the Danube arrived the other day Foss was not aboard, having as he stated in court this morning, gone on to Dawson by the Yukoner.

Sharply at ten this morning the prisoner, in charge of Constable Ireland, entered the court room and took her seat in the dock. Every eye was at once turned upon her, but the expression of her countenance gave no evidence of concern in the proceedings. She has improved very much in appearance since her first arraignment in court.

Immediately upon the entry of Mr. Justice Walker and the calling of the case Mr. Powell arose and applied for a further postponement to allow of another attempt being made to secure the presence of Foss. He stated that he would file an affidavit in a few minutes from the Thomas Lawrence firm, of Dawson, setting forth that Foss intended coming down on the boat, but that on the date of sailing Captain Caplan, Irving had ordered him and three other seamen aboard the Yukoner to complete the crew of that vessel. Mr. Powell filed that a distinct and honest man, as the proceedings by the fact that the court now knew the whereabouts of Foss, whereas before they could only conjecture where he was. The Yukoner, he said, would make the round trip in about a month, meeting the Danube at St. Michaels about September 10th. Anticipating objections from the crown, Mr. Powell stated that the crown witnesses were receiving \$2 a day, that being less than the rate of the Yukoner, and the season being well advanced, there was not the excuse advanced earlier in the year, namely, that their business was suffering, and that the fact that a life threatened in the balance, should influence the court to go to the extreme limit of its power in affording the defence an opportunity of filing affidavits which might be of benefit to the prisoner. He urged this especially as the defence had not the means at their command which were available to the crown.

Deputy Attorney-General Smith objected to further delay. The case had already been postponed for two months and all the interest in the case would be lost. He stated that Foss was still absent as well as fifteen or twenty others who were in the Empire hotel on the night of the murder, and whose evidence was possibly of an important nature as any Foss could offer. In vindication of this claim he put in affidavits by Officers Ferrie and Murray, who stated that in conversation with Foss in his own room at the hotel on the 7th or 8th of June, the latter had told them that on the night of the murder he was awakened by an alteration in a room on the flat below; that he had put his head out of the window and saw nothing but a lighted fire, and that he had heard the murder on the following morning. Resting on these facts, Mr. Smith resisted the application.

His Lordship, after consulting a number of authorities, submitted by the crown, said that the case had been postponed since June 27, that four or five adjournments had already been taken, and although he believed the previous postponements had been rightly granted, the hearing could not be postponed ad infinitum. He could not be in the dark any longer and the case must proceed.

Mr. Powell then submitted an affidavit setting forth the evidence expected Foss to submit, and which he has been pressed for by the crown at each adjournment. This was of a startling nature, and in the hands of a lawyer of Mr. Powell's skill will certainly be made of great use if admitted. Foss, it appears, stated that on the evening of the murder he heard a violent altercation in the room occupied by Kinead and the prisoner, and heard the deceased (Kinead) say, "I will cut your d--d head off," and "I told you I would do it and I will." He also says that previous to this he had heard the accused scream and cry out, "Don't kill me, Charlie!"

An adjournment was granted until two o'clock this afternoon to permit the defence to file several affidavits.

THIS AFTERNOON.
When the court convened this afternoon Mr. Powell read affidavits by Frank Beaven and John Carthew, in which they gave the substance of a conversation which they had with Foss the night following the murder. Mr. Powell read these in order to prove the material nature of Foss' evidence. Frank Beaven deposed that Foss told him in

Awarded Highest Honors—World's Fair, Gold Medal, Midwinter Fair.

DR. CREAM

PAKING
A Pure Grape Cream of Tartar Powder.
THE STANDARD.

THE SPY.

(A story of student life in Russia during the height of the nihilist movement in the University of St. Petersburg.)

When I entered the University of St. Petersburg, I found it in the third year of its existence.

I came from a remote province and knew no one. My classmates in the gymnasium had gone to other universities. It so happened that Litvitzky was the first man I met within the walls of the university.

His outward appearance rather surprised me. I had known college students who used to come to our town for their vacation. They all dressed carefully, most of them in dark suits, and wore neckties. Litvitzky, however, was dressed in a black, wide-brimmed hat, a black coat, and a black waistcoat. He had a high forehead, dark hair, and a thin mustache. He was of medium stature, lean and pale. He was of a serious, almost morose expression. He was of a serious, almost morose expression. He was of a serious, almost morose expression.

THE PROHIBITION FLEBISCITE.
Summary of Regulations to Govern the Polling on September 29th.

A brief resume of the provisions of the Prohibition Flebiscite Act, 1898, under which the polling is to take place throughout the Dominion on September 29th, will be timely in view of the awakening of public interest in the matter. The question submitted to the electors is as follows: "Are you in favor of the passing of an act prohibiting the importation, manufacture or sale of spirits, wine, beer, and other alcoholic liquors for use as beverages?" and the conduct of the election is to be the same as that of a general Dominion election. The ballot papers are to be in the following form:

YES NO

Are you in favor of the passing of an act prohibiting the importation, manufacture or sale of spirits, wine, beer, and other alcoholic liquors for use as beverages?

Two agents, to be appointed by the returning officer, will attend each polling station and at the counting of the votes, on behalf of both the affirmative and negative sides, i.e., four in all; and no agent being allowed to receive remuneration from the public treasury. In case no such agents are appointed, two electors may act on either side, upon making a declaration that they are interested in and desirous of obtaining an affirmative or negative answer, as the case may be, to the question.

YOUNG MEN'S INSTITUTE.
Proceedings of the Grand Council Now in Session in Victoria.

After hearing the very encouraging reports of the Grand Council Y.M.I. took an adjournment until evening, when they reassembled in Institute hall for a few hours' entertainment, a reception being rendered to the visitors.

TO-DAY'S PROCEEDINGS.
The attendance at this morning's session of the Grand Council was increased by the notable addition of Grand Elector W. H. Keary of New Westminster. Mr. L. Lavery, a delegate from the Royal City, was also present.

The principal business taken up in the forenoon was the consideration of amendments to the constitution of the Grand Council, and of subordinate councils, which, being disposed of, an adjournment was taken until two o'clock, when the session of the Council of the Institute were presented and duly considered.

To-night a banquet is to take place, the Poodle Dog restaurant being the scene of action. The affair promises to be a huge success, and the culinary department of the popular banqueting place may be relied upon to prove equal to all the demands made upon it.

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