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FOURTEEN PAGES—FRIDAY MORNING APRIL 10 1908—FOURTEEN PAGES

28TH YEAR

PROVINCE GUARANTEES ON 50 MILES OF NEW TRACK A MILLION FOR C.N.R.

Step is Taken to Protect Government Security on Loan Made by Ross in 1904, Premier Explains.

LOAN IS TO COVER COST OF SPUR LINES

A guarantee of $20,000 a mile on 50 miles of Canadian Northern Railway track was announced to the legislature last night by Hon. Mr. Matheson. In 1904 the former government guaranteed the debenture stock for 265 miles of the line at the same rate of $20,000. The guarantee at that time was secured by a mortgage on the mileage. The present guarantee is secured by a first mortgage not only on the proposed lines, but as it is proposed to guarantee the expenditure on terminals also, to the extent of 65 per cent., the whole not to exceed $1,500,000. The whole guarantee past and present will then be included under one mortgage, which will cover not only the track but the valuable terminal property. There was no question whatever, thought Col. Matheson, that the provincial security would be immensely improved over the previous arrangement.

E. J. B. Pense criticised the government for bringing down such a bill at the last moment when they had been wont to protest so strongly against the practice in years past.

"We are bringing down this bill in connection with a scheme which we ourselves opposed," said the premier. "We found this mortgage on our hands, but we found the valuable part of the property left out of the mortgage, and to protect our security we were compelled to take this course by the action of hon. gentlemen opposite themselves."

Col. Matheson further explained that the money would be paid into the bank to be paid over on progress estimates being furnished. There was a cash bonus from the Dominion of $6400 a mile. The government made sure that enough of the old money was left to finish the road.

The securities will be payable June 30, 1908, and bear interest at 3 1-2 per cent. The lieutenant-governor-in-council will make arrangements for supplying the money necessary to fulfil the requirements of the guarantee.

The spur lines run from the main line to Key Inlet; from the main line to Moose Mountain Mines; from this spur to Garson Mines, and from the main line to Orillia. The terminals include the lands on Eastern-avenue, Front-street, Cypress-street and Trinity-street; land north of Eastern-avenue; lands on the belt line and the Don flats, and lands and water lots at Key Inlet. These lands being included in the mortgage strengthen the security very materially.

Col. Clark Objects.

Hugh Clark (Bruce) regretted having to do what he then proceeded to do, he declared, when he announced that four years ago he had opposed the guarantee at that time. He was not going into the merits of the case, and did not know any more of it than he had just heard, but recorded his protest against the bill before its second reading.

ON TRIAL FOR MURDER.

Alex Dalson Says He Saw Noah Strike the Blow.

LONDON, April 9.—(Special.)—The adjourned session of the spring assizes started here this afternoon when Thos. Noah, the Chippewa Indian, charged with having murdered another Indian, Absolem Fox, on May 23 last, came up for trial.

Evidence for the crown showed that Noah had been seen with the murdered man at the dance where the murder occurred. One witness, Alex. Dalson, claimed to have seen him strike the blow. The knife used was also recognized as having belonged to Noah. The case was adjourned at 6.30 o'clock to open at 9 o'clock to-morrow.

E. Sidney Smith, K.C., of Strathroy, is acting as crown prosecutor, while Ed. Meredith, K.C., conducts the defence.

In the evening two civil cases, that of McEwen v. Patterson, and Smith v. Brener, were entered upon, but as some of the evidence was not on hand, both cases were adjourned.

At a meeting of the water commission to-day Mayor Stevely submitted a proposition to use Cronyn, White and Kilworth Springs for the present, and to ultimately install a filtration plant and use water from North Branch.

IF DR. REAUME RETIRE.

La Presse Would Nominate Napoleon Champagne.

MONTREAL, April 9.—(Special.)—If the Hon. Dr. Reaume has to retire on account of ill-health, La Presse nominates Napoleon Champagne of Ottawa as his successor in the Whitney government. Thas paper this evening says:

"We do not desire the retirement of Hon. Dr. Reaume. We would rather see his health so improve that he may remain a long time yet as the representative of the French-Canadian element in the cabinet of Ontario. If, however," adds The Presse, "he is forced to retire, we would heartily welcome as his successor, Napoleon Champagne of Ottawa. He was an unsuccessful candidate in the federal elections for 1896, 1900 and in 1904, but as Ottawa is to be divided into distinct electoral divisions, we believe that Mr. Champagne can be elected to the legislature without any difficulty. He is a self-made man and Mr. Whitney would find in that gentleman an energetic and conscientious colleague."

ERIE IS NOW HARRIMAN'S

Advances $5,500,000 in Cash to Prevent Road Going Into the Receiver's Hands.

NEW YORK, April 9.—Following the action of E. Harriman in providing $5,500,000 yesterday for the payment of maturing notes, it was said to-day in Wall-street that the Erie road will shortly pass under the absolute control of Mr. Harriman and his associates, who stand ready to spend under certain conditions from $30,000,000 to $40,000,000 for improvements in terminals, tunnels, trackage and rolling stock. If those plans are completed Mr. Harriman's long-cherished plans of a perfectly equipped transcontinental road, with Erie as the eastern outlet, will have been realized.

In addition to furnishing yesterday the necessary money to take care of the maturing notes, Mr. Harriman, it was stated, will himself take $5,000,000 of the new 6 per cent. notes, so as to provide the company with funds to meet immediate needs.

Startles Wall-Street.

While the destiny of the Erie Railroad was trembling in the balance yesterday afternoon, the road's bankers having refused to meet its maturing short term notes in cash and the board of directors being in session to decide the company's future, E. H. Harriman, president of the Union Pacific, stepped to the front with a personal offer of $5,500,000 in cash to save the Morgan property from default and a consequent receivership.

Wall-street was electrified by the announcement that Mr. Harriman had thus entered the camp of his rivals in the guise of a rescuer. While Mr. Harriman is a director of the Erie Railroad board, the other members are distinctly factors in the so-called Morgan group of financiers. They include George F. Baker, James N. Hill, Norman B. Ream, Charles Steele, Francis Lynde Stetson, H. McK. Twombly and William Pierson Hamilton, several of whom are members of the banking house of J. P. Morgan & Co.

As the Morgan group is closely affiliated with James J. Hill's Great Northern and Northern Pacific Railroads, and has had stirring financial conflicts with the Harriman coterie of financiers, who control the Union and Southern Pacific systems, the two camps have come to be regarded as permanently hostile.

Sees Realignment of Powers.

So in financial circles and the railroad world the step taken by Mr. Harriman was regarded as an unprecedented incident, which presaged a change in control of the historic Erie Railroad and a realignment of the country's great financial and railway interests.

From an inactive member of the Erie board, E. H. Harriman suddenly disclosed himself as the dominant factor. He is accredited with having made a personal fight against a receivership or reorganization of the Erie for the last three weeks, in the face of a willingness on the part of the road's management to accept the inevitable.

Mr. Harriman furthermore has loomed up as a heavy stockholder in the Erie. He advanced $5,500,000 in cash to the company yesterday. A week previously he entered a syndicate in which he pledged himself to take $2,000,000 of the company's short term notes, and last year he negotiated a loan of $5,000,000 to permit the company to continue its improvement work. In all his commitments with regard to the Erie thus foot up $12,500,000, exclusive of his stock holdings, a position which easily gives him a leading voice in the management of a property that has been a Morgan possession for many years.

EXCHANGE DROPS RATES.

Governing Body of Montreal Reduce From 7 to 6.

MONTREAL, April 9.—(Special.)—The governing committee of the Montreal Stock Exchange met at 12.30 today and decided to reduce the minimum rate charged clients from 7 to 6 per cent. The change will go into effect next Monday.

The reduction will be very popular among the many who are carrying stocks on margin, as they have felt for some time past that the 7 per cent. rate was excessive.

It was explained by brokers this afternoon that they have not maintained the high rate longer than was necessary, but now that money is working easier they are in a position to charge less to clients.

Several large bank loans were made yesterday at 5 per cent., altho some banks are still charging 6 per cent.

Private money is also offering here at 5 per cent. and it looks now as if the long predicted period of easy money had set in in earnest.

THE SAP STILL RUNNING.

This week has seen the finest flow of sap this season in the Donlands sugar bush. They boiled 30 gallons of syrup on Monday and 20 yesterday, and there is promise of a fair run for a day or two more. Michie's will have a fresh supply on hand this morning. It is the best yet made, and every one who has tried Donlands maple syrup comes back for more.

LABOR PARTY HAS A BRAND NEW PLATFORM

Public Ownership is One of the Planks --- So is Asiatic Exclusion and no Senate.

The Independent Labor Party last evening constructed a platform of the following planks:

Free compulsory education.

Legal working day of eight hours, with Saturday a half holiday.

Government inspection of factories, shops and all industries.

Abolition of the contract system in all public works.

A minimum living wage based on local conditions.

Public ownership of all franchises such as railways, telegraphs, telephones, waterworks, lighting, etc.

Tax reform by lessening taxation on industries and increasing it on land values.

Abolition of the Dominion senate.

Exclusion of all Asiatics from the country.

Restricted immigration and the abolition of government assistance.

Abolition of property qualification for all public offices.

Voluntary arbitration of all labor disputes.

Proportional representation with grouped constituencies and the abolition of municipal wards.

Direct legislation thru the initiative of referendum.

Prohibition of prison labor in competition with free labor..

They came near adding the plant of women's suffrage as well. Before the gathering broke up, however, they decided to refer the question of universal adult suffrage to the next provincial convention, should one be called.

Power was granted the executive to recall any condidate from parliament who should be discovered violating the party's principles.

FAILURES IN ROSS RIFLE DUE TO FAULTY PARTS

Condemnation in Report of Major Helmer, Inspector of Musketry, on Series of Tests.

OTTAWA, April 9.—(Special.)—A voluminous return, called for by Colonel Worthington, covering the record of the Ross rifle in Canada in actual use, was tabled in the house by the minister of militia.

There are official reports of accidents and failure to both the Ross and Lee-Enfield rifle for over a period of about five years. A fair summary is that while casualties have not been at all confined to the new arm, failure in the case of latter have been traced to faulty parts and defects of construction to a far greater degree than in the case of the British-made rifle.

But the most sweeping condemnation of the Ross rifle is contained in the report of Major Helmer, inspector of musketry, upon a series of tests made with that arm at Petawawa Camp last August. As a result of these specially ordered tests, Major Helmer finds that for all practical purposes the rifle was accurately sighted. It was, however, when the test of magazine fire was applied under practical conditions that the rifle signally failed. With deliberate use the cartridges jammed and the extractor failed to work.

The test was to be made of firing five shots each at four ranges, the five men advancing in skirmishing line. When the third range was reached the sights became so heated that even hardened hands could not handle them. Some of the micrometer rings of the sights were so bound that they would not turn and firing at four ranges had to be abandoned.

The mark III. rifle firing showed the same defect in this regard as did the other Ross rifles.

A DASTARDLY CRIME.

Man Fires House to Burn His Wife and Child.

DAUPHIN, Man., April 9.—(Special.)—Apparently a most dastardly effort at revenge has been made at Pine River. Owing to domestic trouble a Galician named Andrew Wanger, 24, separated from his wife. The latter with her child returned to her parents, named Galan.

During his absence Galan alleged that Wanger went to Galan's house, and fastening the door with a rope on the outside, set fire to the house. The flames speedily gathered headway and only with great difficulty did the mother, wife and child escape thru a solitary and small window, and that not unscathed.

Wanger disappeared, but his arrest is a matter of time, as the police are on his trail. The house and contents were completely destroyed.

Death of Frederick Spittal.

LONDON, April 9.—(Special.)—Frederick Spittal, formerly of Spittal Sabine, died to-day.

THE TREACHEROUS RING.

BRITISH INVESTOR: Take care, madam, you are threatened with a knife in the back.

HANNA MAKES DEFENCE OF THREE-FIFTHS CLAUSE CITES CHURCH PROCEDURE

Results of Attempts to Repeal Bylaws Once Passed a Vindication of the Government Demand.

If it is possible the legislature will close its work this evening, but after eleven last night there seemed only a slight chance of this. The government will sit to-morrow to conclude this week if possible. In that case prorogation will take place on Tuesday. Should the session close by six this evening the house will be prorogued to-morrow.

There have been a number of very important and very contentious matters brought dow nin the last hours, and there are signs of a lack of unanimity on the government benches. Col. Hugh Clark openly protested against the Canadian Northern guarantee. J. S. Gallagher absented himself from the three-fifths clause division. There are ominous rumors abroad about doings in caucus. A telegram from Port Arthur indicates alarm lest the government yield to corporation influences and hold up the Dog Lake legislation by delaying its operation until proclaimed by order-in-council. The payment of $130,000 to the LaRose Mining Co. is regarded in many quarters as too bad to explain to the country and sufficient to sully the virtue of the most upright politician even had it not been left till the eleventh hour.

British or American?

But whatever the government may be it is confronted by a weak opposition. The three-fifths clause debate showed this both as a matter of tactics and of argument. T. H. Preston (Brant) moved to substitute majority for three-fifths in the local option clauses. The motion was defeated by 55 to 21. Mr. Preston's speech sounded suspiciously like a bid for the liquor interest, paradoxical as it may appear. The whole issue is a paradox as it hoppens, for the results of the three-fifths legislation as Hon. Mr. Hanna conclusively showed have been to strengthen the local option position in every case.

Varying the former complaint that it was un-British, Mr. Preston declared that the three-fifths plan was un-American.

"So are we un-American," challenged Premier Whitney. There was a hot time immediately, Mr. Preston pointing out that only the previous day the government had adopted Massachusetts legislation respecting cinematographs and sent a prison commission to the States whose methods were recommended in the subsequent report. The province had not sought local option previously, but provincial prohibition, until the present government came into power when the three-fifths clause was found to block the way.

Mr. Hanna Replies.

Hon. Mr. Hanna said when the government came into power they set about very seriously determining what could be done for the temperance cause and for the better enforcement of the liquor law. As a result they adopted the three-fifths rule. At that time local option was only in force in five or six localities where it had survived the first opportunity to repeal it. That

Continued on Page 7.

WHITESIDES THE CHOICE CANVASSERS GET BUSY

F. H. Richardson is Also Working to Get Nomination in East Toronto.

Thomas Whitesides has been chosen by the central executive of the Conservative Association as a running mate for Hon. R. A. Pyne in East Toronto, and work is already quietly under way to ensure his capturing the convention.

The statement of a party worker is that canvassers are being paid to visit all the members of the ward associations and to obtain from them an expression of sentiment. Those who are prepared to support the condidature of Mr. Whitsides will be the "hand-picked" when it comes to appointing delegates to the nominating convention.

Ex-Controller F. H. Richardson is also said to have his agents at work among the party stalwarts, and a keen struggle for the nomination appears in prospect.

"OPEN SHOP" ON LAKES.

Vessel Owners So Decide at Cleveland Meeting.

CLEVELAND, Ohio, April 9.—"The open shop" policy will be adhered to by vessel owners in the operation of boats upon the Great Lakes this season. A stand of this character in dealing with organized labor was unanimously agreed to at the annual meeting of the Lake Carriers' Association here to-day. The rule will be put into operation at once and will affect upwards of 40,000 men. Whether the plan adopted by the boat owners will be opposed by the various unions is unknown. None of their representatives were present at the meeting.

While the carriers do not take the position of being antagonistic to organized labor, they say employes will be dealt with individually, irrespective of their labor affiliations. The vesselmen also recommended the paying of the highest wages.

The first move along this line was taken yesterday when the Pittsburg Steamship Co., operating the boats of the United States Steel Corporation, made contracts with their engineers, individually. No trouble was experienced.

GUILTY OF PERJURY.

Druce Witness May Be Given Heavy Penalty.

LONDON, April 9.—Mrs. Margaret Hamilton, who was one of the principal witnesses in the alleged identity of the Duke of Portland with T. C. Druce, and who was arrested March 7, charged with wilful perjury and conspiracy, was found guilty at the Old Bailey to-day. Sentence will be handed down to-morrow.

TIRED OF THE GAME OF LIFE HE QUITS; MORALIZING ON FUTURE WORLD

Prominent Poughkeepsie Lawyer Suicides After Leaving Remarkable Statement to Explain.

POUGHKEEPSIE, N.Y., April 9.—Col. Wm. L. DeLacey, a prominent lawyer of this city, committed suicide early this morning by inhaling illuminating gas at his boarding house on Catharine-street. He was a member of the bar, and served in the civil war. The following statement, written by him, was found on his bureau:

"To whom it may concern: What I am about to do, I do with a full realization that it is my end. I don't quite like the way of doing it. I would rather go by some other hand.

"For the past two years I have moralized, contemplated and finally determined upon this course. I had thought nature e'er this would have become exhausted, but I seem to have too much of the elements of nature; I am like the old gambler who simply got tired of the game and quit. Life is but a game and I am tired of it and quit, so please spread the mantle of charity over me.

"I do this in a perfectly sane and sober moment, without knowledge or thought of where I am going; I had no thought of this world before I came into it, and I have no idea of the next. Theories count nought for me, I neither believe in transmigration, trans-substantiation, nor transfiguration. I am not an orthodox.

"I believe in a creation and a creator. But who He is, what He is, or where He is, I know not, and I don't believe that anybody else does. He is too great for my humble mind to grasp. I humbly ask the forgiveness of those whom it may fall upon to look after my carcase and put it beneath the ground.

"There is no need of charging this to any one except myself. I alone am responsible. I owe no apology to a human being, except perhaps to those whom I may owe a dollar, and they, I think, will forgive me. In the past few weeks I have developed a homicidal mania, but rather than commit homicide, I prefer suicide.

"So good-bye.

"(Signed) Col. DeLacey."

LAKE CHANGES TO CRATER.

Sheet of Water Two Miles Long Suddenly Disappears.

SALEM, Ore., April 9.—Pamalia Lake, a large and seemingly bottomless body of water high in the mountains of the Cascade Range, has suddenly disappeared. Now where the lake was is a deep crater with a wide crevice at the bottom, thru which the water escaped.

The mountain stream which fed the lake now runs into the crevice, and strewn about the solid rock bottom of the lake are tons of decaying trout, with which the lake abounded. The lake was about two miles long by half a mile wide. It is supposed that its subterranean outlet was suddenly enlarged by an earthquake.

First Equipment Arrives.

VANCOUVER, April 9.—To-day the first car loads of equipment and horses to be used on the construction of the Grand Trunk Pacific Railway east from Prince Rupert arrived in Vancouver from Kenora.

JUDGE POURS OUT HIS WRATH ON THE JURY

Administers Stinging Rebuke When Percy Bowin is Declared Not Guilty of Murder.

DETROIT, April 9.—(Special.)—Wearing the suit of clothes that he purchased with Mrs. Cornelia Welch's diamond earrings, Percy Bowin walked from Judge Phelan's court Thursday noon free, thanks to a verdict that Judge Phelan characterized as "The vilest miscarriage of justice ever perpetrated in this community."

Sympathy with the youthful defendant and his weeping mother, distrust of the methods of Capt. McDonnell and the detective department, unwillingness to send Bowin to prison for life for a crime the full consequences of which he did not contemplate—these are the motives behind a verdict that was a bold defiance of the law.

As the words "Not guilty" fell from Foreman Schroeder's lips, Judge Phelan stood as tho paralyzed with astonishment. He went white with anger and then he recovered his speech and poured his wrath upon the twelve men standing before him.

Denounced the Jury.

"You should be ashamed to go back into the streets of the City of Detroit and admit that you were on the Bowin jury and not find this man guilty of murder," he thundered. "You may be discharged; you should be. You have simply opened the gate for this man to go back to the life that he led, and the probabilities are that he will commit another such an act. You men should be ashamed of yourselves, and I have no hesitation in telling you about it. It is the most brutal verdict I have ever heard."

Ovation by Riff-Raff.

Bowin showed no special manifestation of joy at the verdict. He sat in the prisoners' dock until told to go. Then, with his mother and her friend, Mrs. James Rorrick, he crossed to the jail to collect his belongings. He was accorded an ovation by the riff-raff that hangs about the municipal buildings and in whose eyes Percy is a hero. After getting his possessions at the jail he walked to Gracot-avenue with the two women and boarded a car, still followed by the hero-worshipping rabble.

"Old Phelan seemed kind of sore, didn't he?" remarked Percy. "Well, I suppose he don't like the way things are running over there. That makes three acquittals in the recorder's court since I've been here, and I expect he don't like it. Was I surprised at the verdict? Naw! They didn't have anything on me. What else could the jury do?"

Bowin called at police headquarters later in the afternoon and asked for his suitcase from Capt. McDonnell. He was told that he would have to consult Detectives Downey and Fox, who had charge of his case. As they were not in Percy announced that he would return Friday morning.

Mrs. Bowin was almost worn out by the long trial. "Of course I was much pleased by the verdict," she said.

The Question of Time.

A survey of the testimony in the case reveals the astounding fact that the question of time, the one which the jury considered of more importance than all the mass of evidence that the prosecution had gathered against Bowin, was never once mentioned by either the prosecution or defence during the trial. Mr. Kennedy, Bowin's attorney, did not even consider it of enough importance to mention it in his address to the jury.

"From things that we have all of us heard and from the evidence that we heard in this case, we were inclined to believe that Capt. McDonnell resorts to unfair methods to obtain confessions," said Juror Bates. Then he blurted out a manifestation of the feeling against Capt. McDonnell, the animus against the police department which is responsible for yesterday's travesty on justice.

Bowin returns to Woodville, Ont., on Friday.

LIFE MIGHT HAVE BEEN SAVED

If Car and Fender Had Been Up-to-date, Says Jury.

"We find that Thomas T. Gibson came to his death by accident and exonerate Motorman Sharpe and believe that with an up-to-date car and fender his life might have been saved."

This verdict was delivered by Coroner McConnell's jury at the Ossington-avenue police court station at an early hour this morning after hearing the evidence respecting the accident which took the life of the 8-year-old boy in Bloor-street, near Bathurst-street, last week.

JUMPED TO HER DEATH.

St. Louis Woman Who Had Claimed a Fort Erie Estate.

ST. LOUIS, April 9.—(Special.)—Mrs. Sadie Collett, who has been claiming that she was defrauded out of a $20,000 estate from her grandmother, Mrs. Annie La Depew of Fort Erie, Ont., to-day jumped four storeys to her death.

ON THE LAND.

A traveler on the Grand Trunk from Niagara Falls to Toronto yesterday saw one plow in the fields, and that was near Oakville. But it is likely that you'll be able to count a dozen to-day, as the sun is rapidly drying out the land.