

WILLIAM KELLEY TRIAL

Richmond Man Accused Of Smuggling, Faces Judge at Portland— Evidence of Assault. Former Customs Officer Tells of Conflict With Accused—Case Is Adjourned.

Portland, Me., Dec. 28.—William J. Kelley, of Richmond, N. B., whose case has attracted international attention, owing to the fact that he claims to have been arrested by federal officers, on November 16, on a charge of smuggling on Canadian territory, appeared before Judge Hale today in the United States district court as defendant in a case which follows his pleading not guilty to an indictment charging him with an assault on deputy collector Frank W. Burns at Houlton, Maine, April 17, 1902. Kelley had been held in the county jail in default of \$10,000 bonds, under which he was placed. Seven other indictments were found against him, two of which charged assault on officers and five smuggling, but he has not been arraigned on these and it is thought that the present trial will be made a test case.

Mr. Carvell Appears. Kelley was defended today by Hon. F. B. Carvell of Woodstock, N. B., and Judge Elliott T. Foster, one of the most brilliant members of the Maine bar. Several of the townspeople were present and the expenses of his trial are being defrayed by subscriptions collected in Richmond, even the poorest of whom have contributed their little bit.

Five witnesses were called today by the government. The testimony was featured by the dramatic recital of Frank W. Burns, a grey haired man of 69 years, still crippled and deaf as a result of his terrible fight with Kelley on that April night on a lonely wood's road.

His Story. "I was returning to Houlton having in custody a man from whose place we had seized contraband goods, when I heard a sound of wheels apparently on the Canadian side which was only a few rods away," said Collector Burns. "I turned back to see who it was. I met Kelley driving a two horse team. I held him up and asked him what he had and he replied 'Seed potatoes.' I asked him if he had made provision to haul potatoes in the night and he didn't answer. Then I asked him who he was and he said his name was Henderson and that he lived five miles further on. I told him I would have to take him into custody. He said he had some money, I think from under his seat, and struck at me, at the same time whipping up his horse. I ran to the head of the big horse and stopped the pair. Then I pulled my revolver and as he raised his club I warned him. When I neared him his club was up and he shouted, 'Damn ye I'll kill you.' I fired as he brought his club down. I meant only one shot, but my revolver was double action and was discharged a second time. Kelley's blow hit me in the head and knocked me to my knees. He hit me again and knocked me clear under the horse. As I crawled out and said, 'for God's sake don't hit me,' but he beat me unconscious."

Burns then told how he crawled to a farmhouse 1200 feet away. He said that he hid up six months. Dr. Harry L. Putnam, of Houlton, testified that he attended Burns and found his left forearm and three ribs broken and that he took 30 stitches in cuts in his head and face. E. C. Brileigh, a civil engineer, who made a map of the locality and Deputy Collector William M. Jordan, and Thomas H. Phair, of Presque Isle, who was collector at the time of the assault were the other witnesses. The case was adjourned at 5 o'clock.

WANKLIN FOR MONTREAL'S FIRST BOARD OF CONTROL

Dominion Coal Company's Vice President Named For Office—Hon. Dr. Guerin Likely To Get Gold Collar.

Special to The Standard. Montreal, Dec. 28.—It is learned that the citizens' committee, a body in charge of municipal affairs here, have as good as approved of the nomination of the Hon. Dr. Guerin for the position of mayor of Montreal. It is understood that seeing that a great congress will be held next year it will be no more than right to select a Roman Catholic civic magistrate. It is likewise an open secret that His Grace the Archbishop of Montreal would be quite pleased with Dr. Guerin as the next man for the gold collar. The statement is also made that Mr. F. H. Wanklin, vice-president of the Dominion Coal Company, will be one of the nominees for the board of control.

MINISTRY IN TURKEY STEPS OUT OF OFFICE

Following Resignation Of Grand Vizier, Administration Resigns In A Body—Rumors Of Serious Conflicts Abroad.

Constantinople, Dec. 28.—The whole Turkish cabinet resigned this evening, following the resignation of Hilmi Pasha, the grand vizier, who withdrew from the ministry earlier in the day. It is reported that serious conflicts have occurred at Bagdad, but this is not confirmed officially. Hilmi Pasha was appointed grand vizier by the Sultan on the resolution of Kiamil Pasha, February 14 of the present year, and the new cabinet was constituted May 5. Soon after its formation, the chamber of deputies and the senate, with scarcely a dissenting voice, voted confidence in the ministry, after the government's policy was explained. This policy included the enforcing of economies to meet the financial deficit and the eradication of the causes which led to the Adana outbreak.

The committee of union and progress, which was the moving spirit in the overthrow of Sultan Abdul Hamid, has since the change in the administration occurred, retained a firm grip on the governmental machinery, and there have been rumors since the early part of September that the cabinet would resign or be forced out of office. More recently the committee demanded the resignation of the minister of public works and this was complied with. There has been much active opposition also in the chamber to the grand vizier, whose programme did not satisfy the wishes of the Young Turks.

ACCEPTED CHARTY TO KILL BENEFACTOR

Aged Woman Enters Kitchen Of Home To Find Youth Attempting To Kill Husband—Robbery The Motive.

East Douglas, Mass., Dec. 28.—Entering the kitchen unexpectedly today, Mrs. Chas. Potter found a young wayfarer, who had previously asked to be allowed to warm himself, in the act of cutting the throat of her 77-year-old husband, whom he held pinioned on the floor. At her shrieks, the thug fled, but not before he had cut the old man's windpipe and injured him so severely that it is thought he will die. The alleged assailant, Peter Manite, 18, was captured in Sutton and will be arraigned in Blackstone tomorrow. The victim was popularly credited with keeping a large sum of money in the house.

THIN ICE CLAIMS ANOTHER BOY VICTIM

John Nelson, Aged 12 Years, Of Milltown, Drowned While Skating Yesterday Afternoon.

Special to The Standard. St. Stephen, N. B., Dec. 28.—Thin ice claimed another victim in this locality this afternoon. John Nelson, aged twelve years, son of Horace McLean of Milltown, Maine, was skating on the river above the Upper Bridge at Milltown this afternoon, two younger lads being with him. The ice suddenly gave way beneath McLean and before an alarm could be given the swift current carried him beneath the ice. It is doubtful if the body will ever be recovered.

DEMOCRACY IS AT STAKE DECLARES MR. CHURCHILL IN PUBLISHED STATEMENT

President of Board of Trade Addresses Dundee Electors—Forces of Reaction Gambling With Freedom of Nation to Win Tremendous Prize—London a Vast Picture Gallery.

London, Dec. 28.—After a brief Christmas truce, the election campaign has been resumed with renewed vigor. Winston Spencer Churchill, president of the Board of Trade, has issued a long address to the Dundee electors, in which he says: "The forces of reaction are out for a double event. They are gambling with the rights and freedom of the nation and they are running a tremendous risk to win a tremendous prize. That prize is no less than the complete tying up of the democracy, both through its politics and its industry."

Mr. Churchill does not mention the government's Irish policy or the other planks in his platform, but concentrates his whole attention upon warning the electors against the Peers' double bluff to secure the House of Lords' veto and the protectionist system. A. J. Balfour, leader of the opposition in the House of Commons, has recovered from his illness and shortly will begin his campaign speeches. Lord Rothschild addressed a meeting in the Strand and London tonight but had a hostile reception. T. P. O'Connor, fresh from his American tour, appeared before his constituents in Liverpool this evening and was received with enthusiasm. John Dillon, M. P., for East Mayo, addressing a meeting at Swinford, declared that in the whole record of English government since the Act of Union was passed, no government had ever treated Ireland so generously as the present government.

ONCE FUGITIVE NOW SENATOR HONOR MEMORY OF GLADSTONE

Man At One Time Suspected Of Being Implicated In Death Of President Lincoln, Gets Important Appointment.

Memphis, Tenn., Dec. 28.—The News-Sentinel today says: "Sought at one time by the federal authorities under a \$10,000 reward for his capture, dead or alive, for his alleged part in the conspiracy that resulted in the murder of a president of the United States and now appointed as a member of the highest legislative body of that country, is the strange experience of Colonel James Gordon, of Okolona, Miss., who has been named senator by Governor Noel of Mississippi, as successor to the late Senator A. J. McClain. Escaped Arrest. "Mr. Gordon was one of several Confederate leaders suspected of being in conspiracy with J. Wilkes Booth to kill President Abraham Lincoln. He escaped arrest and probably death on the intervention of a friend, a Yankee colonel, with whom he had crossed swords in a fight in Virginia. "Both were wounded in the conflict, but they afterward became fast friends. After the assassination of Lincoln, Gordon went to Canada. However, he wrote a letter to the officer near Pembroke, who was driving, was run into by a team furiously driven by two drunken men, and so badly injured that he died soon after. One of the other men, an ex-military policeman named Wilson, who belonged to Red Deer, when he saw what had happened blew his brains out. His companion, named Milligan, escaped. Johnson was a widower and leaves six children. It is said he was on the way to be married when he met his death. "Gladstone," wrote the president, "has been one of my heroes."

KILLED ON HIS WAY TO BE MARRIED

Albertan Farmer Meets Death While Driving To Wedding—One Of Two Responsible Commits Suicide.

NEW BRUNSWICK MAN ARRESTED IN TORONTO

Aged Cripple Nabbed By Police On Charge Of Vagrancy While Attempting To Make Hamilton.

Special to The Standard. Toronto, Ont., Dec. 28.—Charles Johnston, 74 years of age, a cripple from New Brunswick, was arrested yesterday for vagrancy but allowed to go on to Hamilton today. A married daughter in Hamilton has undertaken to care for the old man. He was on his way to that city when taken into custody. Johnston's wife and two of his

MYSTERY IN DEATH OF THIS NOVA SCOTIAN

Charles A. Sutherland Drops Dead On Truro Street With Evidences Of Having Been Poisoned—Inquest Today.

Special to The Standard. Truro, N. S., Dec. 28.—This forenoon a man was seen staggering along Prince street. He fell in front of the News office and was carried inside and medical help summoned but was dead when Doctors Dunbar and Walker arrived. Investigation showed that his mouth was burnt with carbolic acid. A card found in his pocket bore the name of Charles A. Sutherland. Subsequently he was identified as a man by that name having originally from Fugwash or nearby. The body was removed to Olive's undertaking rooms where an inquest will be held at 10.30 tomorrow forenoon. At Wentworth. Inquiry shows that the deceased had been employed for some time last fall at Wentworth Station loading deal. About ten days ago he was in Truro staying at the Queen Hotel on Queen street. Last week he went to Belmont where he worked a few days and on Friday night last returned to Truro where he has remained since. Last evening he was in a restaurant with a friend but failed to return to his hotel at night. His doings last night are as yet a mystery. It is said that he was using a solution of carbolic acid in the afternoon yesterday dressing a wound on a dog at the Queen Hotel and last night was invited by a friend to attend a dance in town. These reports are not as yet confirmed however. The inquest tomorrow may solve the mystery surrounding the death. It seems unusual for one contemplating suicide to start out with that intent along the busiest street in town. His habits are reported by the few acquainted in Truro as being quite temperate. He was not depressed for he spoke yesterday of starting out to work at lumbering today and he was waiting for a party of others from Wentworth who were going in the D. A. railway to work. His brother arrived from Fugwash tonight and the body will be taken there after the inquest.

AGE OF PATRIOTISM GONE, DECLARES JURIST

Justice Howard Of The Supreme Court Of The United States Says Dollar Mark Is Uppermost Now In Thought.

Troy, N. Y., Dec. 28.—"The age of patriotism has yielded to the age of commercialism. Uppermost in the human thought of America today is not the stars and stripes, but the dollar mark." Such was the declaration of Supreme Court Justice Wesley O. Howard in an opinion today, fixing the compensation of the members of a commission appointed by him to appraise damages to property resulting from the construction of the Ashokan reservoir in Ulster county, to furnish a water supply for New York City.

EARL OF LANBOROUGH ARRIVES AT OTTAWA

Governor General's New Aide In Harness Now—Served Formerly With Duke Of Connaught.

THESE CIVIL SERVANTS NOT ALLOWED TO VOTE

Special to The Standard. Ottawa, Dec. 28.—Eight hundred civil servants who have refused to pay income tax pending the completion of a new agreement between the city and the government, have been disqualified from voting at the municipal elections next Monday. Seven hundred of these are in one ward.

PALMER WRECK NOW LOCATED

Still Retains Office, Says Ex-President

Zelaya Declares That Madrid Is Only In Temporary Charge Of Job—Not a Prisoner Of Mexico.

Cordoba, Mex., Dec. 28.—Jose Santos Zelaya declared tonight that he is still president of Nicaragua although he may never go back to that country to enjoy the privileges of the office. Madrid, he asserted, is only a provisional president and he (Zelaya) has not relinquished the executive office. Cordoba, Mex., Dec. 28.—Jose Santos Zelaya, formerly president of Nicaragua today denied that he was a prisoner in the hands of the Mexican officers in any sense of the word. He was asked whether, in giving him a refuge, the Mexican government accepted responsibility for his person and in doing so looked upon him as a prisoner. He said emphatically that such was not the case and that he was free to go where he chose. Zelaya declared that he favored friendly intervention on the part of Mexico and the United States to the end that a consolidation of all Central American republics might be brought about. He believed that Secretary Knox was now realizing the injustice of his attitude. He might go to Belgium to live, he said. In any event he would not return to Nicaragua until peace was restored. It is his opinion that the war would end in two months, but he would not venture an opinion as to which of the combatants would finally be successful.

REDUCTIONS EFFECTED IN PARCEL POST RATE

Uniform Rate Of 12 Cents Per Pound With The Maximum Fixed At 11 Pounds The New English Rate.

Special to The Standard. Ottawa, Dec. 28.—Among the matters engaging the attention of Mr. Lemieux during his recent visit to Europe, were the arrangements for the exchange of parcels between the United Kingdom and Canada. For many years past, the charges have been 16 cents for the first pound, or fraction of a pound, and 12 cents for each subsequent pound. The rate has now been reduced to a uniform rate of 12 cents per pound, with a maximum limit of weight of 11 pounds for a parcel. Parcel post rates between Canada and Jamaica, Trinidad, St. Lucia, Barbados, the Leeward Islands and British Guiana have also been reduced to a uniform rate of 12 cents per pound, or fraction of a pound, the limit of weight for one parcel being 11 pounds. The Leeward Islands include the post offices of Dominica, Montserrat and St. Kitts, the latter office being the exchange office for parcels for and from Nevis and the Virgin Islands. These reduced rates come into effect on the 1st of January, 1910.

TWO DROWNED IN THIS ACCIDENT

Prescott Has Two Youthful Victims Of Thin Ice—Mother Succeeds In Rescuing Another—Bodies Recovered.

Special to The Standard. Prescott, Ont., Dec. 28.—A sad drowning accident occurred about two miles west of Prescott today in which two lads of eight and nine years of age lost their lives. The two lads, Frank and Harry Easter along with their sister were sleigh riding down the hill on to the St. Lawrence River. When the sleigh ran a short distance on the ice it broke through and the three children went under. Their mother who lives close by managed to reach them and saved the little girl. Unaided she also managed to get the boys out, although in great danger of losing her own life. The two boys however were beyond help when their bodies were recovered.

Without Communication. Newport, R. I., Dec. 28.—Newport has now been three days without wire communication with the outside world. Even the local telephone service is still demoralized. More than 1,000 of (Continued On Page Two.)

WRECK COMMISSIONER SCOUTS THEORY OF COLLISION AND STATES VESSEL POUNDED TO PIECES

Wrecked Five Master Discovered In Seven Fathoms Of Water Off Finn's Ledge.

Wreck Commissioner Scouts Theory of Collision and States Vessel Pounded to Pieces.

Full, Mass., Dec. 28.—That the five-masted schooner Davis Palmer pounded herself to pieces on the rocks one mile northwest of Commissioner's Ledge, beyond the entrance to Broad Sound Channel, while riding at anchor during Sunday's storm and that the bodies of her captain and crew of 12 men will be found washed to the masts below water is the theory advanced by Captain William T. Sparrow, of this lightship district after an inspection of the scene of the wreck today. Captain Sparrow believes there was no collision. His statement as to the location of the wreck differs from that of other captains who report sighting it. Her exact location, he says, is one mile northwest of Commissioner's Ledge and one-quarter of a mile southeast of Finn's Ledge. Seven Fathoms. He found a general depth of 7 fathoms or 42 feet of water thereabouts. The Palmer drew 30 feet of water. This shows 12 feet of water between her keel and the rocky bottom. It is Captain Sparrow's belief that the storm-wrecked vessel pitched repeatedly onto the rocks beneath, pounding herself to pieces. Seeing their vessel pounded to pieces in a sea so angry that launching their boats was impossible, the crew, it is believed, leashed themselves to the masts and there met their deaths. The bodies may still be in that position below the water. The schooner is headed northwest, head on to the rocks.

ANOTHER WRECK

Boston, Mass., Dec. 28.—The discovery of the wreck of the big five-masted schooner Davis Palmer, which sank with twelve men Sunday morning near Devil's Back buoy at the entrance of Broad Sound, was followed by the report of another wreck. The vessel is a very serious menace to navigation. Captain Sparrow did not look for the three-masted schooner reported seen three miles to the northeast.

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AT PLYMOUTH, THE SCHOONERS MADELINE AND MASSOULT, THE SLOOP LOIS V. CHAPLES AND THE BARGE CITY OF MONTREAL WERE DAMAGED DURING THE STORM.

On shore throughout New England, conditions are reported to be improving, though wire service, particularly in southwestern Massachusetts is still ragged.

In Chelsea, where a tidal wave broke a dyke and flooded the homes of 2,000 or more people, a high tide today opened two new breaks. Many of the cellars on higher ground, which had been pumped out by fire engines, were again flooded. It will be weeks before the people in the 80 acres which are under water at every high tide, will be able to return to their homes.