# HIGGINS COMMITTED

## After Evidence Received From Twenty-four Witnesses—His Coolness.

"I've Nothing to Say Except I'm Not Guilty," He Said-Sits With Calm Indifference as a Strong Web of Evidence is Woven Around Him.

was formally committed by which meets here Tuesday, September the second.

has made since his arrest was made him had all been heard and his honor Judge Ritchie had asked him in the usual form if he wished to say any-

thing in his own behalf. Then he rose from the bench upo which he had been sitting easily through the three trying sessions the examination. There was not a trace of nervousness in his pose or manner. He stood easily, loked ealmly at the magistrate and said in loud clear tones without a quiver: "I have nothing to say except tha

I'm not guilty." The boy is a wender. All through cerned. If one could judge in any way of his feelings by his expressionless countenance he was mildly bored at the whole proceedings. Evidence mo usually incriminating only twitched the corners of his lips into

Once at the evening session, when Goodspeed was telling how the murwith death if he did not help in the bloody deed

#### HIGGINS LAUGHED

-an abrupt laugh of startled contemp such as would come from one who sa listening to a statement absolutely false, but one at which he was not at the time in a position to refuse. When he first entered the court at

were tightened with the natural constraint of a youngster coming before growd. His face was pale, but no eyes, too close together under his narforehead and slightly red around the lids, gleaned furtively around the crowded room.

sition on the long bench and swung and never moved except to brush an occasional bothersome fly. As he eaught the eye of one or two boy friends in the court room he grinned

He listened to all the witnesses with casual attention, as one having no particular concern in the case. The doctor's detailed description of the ghastly injuries found at the nos mortem aroused him to a languid and temporary interest, but his gaze would soon wander again about the room

He seemed to wish it was over. When Goodspeed came on the stand at the evening session he woke up a little and began for the first time TO SHOW KEEN ATTENTION. 'As the witness' story progressed h leaned forward. His foot tapped im patiently on the floor and his fingers played a quick tattoo on his knees. His red bandanna handkerchief brushed frequently across his line

As Goodspeed repeated the dying words of Doherty: "My God, Higgie you've shot me," and "If you'll get a doctor I'll swear it was an accident, a careless half smile turned up the corners of his mouth. He looked steadily at the witness: who never returned the glance, but kept his eyes fixed on Mr. McKeown, and when the story was told of the threatened shooting of Goodspeed, Higgins laughed contemptuously and his pale face reddened slightly for a few seconds.

This was the only trace of emotion he displayed during the whole examination. What were his thoughts as his every action on that fatal Friday was traced; what his feelings as he heard the terrible details of the murder related and how he controlled so naturally his feelings, if he had any, were past the understanding of any

who saw him. The examination began at 10 o'clock yesterday morning and continued until after ten at night. Every session was attended by a crowd which thronged the steps and street opposite the station for an hour before the court room doors were open. The capacity of the room kept hundreds from obtaining admission.

Good order was maintained and crowding in the court room was prevented by the admirable police arrangements made by Chief Clark, who had detailed Officers Finlay, Scott, Thorne and Sullivan to stand outside the rail and keep the people well back. The witnesses were kept on the side of the room to the magistrate's left and were always on hand when called. Mrs. Goodspeed, her daughter, and

Joseph Deberty attended both the day sessions and were eager listeners. Mrs. ing the evening. Sheriff Ritchie and Mayor White sat by the magistrate

#### In all TWENTY-FOUR WITNESSES

were examined, most of whom had previously been heard at the inquest. New evidence was that received from Harry Kelly, who saw a revolver in Higgins' pocket the afternoon of the murder; Louis Sharkey, who sold him 38 calibre cartridges; George Gamble, who saw him buy a revolver; Harry Alexander, who saw him carry one, the lines of those preceding, though added, "though I did not when the and who was threatened by Higgins he'ng the one who first closely ex-

At the close of the preliminary ex- | for telling that he did; Harry McNeil amination Thursday Frank Higgins to whom Higgins announced his intention of running away; Willie Mackin, John Quigley and Edward Tobin, who Magistrate Ritchie to stand trial at saw him carry a revolver; Frank

the next session of the supreme court, Kelly, who heard him utter threats against Doherty; Leslie Singer, who also saw Doherty in the park with The only public statement Higgins two other boys; and James Hamilton and Deputy Jenkins, who told of findafter the mass of evidence against ing the revolver. With these and other witnesses previously heard the crown have spun a strong web of evidence around the prisoner even without the dramatic confession of Goodspeed. It was 10.10 yesterday morning when

the magistrate ordered Higgins brought into court. Immediately after his arrival Joseph Doherty swore out information against him, as follows Information of Joseph Doherty, who said that he suspects and believes that Frank Higgins, of the City of St. John, in the City and County of St. John, on the 1st day of August, did murder William Doherty contrary to the statutes, ested person in the court room. He was not restraining himself by any efwas not restraining himself by any efheard Fred Goodspeed under oath say
heard Fred Goodspeed under oath say that he saw the said Frank Higgins commit this offence. (Continued on Pages Six and Seven.)

> THE FATHER'S EVIDENCE Mr. Doherty then took the stand, and being sworn gave his evidence clearly and without a break. The emotion which he had shown on previous occasions in discussing the murder of his boy was kept strongly under control. He said: I am the father of

William Doherty, the murdered boy, and I last saw him alive about noon on August 1st, when he brought my dinner to me at the corner of Britain and Sydney streets. He stayed there about an hour. That was the last time I saw him alive. On the next day I inquired of Frank Higgins and a boy named Alexander whether they had ten o'clock yesterday morning his lips seen Willie. Higgins first said he last saw him about ten o'clock, then he said he had seen him going down with the dinner pail. Both boys said they more so than usual. His hard little had heard he had gone to Springhill. On Sunday I stayed in the house all day and made no further enquiries.

On Monday I was just getting my upper when my woman came in and told me that someone had been found was completely at his ease. He shift-ed himself in the most comfortable po-at once and came along up by Union street to the dead house, where there his feet to and fro carelessly. His was a crowd collected. Mr. Killen saw me and called me in. I looked at the hands were folded quietly in his lap body and could not identify him as Willie by the face. Then I put my hand around the collar of the vest and found where it had been cut down from one of mine and I knew it was my son. Afterward I recognized his cuts and bruises on his face kept me from knowing him by that. I was in the dead house about 5 or 10 minutes then, and next day I went there again. The face had been washed then, and I recognized him plainly.

> to ask. THE FINDING OF THE BODY.

Mr. Mullin had no further questions

Harry Beckwith of Short street called by the crown, repeated his story of the finding of the body near Rockwood substantially as at the inquest, although the questioning of counse brought out further details of the oc-

He said: I was in the park the first Monday in August, in the afternoon alone. I went down along Lover's Lane about one hundred and fifty yards and took a path to the right and went along it about twenty-five or thirty feet. Going along here I noticed a swarm of flies rising up with a buzzing sound from what looked to be a heap of dead wood. I was within reach of the place. Curiously, I lifted some the right of the spine to the abdominal of the stuff and saw clothes beneath it. Looking further I saw a man's hand and later his head.

Continuing, the witness told of giving the alarm to the park employes and later to the police. He was not cross-examined.

Felix Gallagher of the Park laboring staff, said he worked there all day on Monday, Aug. 4. He remembered see ing Harry Beckwith going up the path and returning later with news that he had found a body up there. He sent Beckwith to tell Mr. Henry, and later witness went up to where the body lay. He noticed that some of the covering sticks and grass had been

Harvey Knox, of the Park police added his testimony to the evidence pertaining to the finding of Willia Doherty's body. He described the place where the body was found with its covering sticks and bushes and grass. Before the police and coroner arrived he disturbed nothing ,but afterward assisted in removing the stuff and carrying the body to the wagon. The body lay in a hollow, but the sticks and stuff were so piled as to make it appear level. There were raspberry bushes in the heap and the leaves were unwilted and green.

In answer to questions of counsel, he said: I did not know either Doherty or Higgins. I never saw Doherty in the park. I never saw either of them there on that Friday after-

Geo. Henry, Park laborer, gave evidence touching the finding of the body. He saw Harry Beckwith on Monday, August 4th, and as a result of what but not to any amount. When the body he said went up and saw the dead body. It was lying in a hollow covered with brush and the like. Witness did not recognize it. He did not know Doherty at all. Later I brought the body to the dead house,

Officer Geo. Earle's evidence was along

a cup lay under the body. A scarf was cil and a pass book were found in the the body. vest pockets, a handkerchief in the The next witness, Harry Kelly, of hip pocket, while the others were turned inside put. About twelve feet from esting bit of evidence received in adpiece of newspaper was hanging. The duced at the inquest, when he swore body was between the path and the to seeing a

The witnesses who had given their testimony were then brought forward and entered into recognizances to appear and testify at the circuit court, which meets here September 2nd.

THE ARREST. Detective Patrick Killen told of seeng the body in the dead house abou seven o'clock Monday evening. He said at first it was not identified. Then a couple of young fellows came in and said they thought it was Willie Doherty. Higgins was one of the boys. I knew Doherty well during his lifetime, but could not recognize the face

Just here, as his name was mentioned by the detective, Higgins yawned copiously his exceeding weariness

of the whole proceedings. The witness continued: I was there when Higgins came in. I called him in from the stoop where he was standing with the two Goodspeed boys and ne others. Higgins and one of the Goodspeed boys came in together There was such a crowd that I had to stand at the door, so I could not hear what went on in the dead house. Joseph Doherty was in about the same time and could not recognize the face, but later identified his son by the clothes I know Frank Higgins and arrested him at McAdam Junction Saturday Aug. 9, in company with young Goodspeed. They were in charge of the imnigration agent, who had sent them back to Canada. I told them , what were arrested for, handcuffed them together, searched them on the train and brought them to St. John. The night the body was found Higgins told me the last time he had see Doherty was Friday about quarter after eleven, when he was carrying his father's dinner through the graveyard, where Higgins and Goodspeed were sitting. I saw him every day after that till he was arrested. I had another conversation with him at the coroner's office. Then Higgins said he was talking to Doherty in the graveyard be-Fred Goodspeed. He said that when

Kelly and King left Doherty went

away just a few minutes later and

went toward the Opera House. He

declared that he and Goodspeed stayed in the graveyard until a quarter to THE POST MORTEM EVIDENCE. Dr. W. L. Ellis, one of the physicians who performed the autopsy, gave evidence substantially the same as that given by Dr. Macaulay at the coroner's nquest. He described the appearance of the face and body upon superficial examination. Most of the wounds on the face were only flesh wounds. There was one wound over the left eye fracturing the skull, and a piece of stone was found wedged in the fracture. An examination of the chest showed a wound extending through the lower lobes of the left lung and considerabl emorrhage into the chest cavity. A hole was found in the cavity extending through the back. The abdomen con tained a great deal of hemorrhage Two lead bullets were found in the abdominal cavity. There was a lacerated wound through the liver; the right kidney also contained a similar wound. Four penetrating wounds were found in the back, one over the right hip into the abdominal cavity, a second of cavity, a third to the left of the spine com nunicated with the chest, the fourth in the left shoulder blade, where a bullet was found. A bullet was found in the left lung. The left ear was injured and the temporal bone was fractured. The stomach contained a number of practically digested berries. The wounds on the face gave evidence of being caused after death. Death was caused by hemorrhage resulting from the penetration of bullets Dr. Macaulay compared them with bullets of 38 calibre and they were the

#### same size. CORONER BERRYMAN.

Dr. Berryman, coroner, gave evid ence regarding his part in the finding of Wm. Doherty's body and its conveyance to town. "When I arrived at the place," he said; "in a hollow about fifty yards from the path I saw a lot of old burnt poles lying across the hollow. A dozen or more large stones were piled over the sticks. Pro truding from the west side of the pile was the hand of a man, Before dis turbing anything I examined the surroundings and found the places whence these stones had been remo Standing at the head of where the ody was lying and looking southward I observed on an old burnt tree about five feet up, a piece of paper folded and pointed toward the body. Going toward the tree I found about three or four feet apart other piece of paper similar. I then had the stones and sticks removed, when I discovered a full grown man lying on his de. There was blood on the head. was turned over I found it was lying in tall grass partly folded over it. I body to the city.

HIGGINS' CONTRADICTIONS "I know Higgins now," the corone

amined the body he could describe its in my office afterwards. He said he appearance in greater detail. He produced in evidence the murdered boy's he had been a companion of his along hat, scarf, scarf pin and some small with Goodspeed, McNeill and Clifford miscellaneous articles found on his King and Harry Kelly and others; person. He also exhibited a piece of also knew him. Asked regarding his newspaper found in a tree near the last view of Doherty, Higgins stated body and fragments. pody, and fragments of the same paper to me that he was in the old burying found under the tree. In his testi-ground about 1.30 Friday afternoon, mony he said: I went out to the park Aug. 1st, with Fred Goodspeed, Chiff or Monday, August 4th, as the result King, Kelly and Doherty. King and of a telephone message and there Kelly left there and Doherty also went found a rody. I removed the stumps tway toward the Opera House. Said and rubbish which was piled over it. he went with Doherty, and returned The body was very dirty; the coat was tagain to the graveyard, where he met drawn over the face, and around a Fred Goodspeed, with whom he remained in the side of the body the flies swarmed. There were several cuts about the head. The left hand pocket downwarmed to the coat was turned in the graveyard, where he met drawn over the face, and around a free coat was turned in the graveyard, where he met drawn over the face, and around a free coat was turned in the graveyard, where he met drawn over the face, and around a free coat was turned in the graveyard, where he met drawn over the face, and around a free coat was turned to the coat w of the coat was turned inside out and the park on that afternoon of Friday, August 1. He made this statement around the neck with a tie pin in it. both on the Wednesday and Thursday cigarette box containing a lead pen- evenings following the discovery

the body there was a tree on which a dition to what had already been ad-

noon the murder was committed. He

"I knew Will Doherty, though I was "I knew Will Doherty, though I was never a companion of either him or Higgins. Friday along the first of August, I went over to the graveyard with Clifford King. We saw Good-the first link in the chain connecting with Clifford King. We saw Goodspeed, Higgins and Doherty there and Higgins with the crime. street by the lower path. I never saw them again that afternoon. I went home and staved there.

"Did you see anything like a revolso covered was it with wounds and ver among the party," asked Mr. Mc-Keown. "Yes, I did," was the reply. said:

"Take that revolver out of that and put it in some other pocket." He said: "I haven't got any other

Then I got up and went away. Doherty didn't do any talking. He was smoking a cigarette and reading a newspaper when I came and when I went away. I never heard Higgins express any dislike for Doherty. I

knew nothing about their relations, friendly or otherwise. Clifford King said he hadn't been to school for two years. Had been working off and on. He knew Doherty and Higgins but not intimately. He corroborated Harry Kelly's story about seeing Higgins, Doherty and Goodspeed in the burying ground. Doherty was reading a paper all the time he was here-about fifteen minutes. He did not see any revolver, but heard Kelly speak about seeing the muzzle of one. Witness told of coming back to the graveyard later and looking for the other boys again. He could not find them there. This was about ten minutes after he first went away. He

"The day before he went away," said we met them, and I heard Higgins tell Alexander to tell the reporters that HIGGINS BOUGHT CARTRIDGES. was not true what he had said about seeing Higgins with a revolver. all met on Stanley street near the bridge. I didn't hear what reply Alexander made. I have known Doherty about three months, and Higgins and speed about the same time.' It being one o'clock the court here adojurned until 2.30.

AFTERNOON SESSION. The time for the opening of the aftersoon session found another crowd bar-

ricading the police station doors, fillng the steps and extending half across Within the court room conditions were just as in the morning. Higgins

sat and swung his feet to and fro with the weary indifference to the whole proceedings. Some of the testimony ceived was decidedly prejudicial to his case, but apparently it interested him not a bit. Mrs. Goodspeed occu-

body was between the path and the to seeing a was held over for the evening session. REVOLVER IN HIGGINS' POCKET was held over for the evening session. The bottom of the tree. All belong as he sat in the gravevard the afterneither looked at the other. Mr. Doherty, as usual, followed every bit of evidence with interest. His wor-ship Mayor White again occupied a

"I knew both Doherty and Higgins," we sat down near them. We talked a few minutes and King and I went away. We were there only about 15 in Gilbert's Jane Friday afternoon. minutes and came out on Sydney Aug. 4. I went there about twenty minutes after one alone., I saw three boys going toward the park. Doherty and Higgins were there and the other was smaller. I passed them on the lane, and Deberty asked me for a cigarette as I went by. I went along "Sticking out of Higgins' inside coat pocket I saw what I thought was the packet I saw what I thought was the muzzle of a revolver. He was lying boys passed me, going toward the park. on the ground with his coat open and I did not see where they went. After I was sitting so that the revolver was lying there about half an hour I went pointing right up in my face, and I into the park. I never saw the boys again that aftern

Geo. Patterson, of 15 Castle street, following, told of seeing Doherty in the park that same afternoon. "I was ck of the bear pit," he said. "I know Deberty, but not Higgins or Goodspeed. When I was there Doherty passed in company with two boys. I didn't know either of

"Was either of them like the prisoner ?" asked the magistrate, and pr-

"HIGGINS, STAND UP."

Higgins sprang to his feet alertly as a boy called upon in school would do if he were perfectly confident of knowing his lesson. "Put on your cap!"

He put it on a slouchy, light colored cloth cap with a peak. He slid it to, but when I saw it he had it and it on his head boy fashion, straightened was done up in a white rag. up, stuck his hands in his pants pockets and looked carelessly between the statement you made to the reportthe magistrate and the witness. His er I'll fix you." expression, if he had any, seemed to ask: "Well, do I suit you ?"

the more embarrassed. He looked at wanted me to go down to the tanyard, never saw Higgins afterward until the prisoner and said that one of the Monday at the dead house. Saw him fellows he saw was about that build. every morning. I went down and left where the boys went after they passed the day before he went away," said the witness, "I met him and he asked me if I had seen Harry Alexander. I said, 'Yes, I saw him going along with Fred Goodspeed.' We went along till we met them, and I heard Higgins tell around to the restaurant.

Louis Sharkey of 300 Union street, sworn, said: "I have known Doherty for about two years, and Frank Higgins about five years. About a week before the murderer Higgins came into A. Hunter's shep, where I am employcentre fire cartridges. He asked me if we had any broken boxes and asked how much they were worth. There was a half box there and I said they would be worth 33 cents. He only had The two I took out I kept by themselves, and later gave them to De- saw them," he said, "was the day be-

produced and identified by the wit- minutes before that Higgins fired a "I had no other conversation with which he afterward put in his pocket.

Higgins at the time. When he was Another time, two or three days after

effectively in cases of headaches of all kinds.
Your druggists sell KUNFORT HEADACHE POWDERS at 10 cents for four powders;
25 cents for twelve powders. If desired, you can secure them direct from us en receipt of price.

deadens your nerves and dulls and otherwise injures the KUMFORT HEADACHE POWDER J.

THE F. G.

WHEATON

COMPANY

FOLLY VILLAGE, N.S.



his rocket and fitted a cartridge into George Gamble, who works in Wat-

ters wood yard, oas known both Dohe said, "I was with Higgins when he BURCHASED A REVOLVER

in the first shop down below Rankine's on Mill street. All I know was it was a bull-dog revolver, and the fellow in the store said it was a 42. Higgins told me he was going to shoot snipe with it. I heard him say once that he did not want to go up with Doherty, because every time he went to Little River about six weeks ago with Doherty and Higgins. There have heard Higgins say that he didn't like Doherty because he used to come around and get him to go up town with him.

Deputy Jenkins here entered into recognizance for the appearance of Sharkey, Gamble, Patterson and Kelly at the next sitting of the supreme

Harry Alexander, who is employed with Blake, the plumber, and lives at No. 3 Courtney street, knew both Higgins and Doherty. He said: "I was on Union street with Fred Goodspeed the day before he and Higgins ran away. I went with him to Wright street on an errand. Along Stanley street we met Higgins, and he asked me if I knew who the reporter was that I had told about him carrying a revolver. I said I did, and he wanted to know how big he was. Higgins then asked me when I ever

SAW HIM WITH A REVOLVER. I told him I had seen him with one up back of the Opera House. He said that one belonged to Bill Holm. I told him I didn't know who it belonged

Higgins then said "If you don't deny

Then we went down to the Sun office and couldn't find the reporter. A man Of the two the witness was by far said he was home sleeping. Higgins because a reporter came down there Higgins there.

Here some time was consumed irreevantly in getting a description of the Sun reporter referred to. The magistrate was anxious to have the conversation between Alexander and Higsins repeated, so under further examnation the witness said:

Higgins came down and met me on Stanley street and said: "I saw it in the Sun this morning that you told a reporter that I used to carry a revolver." Then he said: "If you don't go down and deny that

### I'LL FIX YOU TOO."

I went to the Sun office because Frank Higgins wanted me to. Harry McNeil of 47 Elliot Row had known Frank Higgins and Will Doherty for about five years. Had cents, so I took a couple out and known Fred Goodspeed about a year. bought the rest and went away. Often used to see them around the tanyard together. "The last time I tective Killen.

The cartifices given to Killen were ting around the tanyard. About three minutes before that Higgins fired a shot up in the air with a revolver buying them he took a revolver out of this, I had the revolver in my hand.

One night after Berryman's Higgi come out of the arrested I'LL GO AWAY of getting into tr volver. This was went there-abou did go away. The witness be fused under exam Keown finally sections surance that High statement Thursda "The day he w the witness, "I s base ball grounds was the only one awav. At the request o here arose until evening. EVENING Court resumed the evening sess were examined in speed, who repeat murder in almost with just the san the coroner's inque tle thinner than h but the red was sti his frank boyish I horrible 'tale forbathe time to disbel they might have The other witnesse tle to the mass of crown is accumula cused, who at the ted by Magistrate the next sitting of His worship the seat beside the jud was absent, but 1 Knowles was there pletion of Goodspe Mrs. Higgins, par were also in atter privilege of excha with their son as to his cell after th The first street, who had k couple of years ar the tanyard. "I he said. "the week day about a month I SAW HIM TAR out of his pocket. shots and didn't s time I had seen before with a revol

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at Little River about half-past

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Doherty or Goo night the body v

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ago. I saw Higgin steps the night the Had no talk with night I saw him with some other bo ber what the conve heard Higgins say Will Doherty-didr for him. This was weeks before the n John Quigley, ag rick street, sworn, Higgins for sever Doherty slightly. gins most around him with a revolve ago around Counte cotton mill wharf there at the time. Jimmy Carberry's through it while his hand. Then I into the water and was in swimming.

time I ever saw

volver. I saw him was found, but had

I didn't see him

Never heard him about Doherty. Frank Kelly. lives at 13 Erin known Higgins abo Doherty to see him gins down in the him there the day I did not see him but about a week he had a revolve shot out of it. A that I also saw in the tan yard. Once I heard he WOULD GET

DOH for stealing things as he got out of j iail then with the body asked him abo I never heard wh stole from him. was found I saw street and he told the murder too a come up as a wi why, and he said. fight with Doherty a crowd there at the talk was abou ember what Higgins started t "Did you ever

with Doherty ?" "Yes, I did, abo was the reply. As the witness for his years, the solid looking, and a six-foot man, th a ripple of laughte Higgins grinned the crowd.

Mr. McKeown fellow closely, tryi