

Legary Is Dead But His Murderer Cannot Be Found

Victim of Sunday Night's Shooting Affray at Beechwood Succumbs to the Wounds Inflicted by Assailant -- Posses Scouring the Country Have Failed to Locate Macallo and it is Feared That He Has Effected His Escape.

Special to The Standard.
Woodstock, Aug. 10.—The wounded man Legary, died this afternoon at the hospital. The remains were taken to the undertaker's rooms of A. C. where a post mortem examination was held by Drs. Rankin and McIntyre. The doctors found two bullet wounds, one of which proved fatal. A short search over the remains was conducted by Rev. Fr. McMurray tonight, and remains will be interred in the Catholic cemetery tomorrow morning.

Sheriff Not Confident.

The sheriff is not very confident that he will succeed in finding the murderer, Wallace, the owner of the house where the murder took place. It is in no condition to give an alarm as a consequence the alleged murderer had several hours' start and it is thought that he has crossed the river into Maine.

Deposition Taken.

C. Hartly was authorized last night to act for the Crown in the matter of Attorney General Hazen who now at Fredericton. He in company with Magistrate D. H. Brock and Chief Clerk Kelly proceeded to the hospital to take the statement of the dying man, in accordance with his previously expressed wish.

The wounded man was in a very serious condition and gave the information required with great difficulty. He stated to the effect that he was a native of Italy but had been living in Boston for some time before coming to Carleton county about two years ago. Since then he has been in the employ of the C. F. B. as an interpreter. On Saturday evening he went out with a dozen other men with a gun at the house of Wallace Demerant at Beechwood. The name of the man who was mentioned and Macallo's name was mentioned and Macallo's name was mentioned and Macallo's name was mentioned.

Sandy Macallo is positively charged with the shooting, and Sandy Larossa mentioned a companion of the assailant. Legary describes Macallo as a typical Italian appearance and could identify him if he saw him again. Sheriff Tompkins who has been in the country looking for the murderer since Monday morning returned home tonight. He furnished the following information to the press:

Newspapers Astray.

The newspapers are astray about the shooting. The men were gathered in the small dining room of Robert Wallace's home at Beechwood. His wife was Miss Demerant. The shooting took place at 9.30 on Sunday evening instead of 7 o'clock. When I arrived there I asked Sergeant McNally and Kearney why an effort had not been made to arrest the man who killed the shooting. They said it was not known until after midnight that the man was shot as nearly everybody in the place was drunk, and the murderer had over three hours' start. There was a small vigil room in the room where the alleged murderer was on the north side of the room, the witness, Digregario was in the south end and the murdered man was in the south end of the room. The men were shot across the table.

Not Captured.

Hartland, N. B., August 10.—Up to a late hour tonight the Italian murderer had not been captured, though the officers on the ground are making every effort to effect his capture. It is believed that he has found his way to the construction works along the Grand Trunk Pacific, where there are hundreds of Italians employed, and where he would be very difficult to trace, especially at this season of the year. It is the general opinion that he will not be captured unless his compatriots hand him over to justice.

Romantic History.

The history of Nicholas Legary is an interesting and romantic one. It is told on good authority that he is a member of a distinguished and noble Roman family of ancient lineage and that in his own right he possesses the title of count. As is the case with many of the old Italian families, their family circumstances were greatly straightened and Nicholas with the intention of restoring the family to its former position of wealth and splendor, set out to America to make his fortune.

Like many another immigrant he was disappointed to find that riches cannot be picked up in a day, and after trying various forms of work he was glad to get work with the C. F. B. as an interpreter, a position for which his superior education especially fitted him.

Since he arrived in Carleton county he had borne an excellent reputation among the people with whom he came in contact by his superior manners and evident education as well as his excellent character.

INTERESTING EVIDENCE AT KAY INQUIRY

Several Witnesses Examined Yesterday-- Case Will Last a Week.

Special to The Standard.
Moncton, Aug. 10.—In the Magistrate Kay inquiry today the first witness, Francis P. Murphy, barrister, testified that he had been employed by Daniel Madden when he was arrested in February last on a charge of tampering with a witness. Madden was arrested on Saturday evening about six o'clock, he went to see Kay and found him in his office. He asked for bail for Madden but the magistrate refused, saying that he would only grant bail with the court in session. Madden remained in the lockup till Monday morning when he was allowed to go on his own recognizance. Madden was afterwards fined \$50 but the conviction was quashed by Judge Wells.

Mr. Murphy cited other instances in which he alleged the magistrate had been arbitrary and unjust, refusing prisoners time to put in a defence and also being discourteous to counsel. Magistrate Kay has talked loudly and scolded him for asking for a stay of proceedings in the Madden case.

Hon. F. J. Sweeney, former Solicitor General, told his experience in Kay's court. On one occasion Magistrate Kay had said that in former days the police were under the control of criminals and intimidated that he had been rescued by the police to deprive him of his job, when he was arrested and returned to his position if he wanted it, but on another occasion when the magistrate referred to him as an agent of the press, he banged his desk and was very angry.

Mr. N. L. Rand, master mechanic of the Intercolonial Railway, said that on one occasion he had appeared in Kay's court as complainant in an assault case. His assailant was a man who the magistrate had made several brutal remarks to the witness and he had had a notion to fine him too. The witness said he believed the object was to injure him and have him dismissed.

County Secretary Taylor produced copies of Mr. Kay's accounts duly certified. City Clerk Magee said he did not know what became of the money paid to Kay for criminal prosecution in Moncton. He received nothing on the account as the cheques sent to Kay by the county were not included in the returns made by Kay to the city with but two exceptions.

J. C. Sherren, barrister, said that on one or two occasions the magistrate had threatened to commit him to the police cells.

Mr. A. N. Charters, barrister, told of alterations between the magistrate and police court clerk. The language was not of a loving nature and was loud enough to be heard on the street. It was too hot for him and he withdrew, as he did not want to be mixed up in the matter.

Mr. R. W. Hewson said he was passing on the street and heard an altercation between the magistrate and the clerk. He went up but as the argument was very hot he did not personally have to do with it. He is a magistrate. He was very little in the police court.

Mr. George L. Harris, barrister, said that for years he had refrained from going to the police court on account of the treatment he received from the magistrate Kay. He cited cases in which he claimed conviction had been made on insufficient evidence and others had been dismissed in face of the strongest evidence. It is thought the inquiry will last most of this week.

CONTRACTS LET FOR COURT HOUSE REPAIRS

At a meeting of the subcommittee of the building committee of the Municipality yesterday afternoon the contract for heating the registry office in the courthouse was awarded to Mr. F. H. Barr for \$335, and for painting the registry and sheriff's office to H. L. and J. T. McGowan, Ltd. for \$125.

At the last meeting of the Municipality it was decided that partitions should be put up in the registry office and a separate heating plant installed. The matter was referred to the buildings committee and Aid. W. Holder and Sproul were appointed to have this work and other repairs and improvements carried out.

Scene in The Depot.

A woman who by her actions appeared to be insane caused considerable excitement on the arrival of the Boston train last evening. She was accompanied by her husband, Mr. W. H. Blake, of Keystone, Mass., who said he was taking his wife to her brother, Mr. Abner Sedore, Sheffield street. The woman's face and arms were badly bruised and she attracted considerable attention by her behavior. Her husband intimated that he expected later to take her to the asylum.

ADMIRALTY HEARS HOME DELEGATES

Canada's Representatives State Policy Differing From That of Sister Nations.

Montreal Board Turns Down Suggestions of London Chamber of Commerce.

Special to The Standard.
London, Aug. 10.—Sir Frederick Borden and Hon. Mr. Brodeur yesterday met Mr. McKenna, Sir John Fisher, and other Admiralty officials in order to discuss certain technical points with regard to Canada's scheme for assistance in Imperial naval defence.

Canada, it is understood, is of the opinion that the Dominion should have a self-supporting navy, which should form an integral part of the Imperial navy in time of emergency. The other dominions are inclined to the view that a direct subsidy for Imperial defence should be provided. The fine technicalities are now being considered by a committee of experts and at the close of their deliberations a report will be submitted to the full conference.

Turned Down Request.

Montreal, August 10.—The council of the Montreal Board of Trade today gave a cold turnout to the request of the London, England, Chamber of Commerce that it support a resolution passed by that body urging upon the Asquith Government to give more attention to Imperial naval and military defence. The resolution was passed after a stirring address to the chamber by Admiral Lord Charles Beresford.

The Montreal Council decided that, as Sir Frederick Borden and Hon. Mr. Brodeur, were now attending a defence conference in London, the best plan to adopt would be to leave the continuation of Canada's attitude to them.

TWO BURIED IN RUINS OF SCAFFOLDING

Special to The Standard.
Fredericton, Aug. 10.—Ludlow Young received injuries that may prove fatal and William Barge was also painfully hurt in an accident at Zion Station on the Canada Eastern division of the I. C. R. yesterday afternoon.

With other men they were working on a new building being erected as a garage for Mrs. Annie McBean, a widow, on a corner business by a dressmaker. Suddenly the staging collapsed and the two men were carried with the impact, half a dozen bunches of shingles falling at the same time. The two workmen crashed through another staging and Barge was carried over an embankment into a lot of bushes. The other workmen managed to retain their positions on the roof and with others rushed to the assistance of the injured.

Mr. Barge was not badly hurt, unless internal injuries appear, but Mr. Young was terribly hurt. Besides having his collar bone broken, he suffered a dislocation of the shoulder, and had some minor ribs broken.

TEMPLARS IN SESSION AT FREDERICTON

Special to The Standard.
Fredericton, Aug. 10.—The Grand Lodge of the Independent Order of Good Templars opened its annual session here tonight with a large number of delegates in attendance. Most of the time this evening was spent with the reading of the credentials committee and tomorrow the Grand Lodge will complete business.

The heaviest rain storm of the season has been in progress all day and continues at intervals accompanied by a gale. Telephone and telegraph wires are down and considerable other damage has been done.

BIG HALIBUT TAKEN AT CLARK'S HARBOR

Two of the largest halibut that have ever been seen in Nova Scotia were caught at Clark's Harbor last week. Thomas Duncan caught one that tipped the scales at three hundred and eight pounds, and Cornelius Maxwell caught the other that weighed three hundred pounds. The fish created considerable excitement at Clark's Harbor, and many people came from a distance to see them.

Dominion Coal Co's Able To Supply All Orders

GOVERNMENT HAS BUSY DAY AT CAPITAL

Delegation From Drummonds Heard in Matter of Lumber Areas.

Special to The Standard.
Fredericton, Aug. 10.—The Provincial Government is in session here today, and will be here until tomorrow night if not longer.

Premier Hazen arrived from St. John on Monday and Provincial Secretary Fleming and Surveyor General Grimmer also arrived last evening. Hon. Robert Maxwell and Hon. Dr. Landry came in this morning, and Hon. John Morrissey came over from Newswater by the I. C. R. Lieut. Governor Tweedie arrived from Chatham this morning.

Fredericton, Aug. 10.—This evening the treasury board held its meeting. This afternoon the Government held a delegation regarding the applications of the Drummond Mine Company for a permit to cut lumber for use in development work at Gloucester county, property on block of 5 square miles under lease to the Adams Burns Co. and the Bathurst Lumber Company. W. F. C. Parsons, consulting engineer and O. S. Crockett, M. P., solicitor, appeared for the Drummond Company in favor of the application. The company agreed to pay all usual charges and to carry out all regulations of the Crown Land Department.

Dr. A. W. MacInnes, of St. John, and Walter Gilbert, of Bathurst, appeared for the Adams Burns Company, and Bathurst Lumber Company in opposition to the application. The matter was promised consideration. Mr. Gilbert was also heard relative to using rights on Nipisquit river on behalf of Nipisquit Salmon Club who claim that the building of railway to mines will interfere with their shore rights. This matter was also promised consideration.

Several other delegations were also heard and tomorrow morning the board of education will meet.

11 BURNED TO DEATH IN HOTEL FIRE

Special to The Standard.
Vernon, B. C., Aug. 10.—Eleven men were burned to death in a fire which destroyed the Okanagan hotel here today. Sixty-two people in their night clothes struggled for exit and 11 perished. Mr. Cigalet, one of the proprietors was killed. Loss \$25,000.

PROMINENT MONCTON MAN IS NO MORE

Special to The Standard.
Moncton, N. B., Aug. 10.—Capt. Isaac Carter, passed away this evening at the home of his daughter, Mrs. Maribeth S. Trider, in Moncton, in the 92nd year of his age. He had been born 92 on the 30th of this month.

MORE DELAY IN TRIALS OF AERODROME

Special to The Standard.
Petewawa Camp, August 10.—J. A. D. McCurdy says now that it is impossible to state when he will fly. "The wing surface of the new Aerodrome is not true," said he this morning. "And as I have no other machine here I cannot afford to take any chances."

Situation at Glace Bay Steadily Improves While Reports From Other Sections of the Disaffected Labor Districts Indicate More Trouble--Strike is on at Springhill and 1500 Men Are Involved.

Special to The Standard.
Glace Bay, August 10.—A notable feature of the strike conditions from the company's point of view, and from the view point of public interest and concern is that all local customers, including the steel plant, electric trams, ferries, cement plant, Dominion Tar and Chemical Company, and the wood factories and other industrial plants have been kept fully supplied with coal, and that an ample supply has always been found for domestic purposes.

The total output from the collieries and banking stations during the strike period, up to and including yesterday, has been 245,820 tons, the shipments by rail and water, during the same period, have been 221,282 tons, the difference 24,538 between these totals represents the quantity used by the coal company in running its own plant and the tonnage at present standing in cars and in the bins at the shipping piers.

Yesterday was a big day at the coal colliery, Nos. 1, 2, and 5. Dominion No. 2 hoisted about 1,250, its biggest day's work since the strike was declared. No. 5 (Reserve) produced about 1,100. Of the total of yesterday's output the pits also exceeded the output of bank stations were responsible for 5,900 tons. Indications now point to a steady and substantial increase from all of the pits, from this date until the close of the month, and a still larger output from pay day to the end of the month. This morning the company had standing in bins and cars about 16,000 tons.

Upwards of 175,000 Tons.

The company have still upwards of 175,000 tons at the banking station at Dominion Number 2, Bridgeport (No. 8) and at No. 12 (Waterford). Loading about 5,000 tons daily from three banks will permit a supply from this source until about September 20. Taking 11,000 tons as the average daily production, the total that may be received from this date to September 20, will be 385,000 tons. The pits producing during these six weeks 6,000 tons daily will give 216,000 tons also from today until November 1, the company without increasing its rate of output further, will then be able to count upon about 600,000 tons up to the closing of navigation on the Gulf. After November 1 the company could continue to Montreal and points intervening.

Sydney Mines, N. S., Feb. 10.—It was generally expected that a meeting of U. M. W. local union would be held tonight to decide when to call the men out on strike in the collieries of the Nova Scotia Steel and Coal Co. but it was decided to hold a regular meeting of the local lodge tomorrow evening to be followed by the open air mass meeting to be addressed by James Simpson, vice-president of the Trades and Labor Congress of Canada and others. There is a feeling however that a strike is imminent and the presence here of several of the U. M. W. leaders during the past few days adds to the general unrest.

DISPOSITION OF FORCES.

The United Mine Workers have their greatest strength in No. 3 colliery, while at Nos. 1, 2, and 5 the U. M. W. men predominate to such an extent as to render a strike ineffective outside of No. 3, and it is claimed by F. W. A. Meza that even the latter colliery could be kept in operation by the closing down of one of the other mines and transferring the men to No. 3.

Before a strike is declared a vote of the local lodges will be taken and this, according to David Nelson, local board member, will not be done until the week. Mr. Neilson further stated that so far as he knows the U. M. W. at Sydney Mines had no intention of striking.

Springhill, Aug. 10.—In accordance with the resolution passed last night the men walked out this morning at 7 o'clock, and as the work shift did not turn up to go to work the mines stood idle. About 1,500 men are involved in the strike, including both the miners and mechanics. The latter are the firemen, engine drivers, foremen, etc.

Operations Abandoned.

No attempt is being made at present to mine coal as there are no miners available. So far there has been no intimation of trouble on the railway operated by the company, but it is thought that sympathy with the miners may lead the railway men to take action later.

General Manager Stewart in conversation with your correspondent today, stated that their position in the matter had been fully reported before the Longley Board of Conciliation a fortnight ago when they submitted their case to the decision of the board. As a result of the decision of the board, the miners had refused to be governed by the finding of the board there was nothing that the company could do to alter the situation. The present situation had not changed their views one iota and they intend to adhere to the stand they have taken. The company intends to fight to a finish, but Mr. Stewart today refused to state what steps they intended to take.

Trouble Not Anticipated.

It is not expected, however, that any attempt will be made to bring in outside workers at present and while the present situation continues no serious trouble with the strikers is anticipated.

The announcement was made today that all men who wish to do so may return to work under the old conditions, and that if they do not do so when the strike is ended and the men return a reduction of 10 per cent in wages will be made.

The fact that the town of Springhill is almost entirely dependent on the mine workers for existence, the strike is a very serious matter to the citizens. The men claim that they are in a position to endure a long period of idleness, and they have been promised the support of the U. M. W. As the company is equally determined the prospects are that the strike will be a long one, and the immediate future looks very gloomy to the people of Springhill.

procure tickets from members of the committee.

The Temple of Honor excursion, which was to have been held yesterday will take place on Friday. The excursion will leave by the steamer May Queen, and the programme etc., will be the same as previously announced.

BOY STABS BROTHER IN HEATED QUARREL

Special to The Standard.
Toronto, Aug. 10.—Charles Davidson, a lad, is in custody here charged with stabbing his brother, William John Davidson, in the neck at the table about a razor and it is alleged that Charles stabbed the brother, who is not expected to live.

MURDER CHARGE

Bobayzeon, Ont., Aug. 10.—The coroner's jury investigating the death of Mrs. Joseph Hunter on Saturday last, this afternoon returned a verdict of wilful murder against her husband, the proprietor of the Royal Hotel.

MUST ANSWER

Special to The Standard.
Doboyzeon, Ont., Aug. 10.—The coroner's jury investigating the death of Mrs. Joseph Hunter on Saturday last, this afternoon returned a verdict of wilful murder against her husband, the proprietor of the Royal Hotel.

BOYS IN SWIMMING NEAR TRURO MAKE GRUESOME FIND

Special to The Standard.
Truro, N. S., Aug. 10.—This morning while some boys were swimming in the Salmon River, just below the Iron bridge, which joins Truro and Bible Hill suburb, a gruesome find was made. It was the body of a man, subsequently identified as John MacKinlay, a farmer of North River, a few miles away. A short time ago he sold his farm, and has since been living near Truro. He was a married man of 70 and of late despondent.

Head in Bag.
When found his head was in a bag and weighted down with a stone weighing 76 pounds. A coroner's inquest commenced this afternoon, but after hearing a number of witnesses, adjourned till tomorrow at 2 p. m., to enable a post mortem examination to take place. Certain of the jury regard the condition of the body, especially the head and face, as suggestive of foul play, but not unlikely done by eels, which had disfigured the face. It is likely a case of suicide, as the deceased had recently announced his intention of shooting or drowning himself.

GOVERNMENT CROP REPORTS PROMISE LARGE RETURNS

Special to The Standard.
Ottawa, Aug. 10.—The census and statistics office gave out today its reports for the end of July. The field crops and live stock, it says, are not uniformly good, but they are chiefly the whole a very satisfactory condition for all parts of the Dominion.

Timely rains at the end of June and frequent showers throughout July proved to be very helpful, and there are only few localities where all the crops are under average.

The fall wheat has done well in parts of Ontario where it is chiefly grown; it was cut early and sathed in fine condition. Reports of threshing already made show averages ranging from 20 to 35 bushels per acre, and the estimated average for the Province is 23 1/2 bushels for an area of 58,000 acres in crop.

Alberta's Crop Killed.
Alberta is the only other Province

growing a considerable quantity of fall wheat, and there fully one-third of the area sown was killed by hard winter weather. The \$1,000 acres harvested has an estimated yield of 23.40 bushels per acre.

It was too early at the end of June to get estimates of spring grains for the Maritime Provinces, but for Quebec, Ontario, Manitoba, Saskatchewan and Alberta with an area of 7,922,200 acres in spring wheat an estimated yield is 22.07 bushels per acre, which makes an aggregate of 159,662,000 bushels. Spring and fall wheat in five Provinces show a total of 175,223,000 bushels, grown on 7,684,300 acres.

Last year's yield area in wheat in the same Provinces was 6,610,300 acres an estimated yield at same date 136,265,000 bushels. For Manitoba, Saskatchewan and Alberta estimated yield this year is 167,464,000 bushels, and last year at same date it was 110,534,000 bushels.