

MCKINLEY'S ASSASSIN,

Leon F. Czolgosz, Found Guilty of Murder in the First Degree.

The Address of the Counsel and Judge's Charge.

BUFFALO, N. Y., Sept. 24.—Leon F. Czolgosz, alias Fred Nieman, was today found guilty of murder in the first degree by a jury in part three of the supreme court in having on the 6th day of September shot President Wm. McKinley, the wounds inflicted by such gunshot wounds afterwards resulting in the death of the President. The wheels of justice moved swiftly. The trial of the assassin consumed eight hours and 28 minutes, and covered a period of only two days. Practically all of this time was occupied by the prosecution in presenting a case so clear, so conclusive, that even had the prisoner entered the plea of insanity, it is doubtful if the jury would have returned a verdict different from the one returned today.

The announcement made this afternoon by the attorneys for Czolgosz that the eminent alienists summoned by the Erie County Bar Association, and by the district attorney to examine Czolgosz and to determine his exact mental condition, had declared him to be perfectly sane, destroyed the only form of defense that ex-Judges Lewis and Titus could have put together.

Before adjournment, Justice White announced that he would pronounce sentence upon the defendant on Thursday afternoon at 2 o'clock. The prisoner was at once taken through the tunnel, under Delaware avenue, back to the jail. To all appearances he was in no way affected by the result of the trial.

The crowd gathered at city hall today was the largest since the arraignment. People were lined up on both sides of the big rotunda on the second floor when court convened, and fringed the stairs leading from the floor above. There was no demonstration, except that of curiosity. A large number of women saw today's proceedings.

At 2:45 this afternoon District Attorney Penney abruptly announced the case of the prosecution was ended. Ex-Judge Lewis arose slowly and, addressing the court, said the sudden close of the case against Czolgosz was a surprise to him and his colleagues. They had no witnesses to call for the defense. He asked the court that he be allowed to address the jury at once. The court consented and the venerable jurist began an address that will long be remembered by those who heard it. Ex-Judge Lewis said:

"Gentlemen of the jury: A calamity has fallen upon this nation through the act of this man, but the question is whether his act was the act of an insane man. If an insane man, it is not murder, and he should be acquitted of that charge. He would then, of course, be transferred to an asylum."

"Much discussion has occurred in our midst and has been called to my attention as to the propriety of any defense being interposed in this case. Many letters have been received by me since I was assigned with my associate to defend this man, questioning the propriety of a defense being attempted. You, gentlemen, know, perhaps, how Judge Titus and myself came into this case. The position was not sought by us, but we appear here in performance of a duty which we thought devolved upon us, notwithstanding it was an exceedingly disagreeable one. His honor, the judge, who presides in this trial as a justice of the supreme court, is here because the law makes it his duty to sit and preside at this trial.

"Our very distinguished and able district attorney has made this accusation because the law makes it his duty to do so. You gentlemen are sitting there because you were commanded to be so.

"The defendant's counsel appear here because under our system of jurisprudence no man can be placed on trial for the high crime of murder, the penalty of which, under the law, is death, without the assistance of counsel. The court has the power to designate counsel to appear in the case unless they can make some reasonable excuse and succeed in being relieved of the duty.

"Gentlemen, when they become members of the legal profession, they become members of the court. They are compelled, if assigned, to defend a criminal, or, rather, the one who is charged with a crime. They are compelled to respond to and accept the duty unless they can present some reasonable excuse, and if they refuse to perform that duty they are guilty of a misdemeanor and are liable to punishment by the court.

"So you see, gentlemen, if any simple-minded, thoughtless person should entertain the notion for a minute that the counsel who appear in this case are doing something which they ought not to do, that person is laboring under a very serious misapprehension, as to the duties devolving upon a lawyer. The defendant, no matter how serious a crime he has committed, is entitled under our laws to the benefit of a trial. In the case of murder he must have a trial.

"You sat there and listened to the defendant's plea of guilty when he was arraigned at the opening of this term, but the law of our state will not permit him to plead guilty to such a crime as this. The law is so careful of the rights of its citizens that it will not permit a man to plead guilty to this crime of murder, or even after he has conceded his guilt in this case, it is incumbent upon the court to insist that the trial should proceed and that the people should establish

beyond a reasonable doubt that the defendant was guilty of the crime charged against him.

"There are in our country individuals, not, I hope, in very large numbers, but we know they are scattered all over our country, who think that as a case like this, or even in charges of much less degree, it is entirely proper that the case should be disposed of by lynch or mob law. We can hardly take up a paper without we learn that in some part of this free and independent country, some man has been murdered on the suspicion or belief that he was guilty of some crime. This state of things does not exist in our community but it does in some parts of our state, as every intelligent man knows.

"It is charged here that our client is an anarchist, a man who does not believe in any law or in any form of government. And there are, as we are told, other individuals who entertain that opinion. We all feel that such doctrines are dangerous, are criminal, and are detestable to the community in government in time if they are allowed to prevail.

"Gentlemen of the jury, while I believe firmly in that, I do not believe it creates a danger to this country equal to the belief, becoming so common, that men who are charged with crime shall not be permitted to go through the form of a trial in a court of justice, but that lynch law shall take place of the calm and dignified administration of the law of our country.

"When that doctrine becomes sufficiently prevalent in this country, if it ever does, our institutions will be set aside and overturned, and if we are not misinformed as to the state of mind of some people in some parts of our country, the time is fast approaching when men charged with crime will not be permitted to come into court and submit to a calm and dignified trial, but will be strung up to a tree on the bare suspicion that some one may have charged that they committed some crime.

"It is not long since I read in a paper that a colored man in the south had his life taken because he had insulted a white man. What it was the paper did not say, but he was strung up. I suggest, gentlemen, that class or community who are crying out in our cities and are sending letters to lawyers suggesting that the man who is charged with the crime that this defendant is should not be permitted to have a trial before a court of justice.

"I submit that they are a more dangerous class to the community than the anarchists about whom we read so much.

"Now, it is the duty of every American citizen, or of every good man, to stand firmly by the law and put his voice against any idea that a man should be punished for any crime until he is proven guilty in court, beyond any reasonable doubt.

"My associate and myself are here to uphold the law. Some weak minded people entertain the notion that the lawyer who appears in defense of a defendant is in court to obstruct the due process of the law, to balk justice and to delay by technicalities. But every man who knows the members of the bar understands that this is not so. My associate and myself are here for the same purpose that the learned district attorney is here for—to see that this trial progresses in a legal, orderly and proper manner, and must in every way possible put down and suppress this feeling that cases may be disposed of without the intervention of courts of justice.

"This trial here is a great opportunity to the world. Here is a case where a man has stricken down the beloved president of this country, in broad daylight, in the presence of hundreds of thousands of spectators. If there was ever a case that would excite the anger, the wrath of those who saw it, this was one, and yet, under the eyes of the president, 'Let no man hurt him,' he was taken to court in our prison, indicted, put upon trial here, and the case is soon to be submitted to you as to whether he is guilty of the crime charged against him. That, gentlemen, speaks volumes in favor of the orderly conduct of the people of the city of Buffalo.

"The defendant has refused on almost every occasion to talk with his counsel. But I know there is in every human being a strong desire to live. Death is a spectre that we all dislike to meet, and here this defendant, without having any animosity against our president, without any personal motive, so far as we can see, committed the act which, if he was sane, must cause his death. How can a man whose mind performs such an act? The rabble in the streets will say no matter whether he is insane or not, he deserves to be killed. The law, however, says that you must consider the circumstances and see if he was in his right mind or not when he committed the deed. If you find he was not responsible, you would aid in lifting a great cloud from the minds of the people of this country. If the beloved president had met with a railroad accident and been killed, our grief could not compare with what it is now. If you find that he met his fate through the act of an insane man, it is the same as though he met it by accident. I had the profound respect for President McKinley, I had the respect for President McKinley, I had the respect for his public career, and he was one of the noblest men God ever made. His policy we care nothing about, but it always met with the profound respect of his death was the saddest blow to me that has occurred in many years."

MOUNTED TROOPS IN SOUTH AFRICA.

Major Merritt Thinks Canada Could Produce a Mobile Body.

Body

OTTAWA, Sept. 21.—The Journal publishes the following interview with Major Merritt in regard to the efficiency of the mounted troops which were engaged in the South African war:

A letter regarding mounted soldiers and the Boer war was reprinted a day or two ago by the Journal from the Toronto Globe, written by Major W. H. Merritt of Toronto, who is at present here at the musketry school at Rockledge.

The letter raised some points of interest, and as Major Merritt saw very exceptional service in Africa, where for nearly a year he was aide-de-camp to General Buller, commanding the colonial division of the Cape Colony, a Journal reporter called on him yesterday to ask some questions regarding points in his letter. Major Merritt referred to the unsatisfactory equipment of the mounted troops, or other troops operating in South Africa, and of the mounted corps of eastern Canada.

When first spoken to the major was somewhat indignant that the word "efficiency," as it appeared in his original letter, should have been printed "confidence."

On being asked what changes from those existing in the Imperial Yeomanry he advocated, Major Merritt replied that he did not think at this moment he could do much good to enter into details, but he contended that the difficulties existing in Canada at present wanted in South Africa, which if properly handled would result in a force more mobile, and more effective for those reasons, than any which he had seen there.

He said that of course the Cape Colony and Natal Yeoman made splendidly equipped irregular forces, but they unfortunately could not do so because of requirements which could readily be supplied from Canada, as local conditions here had developed exactly what was needed to supplement the lacking conditions of mobility on the British side.

"THE CANADIAN RANGERS."

It may be remembered that Major Merritt was authorized by the Imperial government to raise a mounted corps in Canada if the Dominion government consented to accede to the terms of the Imperial Yeomanry, and the authority has not been given. Major Merritt said yesterday that a constant complaint of his South African colonials was that they could not get such facilities and advantages as Canadian conditions permitted was the factor which made him regret keenly the seeming hanging-back of the Canadian government in the request of the British government for "The Canadian Rangers" for service in South Africa.

"But do you think the men could be got?" Major Merritt was asked. "I believe," he replied, "that far from the people of Canada having lost all interest in the desire to stand side by side with our comrades from Australia, New Zealand, and South Africa, and with the volunteers and yeomanry of the motherland, who are all still fighting month after month, that we could raise half a dozen more regiments of mounted troops. You must remember, he added, "that because of the nature of the service, and military experience, a rate of pay for N. C. O.'s and men of from \$125 to \$225 is offered, with everything else that the Imperial government would be disbanded in Canada at the end of the war, and the whole thing would not cost Canada a cent, and much money spent in the country to house and equip the corps."

In reply to a remark of the reporter that he remembered seeing some sort of statement that the Dominion government had made an offer recently which had been refused by the war office, Major Merritt said that he did not feel at liberty to go into particulars, but he would say that as the government seemed to contend that he should not have sent an offer through the Canadian high commissioner, and he wished was that a second offer had been made through the usual channel he might be sent on to the British government.

"I believe," said the Journal, "you are taking a course of musketry here, if you will excuse the question, is it not strange that after a recent campaign you should go to a school for the rudiments of fighting?"

The major laughed and answered that he did not mind the question at all.

"This question," he said, "from a fighting point of view, is by all odds the best for infantry and mounted corps that has been inaugurated in Canada. In the other schools much time is taken up in learning details connected with barracks room life and parade movements that never take place before an enemy, and are not necessary for 'citizen soldiery,' but in the course at Rockledge the whole instruction is in the actual art of 'killing' (as the Boers say) with a rifle.

"Supposing every man in Canada was an expert with the rifle, and understood the ordinary movements of riflemen under control of a leader, what an army we would have," continued the major. "Well, that is where we would be if the simple and practical course of instruction given here was carried broadcast through Canada."

"Of course," he concluded, "I am first and foremost, and all the time, a lover of cavalry, and, with increased facilities for mobility there is nothing to prevent the now prevalent idea that cavalry must have, at all times, the very best shooting iron going, no matter what it is. Hitherto no attention has been paid to the rifle by my arm of the service and that is why I am trying to get the best rifle in the world."

To a reference to Major Merritt's allusions to the "unsatisfactory" condition of the Eastern Mounted Corps and an enquiry as to why the word "cavalry" was used, the answer given was that in the matter of mobile efficiency he believed there was no comparison between the splendid practical efficiency of the Mounted Police of the N. W. T., and the less satisfactory conditions of the corps of eastern Canada; that he knew nothing, or had asked nothing, about the arrangements connected with the mobilization of the mounted corps that went from Canada to South Africa, but he would not be surprised that if the Mounted Police had had complete control of the equipment of a corps for South Africa something much nearer the mark would have been obtained than was the case.

BIRTHDAY ANNIVERSARY.

Family Re-Union at the Home of Count Richard Lutz to Celebrate His 74th Birthday.

(Moncton Times.)

The some of Count Richard Lutz, Steeves Mountain, was the scene of a happy re-union of members of the family and friends on Friday last, in honor of Mr. Lutz's 74th birthday anniversary. There were present to celebrate the occasion nearly all of Mr. Lutz's sons and daughters, some forty-three grand children, two great-grand children and a large number of friends. The day of the evening's party was spent at the home of Mrs. Fletcher Rogers, Houlton, Me., and Mrs. Arthur Fowler, Birtumut Ridge, and three sons, Douglas, D. N., C. R. station agent at New Mills, and German, Bonnell's Corner. The unavoidable absentees were Mrs. Joseph Lutz, Steeves Mountain, and John Lutz, station agent at Bellefleur, Messrs. John, Joshua and Zachariah Lutz, Steeves Mountain, and Mrs. David Tates and Mrs. Wm. Matthews of Moncton, brothers and sisters of Count Lutz, were also among the guests. During the evening Mr. Lutz was presented with a handsome easy chair, accompanied by an address, which was read by I. B. Humphrey, station agent at Harcourt, an old friend of the family.

Mrs. Lutz was also remembered, being presented with a serviceable cape. After the presentation, luncheon was served and this part of the evening's proceedings proved to be not the least interesting feature of the programme. The balance of the evening was spent by the adult members of the happy circle in social chat, while the younger generation spent a most enjoyable time with games of different kinds. On the whole a very pleasant time was spent and Mr. and Mrs. Lutz were wished many more years of united happiness.

Count Lutz, although 74 years of age, is still hale and hearty and very active for one of his years. He is held in high esteem by the community in which he lives and has ever been a friend. He has served at the municipal board and has been elected at the head of the poll almost every time he offered. Count Lutz was born on the Salisbury road, about four miles above Moncton, and when about ten years of age he removed to Steeves Mountain, where he has lived ever since. He has served on the board of school trustees in his district ever since the establishment of the free school law and is altogether well regarded by those who know him best as an exemplary and most trustworthy citizen. His friends in other parts of the country will wish many more of such pleasant anniversaries as recorded above to Count Lutz, in return for the municipal board of this year, has probably served his last term.

When you ask for Headache Powders be sure to get KUMFORT. Never accept a substitute. It is better to be safe than sorry and you may be sure that KUMFORT are the best. All Druggists in 10 and 25c. sizes.

LOCKE "NOT FIT."

HALIFAX, N. S., Sept. 21.—Some time ago Sydney Locke, one of the most prominent men in western Nova Scotia, killed his three children at Lockeport by shooting. He was arraigned today before Judge Meagher and a jury on a charge of murder. Evidence was put in to show that Locke was insane. This jury after being out fifteen minutes, returned a verdict of not fit, meaning that owing to insanity the prisoner was not in a condition to be tried. He will be left for the governor to confine in some place until such time as he becomes fit to stand trial.

A SMALL TRIBUTE TO THE MASTERY OF PRESIDENT MCKINLEY.

Mourn, all countries! Toll, sad bells! And walk with hushed and quiet tread! For the leader of a nation lies Peaceful-silent! Cold and dead! While the old flag he loved well is flying at half-mast! And every nation on the globe Stands speechless and agast— At the Swedish hand and, Implored by words of hate, Unmoved a bullet, swift and sure At a hero good and great. And we cry with trembling voice— God! Our help must come From thy great and tender heart of love; Thy will—not ours—be done. "Good-bye! Good-bye to all!" Thy cavalry must have its way! And quietly the martyred one Sank to his long rest. He does not hear our cries; He does not feel the thrill That stirs the land from east to west. For he lies peacefully at rest. So wreath sad emblems! Toll, deep Lolls! And walk with quiet tread; And with the hero of a nation lies Peaceful-silent. God and dead. R. SPURLIN, M. D. "Safe in the arms of Jesus!"

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WESTIMORLAND CO.

News from Sackville and Point du Chene.

SACKVILLE, Sept. 21.—Rev. Samuel Howard of Bay Vert, who went west on the harvesters' excursion about five weeks ago, returned yesterday. He reports having a very enjoyable trip.

The death of Mrs. Alphaeus Read (nee Maggie Ward), took place at her home at Upper Rockport on the 18th instant. Deceased had been in failing health from consumption for about three months. She leaves a husband and four small children, the eldest about eight years old. Mrs. Read was 34 years of age.

Mount Allison University opened on the 18th inst. and students are arriving by every train. The freshman class will be larger than the average.

POINT DU CHENE, Sept. 21.—Bark Bertha, Jensen, cleared on the 18th for River Mary, but on account of head winds is still in port. Bark Finn, Mahoney, arrived this morning from Pictou, where she has undergone thorough repairs. She now sails from Pictou, N. S. She will take the cargo of the Sun, mechanical stand, and propeller of the King's Dining room. The ceremony was performed by Rev. B. N. Nobles. About fifty of the friends of the young couple were present and sat down to a substantial supper. There were numerous and appropriate presents, as the bride and groom are a most popular young couple, identified with church and other organizations in the west end. They leave today for a trip to Queens county, and on their return will reside on the City road.

McLEOD-PARKER.

A very happy event took place at the residence of Samuel W. Betoye, Middle street, Carleton, on Tuesday, when his granddaughter, Miss Amanda B. Parker, was wedded to J. Ernest McLeod of the Sun, mechanical stand, and propeller of the King's Dining room. The ceremony was performed by Rev. B. N. Nobles. About fifty of the friends of the young couple were present and sat down to a substantial supper. There were numerous and appropriate presents, as the bride and groom are a most popular young couple, identified with church and other organizations in the west end. They leave today for a trip to Queens county, and on their return will reside on the City road.

SAVE THE HANDS.

PURE, HARD SOAP.

Surprise soap makes them soft and smooth, allowing the housewife to take up fine sewing or other light work without the slightest discomfort. Surprise soap will not injure the hands, because nothing but the purest materials enter into its making. That's why it is known from coast to coast as a PURE, HARD SOAP.

And that's why it is called a perfect Laundry Soap. These are other good things that surprise for you in Surprise Soap.

St. Croix Soap Mfg. Co. ST. STEPHEN, N. B.

A LOVER'S GIFTS.

(Fredericton Herald.)

Squire William Harrison of Sheffield is engaged this week in hearing evidence in a rather unique and spicy law suit. The plaintiff is Charles W. McBeath, and he is seeking to recover from John Jordan by process of law the value of certain articles, which he claims Mr. Jordan's daughter, Sadie, procured from him on the strength of a promise of marriage, which promise she failed to keep. He submitted to the court the following inventory of the articles or gifts which he bestowed upon Miss Jordan, while laboring under the belief that she was to share his joys and sorrows:

SHEFFIELD, Sunbury Co.

John Jordan

To Chas. W. McBeath, Dr.

Articles. Value.
1 red dress \$ 1.50
1 blue dress 2.40
1 cape 2.00
1 pair shoes (size not stated) 1.35
Another pair do. 1.20
2 pairs rubber shoes 2.00
1 night dress 1.00
1 pair kid gloves 1.00
1 sett pins25
1 engagement ring 3.00
3 photos50
2 handkerchiefs 1.00
1 handkerchief75
1 handkerchief50
1 collar button10
1 purse25
1 second-hand pair20
4 cards10
3 bottles perfume50
2 stick pins20
Cash at different times 6.85

Total \$24.24

By 1 pair black gloves 30

To balance due \$24.94

Squire Isaac Stevenson appeared in the inter ests of the defendant, and seems to be making out a very good case. A large number of spectators are in daily attendance at the court, and great interest is being taken in the proceedings. The plaintiff declares that if the case goes against him he will institute proceedings against Miss Jordan for breach of promise.

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Annual Ex

John Ag

At Moosepat

Successful

The annual John Agricultural path park. To many respect have ever held excelled any of the province. exhibited about chiefly Jersey it was a most shows that the improvement of the province who made the grand display, Joseph J. Lewis, J. Fred J. M. Donovan, sheep and swill. Horses ranging animals numbers, and to determine y.

The poultry thing, and me time in looking were all very improvement. The director every shows. P. everybody see better than the prominent those who visit the club. The director every shows. P. everybody see better than the prominent those who visit the club. The director every shows. P. everybody see better than the prominent those who visit the club.

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