

The Evening Star

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GAYNOR CHEERY; CASE IS HOPEFUL Barring Complications All Looks Favorable

BULLET THERE YET

X Rays Show it Has Been Split in Two—Police Close Street in Which Hospital is Situated

New York, Aug. 10.—The following bulletin on the condition of Mayor William J. Gaynor, who was shot and dangerously wounded yesterday by James J. Gallagher on the steamship Kaiser Der Gross, was issued at 7.30 o'clock this morning.

The mayor has rested comfortably since 6 o'clock. He has taken nourishment and at the present time his condition, in the opinion of the attending physicians, is satisfactory.

NEPHEW OF ROOSEVELT ASPIRES TO CONGRESS

Theodore Douglas Robinson, New York real estate operator, and nephew of Col. Roosevelt, who is anxious to get into congress as the representative from the Ontario-Herkimer district. He is twenty-seven years old.

IRISH FISHERIES

TURN OUT POORLY

Disappointing Reports Are Received—Best News from South and East

Cork, Aug. 10.—Irish fishermen are having a bad year. That is clear from the reports from fishery centers. The past quarter's fishing in the Derry district was disappointing, especially as regards the herring fisheries.

IN TANGLE OVER CLAUSE IN THE WILL Equity Court Dealing With Matter of Bequest by Catherine Murdoch to Presbyterian Church

The case of R. Keltie Jones, executor of the will of the late Catherine Murdoch, plaintiff, and St. Stephen's church, the Board of Trustees of the Presbyterian Church in Canada, eastern section and The Natural History Society of New Brunswick, defendants, came before Equity Judge Justice Lawrence for hearing this morning.

The case is thought by the executor to be a test case, inasmuch as it involves the construction of one of the charitable clauses in the will which reads as follows: "I give and bequeath the sum of \$1,000 to be paid by my said executor, to the Aged and Infirm Ministers' Fund in connection with St. Stephen's Presbyterian church in the city of St. John."

There is one other alternative, namely, that either the board nor St. Stephen's church can enforce the will of the will, and that therefore the bequest lapses, and becomes part of the residuary estate.

The board of trustees of the Presbyterian church in Canada, eastern section, contend there is no such fund in connection with St. Stephen's church; but that the board control the Aged and Infirm Ministers' Fund. The St. Stephen church claims control.

The corporate name of the Natural History Society is The Natural History Society of New Brunswick and the trustees of the Presbyterian Church of St. John in the city of St. John and the St. John Natural History Society, to be divided between them share and share alike.

The morning session was taken up with the reading of the will papers and the execution of Peter Campbell, who testified that the trustees of St. Stephen's church had no control over the property contributed to the Aged and Infirm Ministers' Fund.

The court adjourned until 2 o'clock this afternoon.

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Teachers are Taking Well to Drill Work

Make Excellent Progress in Course in Fredericton—St. John Man Gets York Contract

Fredericton, N. B., Aug. 10.—(Special.)—Edward McCreary, for more than thirty years an employe of Fredericton Boat Company, died at his home here last evening after a brief illness. He is survived by his wife and family.

The school teachers who are taking the military course at the Royal Regiment here are making excellent progress. They were recently examined in squad drill and rifle exercises, and all passed with commendation.

Arthur Betsy, of this city, Rhodora scholar from Acadia, has been appointed to the staff of Wisconsin University.

Spread of Sleeping Sickness

Bordeaux, Aug. 10.—The steamer Afrique which has just arrived here reports that sleeping sickness is ravaging new districts in Equatorial Africa.

Four Cents for Every 100 Flies

Washington, Aug. 10.—Four cents a hundred is the price which has been placed on the heads of flies in the District of Columbia. This is the stimulus which Washington boys have been aroused by their mothers to abolish the typhoid-breeding house fly.

The Times' New Reporter

Others may have been out late last night. There is no certainty that all of them would see the morning paper before six o'clock. Imagine the shock to a man, say at 10.30 a. m., to learn from a neighbor who had read the paper that he should have been at the ferry boats at 6 o'clock.

The work repairing the East Side ferry boats will be commenced this morning at 6 o'clock. The superintendent of the permanent military camp at Aldershot, and for this purpose a new royal residence is being built in the camp itself.

TWO MORE DIPHTHERIA CASES AT CAMPBELLTON BUT TYPE IS MILD

Fire From Stone Pipe Sets Tent Ablaze and Causes Excitement—Permits Necessary Now Before Structures, Permanent or Temporary, May Be Started—Relief Fund Now \$65,000

Campbellton, N. B., Aug. 10.—(Special.)—Two additional cases of diphtheria developed yesterday and were immediately isolated. Both cases are of a very mild type and the patients are comfortably settled.

Excitement was caused yesterday in the tented city when one of the large square tents caught fire from a stove pipe. The fire department quickly put the fire out and saved the contents of the tent.

LORAIN FLYS SAFELY OVER THE IRISH SEA Actor-Aviator Refused to Let Failure of Previous Flights Discourage Him

London, Aug. 10.—Robert Loraine, an actor, qualified as an aviator yesterday by making a splendid flight across the Irish Sea, a distance of more than fifty miles from Blackpool (Eng.) to Llandudno, on the coast of North Wales.

Loraine had already attempted some attempts by dating conditions in the air and last spring at Pau fell from a height of thirty feet and was painfully injured. In July he attempted a flight from Bourne-mouth to the Azores and return but was caught in a storm and lost his bearings.

Today's feat was accomplished without a hitch.

Scene of Splendor in Montreal Streets

Magnificent Arches and Decorations for the Time of Ecumenical Congress

Montreal, Aug. 10.—On September 9, the final debate carries the sacred pages of the streets of Montreal. The high arches at the altar on Fletcher's Field. His Eminence and the attendant staff will pass between decorations of a splendor and magnificence never before seen in Montreal.

Now they demand that they be permitted to manage their own affairs in their own way, instead of having them managed from London, as at present.

Manifisto Signed by Twenty-One M. P.'s is Presented to the British Government

London, Aug. 10.—Now it is Scotland that demands home rule. Twenty-one Liberal members of parliament from Scotland have issued a manifesto declaring that the time has come when that country should be ruled by the Scottish people.

Commission at Summerside Today

Charlottetown, P. E. I., Aug. 10.—(Special.)—The technical education commission concluded work yesterday with public meetings in the parliament buildings.

Forest Fires Rage in Yellowstone Park

Livingston, Mont., Aug. 10.—Three forest fires are raging in the Yellowstone Park. It is believed, however, that they will be under control before great damage is done.

Convicted in His Absence; Says the Verdict is Wrong

Winnipeg, Aug. 10.—(Special.)—Pierre Vinkler, a Belgian, who was sentenced in his native land, during his absence, to six years' imprisonment for crime against life, was before Judge Gunn yesterday for extradition proceedings.

Cholera Sweeps People Away by Thousands

St. Petersburg, Aug. 10.—Professor Rein, of the medical faculty of the university, who is an authority on infectious diseases, describes the present outbreak of cholera in Russia as an imperial danger.

CANADA'S CLAIM INDISPUTABLE

Hudson Bay and Adjoining Regions All Ours

GATTLE RESTRICTIONS

Renewed Effort in England to Have Barriers Lowered—Australia Providing for £7,000,000 Federal Note Issue—Mr. Root Continues Address at the Hague

Times' Special Cable London, Aug. 10.—The Morning Post, reviewing the history of the ownership of Hudson Bay says that Canada possesses an indisputable and clearly defined claim to the bay and adjoining regions.

The London Northwestern Railway is making special preparations for conveying to the Queen's Own Rifles to Aldershot. While in London they will be quartered at the Duke of York's schools, Chelsea.

Scottish Liberals Now Seek Home Rule

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Seek Old Wreck and Wealth in Gold

Search for Bones of the Hornsby Castle Which Went Down in 1824

London, Aug. 10.—A search has commenced in the sea near the Great Orme, Llandudno, for gold amounting to \$300,000, which has been buried beneath the waves since the wreck of the Hornsby Castle in 1824.

Betting Even on the Arnst-Barry Race

Livingstone, Rhodesia, Aug. 10.—Betting is even on Arnst and Barry for their sculling match. Arnst is in good shape and at normal weight. Barry's ankle is sufficiently well to allow of strong exercise.