

POOR DOCUMENT

MC 2035

THE EVENING TIMES AND STAR, ST. JOHN, N. B., WEDNESDAY, OCTOBER 15, 1919

GRAND JURY FINDS NO BILL IN CASE AGAINST NOWLAN

Man Charged With Killing
Richard, Dominion Police
Officer, is Given His
Liberty

JURY CONSIDERS
TWENTY MINUTES

Four Hours Spent in Hearing
Evidence and Defence Puts
Forth Opinion That Officer
Accidentally Killed Him-
self — Chief Justice Mc-
Keown Approves Finding.

Richibucto, Oct. 14.—The case of Albert Nowlan, charged with murder, which was up before the Kent circuit court today, His Honor Chief Justice McKeown presiding, was dismissed, the grand jury having found no bill, and the prisoner walked out of the dock at 5 o'clock a free man. The jury was out for four hours to hear the evidence of the twelve witnesses and after deliberating for about twenty minutes it returned, stating that no bill was found against the prisoner. They stood seven for no bill and four for true bill, only eleven jurors being present.

His Honor after hearing the verdict of the jury said that in view of the evidence submitted he did not see how they could have returned any other verdict.

The prisoner was very calm throughout and when he was brought into the dock to hear the decision of the court he showed not the slightest emotion. When the judge announced to him the jury's decision and proclaimed him a free man he did not appear to understand as he evidenced no feeling of any kind and it was not until his friends shook him by the hand outside the dock that he smiled and appeared pleased.

The court opened its session at 11 o'clock, the attorney-general, Hon. J. P. Syme, appearing for the crown with Mr. W. Hewson representing the department of justice and E. R. MacDonald the defence. The grand jury, composed of the following, was called—David Tarratt, Neil Ross (foreman), Honore Chas-son, Antoine A. Richards, John Beldwin, Robert Glenecross, David Roush, Seacarie Legere, Edwin Farrer, Duncan Stothard, Charles Lockhart and Theophilus Goggin. Antoine Richard was absent.

Charges Jury.

The prisoner was then charged with murder and his honor gave his charge setting out the facts both for and against as set forth by the depositions. He advised the jurors that they were not trying the case but were merely to decide if there was sufficient evidence to send the man up for trial, and further, that if they did consider the accused was not in the vicinity at the time their duty was to bring in no bill. His charge lasted about three-quarters of an hour. The jury first stood six to five for a true bill after some discussion the standing was seven to four for no bill.

The witnesses called was as follows: John Vetchlan, John Chandler, Percy Dux, Robert Debo, John I. Gibson, Evangeline Nowlan, sister of accused, William Nowlan, father of accused, Dr. Mark Delaney, John Murray, Mrs. William Nowlan, Alpha Phagan and a shell expert from Quebec.

Facts of Case.

Evidence in the preliminary examination before Magistrate Leon Dalgic at Richibucto was submitted. Albert Nowlan was charged with causing the death of Joseph A. Richard, dominion police officer, at Roy post office near Buctouche on August 22. It appears that Officers Vetchlan and Chandler visited Roy on the morning of the 22nd to arrest Nowlan for interfering with a police officer in the execution of his duty, and also for being a defaulter under the military service act. The deceased parted company with the other officers and went down a field. Chandler and Vetchlan went into the barn where they remained until William Nowlan was finished feeding his cattle when they followed him to the house and searched for the accused not finding him. While standing on the doorstep they heard a shot in the big wood some six hundred yards away. They stated they saw sheep running from this wood but found nothing but a dead body, near a fence and a blood trail for fifty-seven paces from the body to a brook. Near the body they found a small piece of button and a shot, the button being identical with those on deceased's trousers.

The defence argued from this that the button was evidence that the deceased met an accident at that spot and that the blood first shown where the button was found was additional evidence, also that the distance from the brook to the clearing between the brook and the woods was twelve yards and no man could be seen at the brook because of trees and bushes.

Evangeline Nowlan testified that, aroused by the officer searching the house she looked out of the window and saw a man in a red sweater whom she thought was her brother running in the direction of another man who had something like a revolver in his hand. She heard three shots when both disappeared in a hollow by the brook.

The autopsy by Dr. Delaney showed only two wounds in the leg with no bullets in either and decided death was due to loss of blood, from wounds which had severed an artery and vein. There were also punctures of the skin, apparently caused by shot in the baton which had been split.

The theory of the defence was that the accident might have happened by the deceased handling his own revolver too carelessly and that the revolver discharging hit the baton scattering the shot and perhaps causing other material in the baton to form the two wounds.

Under cross-examination, Policeman Debo, who originally said he heard Albert Nowlan shoot the officer, said that he could not be certain. This was practically all the evidence laid before the jury which returned about 5:30 o'clock. The prisoner having been re-

Try This If You Have Dandruff

There is one sure way that never fails to remove dandruff completely and that is to dissolve it. This destroys it entirely. To do this, just get about four ounces of plain, ordinary liquid arvon; apply it at night when retiring; use enough to moisten the scalp; and rub it in gently with the finger tips.

By morning, most if not all of your dandruff will be gone, and three or four more applications will completely dissolve and entirely destroy every single sign and trace of it, no matter how much dandruff you may have.

You will find, too, that all itching and itching of the scalp will stop instantly, and your hair will be fluffy, lustrous, glossy, silky and soft, and look and feel a hundred times better.

You can get liquid arvon at any drug store. It is inexpensive, and four ounces is all you will need. This simple remedy has never been known to fail.

CHURCH MORTGAGE IS BURNED WITH MUCH CEREMONY

Thanksgiving supper of more than usual rejoicing was celebrated in the hall of the Douglas Avenue Christian church last night when the mortgage on the church, which had been running for about twenty years, was burnt with all due ceremony. The supper was also a special welcome to the returned soldier members of the congregation.

About 200 sat down to the excellent repast prepared by the ladies of the church and the pastor, Rev. J. C. B. Appel, presided. After the good things had been disposed of a solo was rendered most pleasantly by Mrs. V. R. Henderson.

Mr. Appel in a happy speech welcomed the soldiers back to their home church. In appropriate words Sergeant Major

George Biddiscombe replied on behalf of himself and his comrades. A vord quereite was given by Messrs. McEachern and was heartily applauded. In introducing the white elephant of

Extraordinarily Efficient

Put half an inch of MEN-
NEN'S SHAVING CREAM
on your shaving brush. Work
up the lather on your face.
Shave.

Notice how cleanly your razor cuts? How your hand over your chin. Feel the smoothness? Notice how comfortable your face feels? That's shaving efficiency.

You never knew there could be such a difference in shaving soaps, did you?



the church, its mortgage, the treasurer, W. W. Pugh, spoke of the various efforts that had been made to liquidate it. He told how year before last \$10,000 of victory bonds had been purchased and this year \$200 of victory bonds had been added. He told of the \$200 note that had been running for ten years. The victory bonds equalled the total indebtedness of the church and had cancelled the mortgage.

The youngest member of the church, Miss Aline Armstrong, was then called upon to burn the mortgage. The doxology was sung and congratulations were extended to the pastor and congregation by Rev. P. J. M. Appell, of the Colours street Christian church and by P. S. Flagler, also of the same church. God Save the King was sung before the gathering dispersed.

The Douglas Avenue Christian church was founded twenty-three years ago in the month of January and in the fall of that same year its present pastor, Mr. Appel, was appointed to it, coming from the university that he graduated from in Lexington, Kentucky. Mr. Appel is an Englishman by birth. He has been the only pastor of his present church and it was entirely under his guidance that the church was built and is now completely freed of debt. The total

cost of the church has been in the vicinity of \$85,000. It has a present membership of more than 200.

BEERBARIC NOT BARBARIC

Dr. Grenfell Has New Adjective in Talk to Students.

Toronto, Oct. 15.—Dr. Wilfred Grenfell, the hero of the Labrador Medical Missions, preached to the students of the University of Toronto on "Faith," but managed to get a few shots in on prohibition. A few of his outstanding remarks were:

"If you know of a better way to fight the liquor interests than by prohibition, bring it on. The liquor interests are not philanthropists that they want to give you a stronger beer to ward off influenza."

"The German atrocities were not barbaric. They were beer-baric."

"If you vote prohibition in now, the next general election will not need half the amount of alcohol now taken as medicine."

"What is the use of asking hospitals to cure drunken men and then send them to damn their families?"

Caught in draft—
stiff neck or back
won't last long if

BAUME ANALGESIQUE BENGUE

is applied. Immediate
effect.
Bottle of Substitutes
75c. a tube.
THE LEBRON BROS. CO. LIMITED,
Agents,
MONTREAL.

Tests made recently show that a cow will yield 10 to 12 per cent more milk when milked to a musical accompaniment. One cow that was milked under the influence of compositions of Mozart and Beethoven gave 45 quarts of milk in 24 hours. The cow was milked every six hours during the test.

MILLION DOLLARS TO BE SPENT ON RUBBER PLANT AT KITCHENER

Canadian Consolidated Co.
pany Increasing Its
Output.

MONTREAL, July 11.—The Canadian Consolidated Rubber Company, Limited, has decided to spend immediately one million dollars on their new rubber plant at Kitchener, Ont., for the purpose of substantially increasing the output of the plant.

SOLDIERS PER
ARMY TRUC
INTO SW

A Million Dollar Addition to our Dominion Tire Factory —to serve you better.

QUALITY and service have made
Dominion Tires the choice of
the big majority of experienced motorists.

The quality goes in every Dominion Tire. Owing to the unprecedented demand for Dominion Tires this season, our Dominion Tire Factory at Kitchener, Ont., simply could not make enough tires to fill the orders which poured in from dealers. Now, however, we have planned to give you better service in

DOMINION TIRES

WITH the regular tire factory running day and night, and the new million dollar addition working to capacity next season, we hope to make enough Dominion Tires to supply the demand.

THE call for Dominion Tires is not limited to any one section or any one Province. It is the echo of the voice of Canadian motordom from coast to coast.

Dominion Tires are good tires; and they have made good.

SIX different treads, for every car and every purpose, business and pleasure; and Dominion Inner Tubes to give you perfectly balanced tires.

Dominion Tires are Dominion Rubber System products—
perfected by the same organization making and distributing:—
"Dominion" Rubbers, "Fleet Foot" Shoes,
"Dominion Raynsters", "Rinex" Soles,
"Dominion" Belting, Hose and Packing,
"Dominion" Druggists' Rubber Sundries.

