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THE EVENING TIMES

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ST. JOHN. N. B., TUESDAY, JUNE 18, 1907.

ONE CENT

CLOSING OF THE GIRLS' SCHOOL AT NETHERWOOD

Excellent Programme Carried Out at Rothersey Institution.

Pretty Calisthenic Drill by the Girls—Large and Fashionable Audience Present—List of Winners of Prizes Honors and Leaving Certificates.

ROTHESAY, June 18.—(Special)—The closing of Netherwood School for girls took place this afternoon in the church school room of St. Paul's. There was a large and fashionable audience present...

At the close of the programme the ladies and gentlemen adjourned to Netherwood grounds, where on the lawn, in front of the school, a calisthenic drill was given under the direction of Miss Kathleen Greaney...

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JUDGE LANDRY SAYS THAT EVIDENCE WILL JUSTIFY A TRUE BILL IN LIBEL CASE

Famous Emerson-Crocket Case Taken Up at York County Circuit Court This Morning—Judge Landry's Charge to Jury Favors a True Bill.

FREDERICTON, N. B., June 18 (Special)—There was a large crowd in attendance at the opening of the June session of the York county circuit court here this morning...

Attendance from the country districts was made up chiefly of those summoned to serve as jurors. Ex-Artillery General Pugsley, Hon. A. S. White, K. C., and J. H. Barry, K. C., the trio of able lawyers engaged to conduct the prosecution, arrived first and took their seats at the left of the long table assigned to barristers.

Mr. J. D. Hazen, K. C., O. S. Crockett, M. P., and H. F. McLeod, counsel for the defence, arrived a few moments later and lined up on the opposite side of the table. Hon. H. R. Emmerson, M. P., complainant in the suit arrived shortly before the opening hour, and took a seat at the end of the barristers' table in front of the prisoner's dock.

Mr. J. H. Crockett, defendant, was not present at the opening of the court, the train on which he is returning from Montreal not having arrived. He put in an appearance at twelve o'clock.

Punctually at eleven o'clock His Honor Judge Landry entered the court room and took his seat upon the bench, the barristers greeting him in the usual way.

The chief delivered the proclamation, after which Clerk Campbell called the roll of grand jurors, when twenty-three of the twenty-four summoned answered to their names.

John J. Weddell, was elected foreman of the grand jury and upon returning to the court room the members were duly sworn.

The judge's charge to the grand jury was brief and impartial. He congratulated them on their large attendance and called attention to several local matters which he thought they should investigate, and if the circumstances justified it, make a presentment to the court.

Referring to the case of the King v. Crockett, he warned the jury that it was not their duty to make a finding, but to simply decide whether or not they considered the evidence to be submitted by the prosecution sufficient to justify them in placing the accused on trial. His Honor then quoted from the depositions in the case, and remarked that he considered the evidence would justify the grand jury in returning a true bill first, however, they would need to be satisfied that the alleged libel was published and sent broadcast also that it was written or published by Mr. Crockett and had reference to the complainant in the suit. If they were satisfied that the publication was made without justification or excuse and exposed Mr. Emmerson to hatred, malice and ridicule, it was their duty to find a bill.

The judge concluded by stating that if the witnesses to be heard by the grand jury were not satisfied that the alleged libel was published and sent broadcast until two thirty o'clock.

ST. JOHN CIRCUIT COURT OPENED THIS MORNING

Judge McLeod Presided—Three Criminal Cases on Docket.

Grand Jury Finds No Bill Against Frederick Wilson, True Bill Against John Bentley and on One Count Against Oscar Peterson.

The regular sitting of the circuit court was opened this morning, Judge McLeod presiding. There was little business transacted today. His honor stated that there are three criminal cases on the docket viz: The King v. John Bentley, on the complaint of Dr. Bishop; The King v. Oscar Peterson, on the complaint of the McClary Manufacturing Co.; The King v. Fred Wilson, on the complaint of McClary Manufacturing Co. Judge McLeod reviewed the cases briefly and the grand jury retired. Bentley is charged with assaulting with attempt to rob Dr. Bishop, and the other two prisoners are accused of stealing stores. His honor announced that the first case, Mary Dooley v. the city of St. John, would come up tomorrow morning at ten o'clock. H. A. McKeown is prosecuting in the crown cases.

The following are the grand jurors summoned, George E. Holden, J. H. Brown, John K. Storey, Alexander Watson, R. K. Jones, Edward H. S. Flood, Chas. D. Jones, (foreman), Nathaniel W. Brennan, R. T. Worden, James Moulton, Miles E. Agar, James Desrochers, Wm. J. Chas. Hector Little, Charles D. Trueman, David O'Connell, Henry A. Doherty, Louis Green, Alexander McMillan, Arthur W. McKeown, James Lee, E. W. Paul, J. Edmund Secord, Jacob V. Troop.

The petit jurors summoned are: David Wray, William H. Basin, Wm. G. Magae, John F. Morrison, Sydney Gibbs, M. E. King, Melvin L. Gibbon, John P. Williams, James Emery, David Michael, William Kafferty, John McDonald, James Mills, William Mullin, James Willis, Donald McIntosh, Wm. Newcombe, James Morland, Thos. Clark, James A. Bowers, George A. Noble.

The docket consists of the following cases:— Mary McCallum v. Edw. A. Goodwin, J. E. M. Butler, plaintiff's attorney. Geo. E. Day v. Patrick J. Mooney, et al. A. I. Trueman, defendant's attorney. Mary Dooley v. The city of St. John, Daniel Mullin, plaintiff's attorney. John J. Moran v. John O'Regan, Daniel Mullin, plaintiff's attorney. Michael O'Garra v. Jas. D. Driscoll, James S. Sinclair, defendant's attorney. The case of Frederick Wilson was admitted to the same bill as that in the police court.

It will be noticed that the Dooley and Halsey cases are on this docket as indeed the case of Michael O'Garra (colored) vs. James D. Driscoll. O'Garra claims damages for false arrest.

The grand jury retired at 11:45 a. m. and returned at 1:22 o'clock and the foreman announced that they found a true bill in the case of the King v. John Bentley and a true bill on the count of receiving goods knowing them to have been stolen, in the case of The King vs. Oscar Peterson, and no bill in the case of The King v. Frederick Wilson.

The grand jury was then discharged.

FUSHIMI IN THE FAR WEST

Royal Visitor Traversing Saskatchewan -- Greeted by Children.

MOOSEJAW, Sask., June 17.—(Special)—A large and enthusiastic crowd greeted the arrival of the imperial train at Broadview last evening. The station was beautifully decorated and a very hearty reception was accorded to the prince when he appeared on the platform. His instance of the prince's warm-hearted thoughtfulness occurred at this point, noticing a large number of children who had gathered with their parents to give him welcome, the prince at once sent for flowers, cracker, mottos and sweets and other trifles, and distributed them to the little ones. The delight with which the children and their parents greeted this mark of the prince's kindness was evinced by the hearty cheer which went up when the train started out. In order to ensure a quiet night's rest, the train was moved out to Oak-Islands.

This morning the prince and the party enjoyed a brisk walk on the prairie, an opportunity also being taken advantage of when the prince's instructions to obtain several photographs of the train and party. The weather is much cooler but continues fair, and is very agreeable for traveling.

CASE OF BROTHER AGAINST BROTHER

E. L. McPartland, Brother of Famous Detective, to Testify for Defence in Haywood Case.

DENVER, Colo., June 18.—According to a news despatch, E. L. McPartland of Manitou, Colo., a brother of Detective McPartland of the Pinkerton agency, who developed the case of conspiracy to murder former Governor Steiengberg against officials of the Western Federation of Miners, will go to Boise to testify for the defence in the Haywood case. During the strike riots in Cripple Creek, McPartland, who is a shotmaker, was deported from the district along with the train load of union miners and sympathizers, who were taken over the line into Kansas. A telegram was received from Clarence Darrow summoning McPartland to Boise, and he arranged to leave at once.

Five People Drowned

SEATTLE, Wn., June 18.—Five people, two sisters, a brother, mother, and aunt perished at Monahan in Lake Sammamish yesterday. The four women lost their lives in an attempt to save the boy.

HONESTY IS A NECESSITY

British Ambassador's Advice to Students of University of Illinois.

URBANA, Ill., June 17.—British Ambassador James Bryce, in an address to the student body of the University of Illinois, warned them the people must not surrender into the hands of politicians its judgment or its votes.

"But the whole people must continue to watch everything they do, and never surrender their judgment or its votes into their hands. It was said by them of old that eternal vigilance is the price of freedom. It is the price of other things also. It is the price of pure government and efficient government. No citizen in a free country can escape or decline his responsibility for the conduct of his government."

The Ambassador was optimistic as to the success of popular rule. He said no one seeing the faults that belong to popular government and the difficulty of bringing it up to the ideal which the theory of democracy sets up, need be disheartened—no, not even by repeated failures to effect the reforms which good citizens desire.

"You may have a prudent and skillful oligarchic government which will extend the power of the nation in the world," he declared. "But it is certain to govern in its own class interests, not in that of the people as a whole."

"The other conclusion is that although the best institutions and the best administrative system are worth playing for and striving for, although they make an immense difference to the welfare of the country, there is another thing even more important. That thing is the participation in the work of the government of the whole body of the people."

DOCTORS WILL INVESTIGATE

Sensation in Toronto Over Death of Two Incubator Babies.

TORONTO, Ont., June 18.—(Special)—Two babies have died within two days in the incubators at Scarborough beach park, and coroner Orr will hold an inquest on the bodies tomorrow. One of the children is described in the doctor's certificate as having died of marasmus, the other child dying of acute indigestion. Both were patients of Dr. St. Charles. Both were sickly when put into the incubator and lived only a few days. Chief coroner Johnson when spoken to said he had issued a requisition for an inquest. He said that if such an experiment were being run as an amusement park it should be in competent hands, otherwise it would be clearly criminal.

BUSY DAY IN POLICE COURT

Large Number of Prisoners Quickly Disposed of This Morning.

There were many prisoners on the police court bench this morning, but they were disposed of in a short time. William Robinson was fined \$8 for drunkenness. James Christmas, an Indian of 24 years of age, was charged with being drunk. He pleaded guilty and was told that he was liable to a fine of \$8. The robbery which he was committing at a ropewalk and as he appeared innocent the good natured hearts of the scribes were moved and they interceded for his release and Christmas went to K. C.

Charles Hayes was fined \$4 or ten days for imbibing too freely, and James Smith who met a drunken fellow last night and was fined \$4. August Gustafson, for drunkenness, was fined \$4 or ten days, and the redoubtable Robert Dixon again appeared before the court for being drunk. The last time "Bobby" appeared on the stage, he was given two months extra for being drunk on this occasion. Cornelius Garnett, aged 19, well dressed young man, was accused by Officer Marshall of being drunk last night. Garnett pleaded guilty and said that he met a drunken fellow last night and was taking him home when his tipsy companion offered him a drink. He consented to take one and as it was the first he had ever taken it went to his head. Officer Marshall said that Garnett had a beautiful jag on and added that there was quite a gang of young men about the foundry on Brussels street who cursed and drank considerably. Young Garnett said that he had a drink of root beer in a little beer store on Brussels street. "Yes," said his honor, "how do they get drunk in these saloons. Those poor, innocent, thirty temperance fellows want a drink of beer and stay out until 2 o'clock in the morning, and the man that takes whiskey goes home at 10:30 o'clock."

Addressing the prisoner the judge said, "You had ever taken it went to his head. Officer Marshall said that Garnett had a beautiful jag on and added that there was quite a gang of young men about the foundry on Brussels street who cursed and drank considerably. Young Garnett said that he had a drink of root beer in a little beer store on Brussels street. "Yes," said his honor, "how do they get drunk in these saloons. Those poor, innocent, thirty temperance fellows want a drink of beer and stay out until 2 o'clock in the morning, and the man that takes whiskey goes home at 10:30 o'clock."

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THE TIMES NEW REPORTER

DIDN'T FEARE HIRAM

The announcement that a St. John man had shot a wild ram and eighteen black muskrats in the wilderness near a big tree. Nobody ever stays round long enough to see it, up after they hear it snort. As for black muskrats—we get striped an' spotted ones out there. You have to kick 'em out of your way. Any man lookin' fer wild beasts an' curious critters of all kinds wants to come out to Hornbeam Settlement. That's where we raise 'em.

THIS IS SERIOUS

Ald. McGoldrick has thrown the safety board into the board. He is the chairman of the board of works, and has ordered the aqueous remedy for dead dogs and cats, popularly known as the Duck Pond, to be converted into dry land. He has not even consulted the feelings of the members of the board of health. He has declared that the odors arising from the pond must be dissipated without delay. This is regarded by the safety board as a high-handed proceeding, and they fear that the chairman of the board of works will next move on Queen Square and do something to the dead trees. There is no relation between dead cats and dead trees, except that they are both dead, and the trees in question are still dead. Hence the apprehensions of the safety board.

AOKI WILL GO BACK TO TOKIO

Strong Indications That He Will Be Recalled from Washington.

TOKIO, June 18.—There are strong indications that Ambassador Aoki will be recalled. There is an indication to connect the rumor of his reported coming back with Premier Saionji's audience with the emperor this morning after the cabinet council.

SAN FRANCISCO, June 18.—United States District Attorney Devlin yesterday received from Attorney General Bonaparte a communication in response to that which he was containing a report on the riot through which a Japanese restaurant was damaged. It is reported that he has been instructed to lead whatever assistance he can to the Japanese should either the Japanese government or the owners of the restaurant bring suit against the city or the state on account of damage done. In either case the suit would have to be brought in the federal court, as the plaintiffs would be aliens.

CLEMENCEAU WILL ENFORCE THE LAW

PARIS, June 18.—The action of the government in determining to prosecute the agitators in the south of France led to a lively debate in the Chamber of Deputies this morning but after a tumultuous session the cabinet secured an indirect vote of confidence by the large majority of 294. Premier Clemenceau refused to agree to the immediate discussion of an interpretation on the subject of the government's plans and demanded that the motion be postponed until June 23. In a speech which was frequently interrupted by noisy protests he declared that all means of conciliation were now exhausted and that as chief of the government, he was bound to enforce respect for the law. The government motion was finally adopted amid wild excitement by 412 to 158 votes.

NOT WORTH A LICENSE FEE

A peculiar individual wearing the garb of a Turk, with fez, striped blouse and bany trousers, who peddles fortunes that are selected by white mice or birds, as the purchaser desires, was rounded up this morning by Police Sergeant Campbell and brought before the "Gad" or mayor, to see about getting a license. The sergeant claimed the man was obstructing the sidewalks and was a nuisance. The mayor refused to give him a license less than \$20, or at the rate of five dollars a day for a couple of days.

The Turk decided business was not good enough for that and will seek other fields and pastures new.

MONTREAL STOCKS

MONTREAL, June 18.—(Special)—The stock market showed an improved tone today, but tight money still kept it dull. Detroit rallied to 64 on improvement in threatened strike situation and Nova Scotia Steel was fractionally better. Dom. Textile preferred sold at 88 1/2 and Dom. Coal, 94 1/2.

Wm. D. Turner, B. A., J. A. Barry, B. A., J. M. Trueman, B. A., A. E. G. McKenzie, M. A., and W. G. Pugsley, B. A., will leave tomorrow for Windsor, where the degree of B. C. L. will be conferred upon each of them by Kings College, the oldest university in the Dominion, on Thursday. They will be admitted as attorneys in November next. The young ladies of the college intend giving the St. John graduates a ball on Thursday evening.