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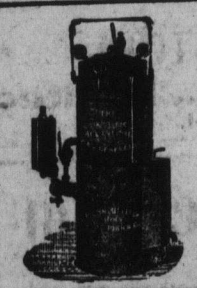
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## MISS WILSON IS TO SPEAK IN MONTREAL

New York, Sept. 5.—Miss Margaret Wilson, daughter of President Wilson, will soon appear in Montreal to sing at a concert, the proceeds of which will be given to the American Red Cross. It was announced here today by Louis H. Bourdon, the well-known Montreal impresario, who is now in this city. The event will be of considerable importance from a social and artistic viewpoint and the city of Montreal will extend to the President's daughter a civic welcome, he said.

## INTERESTING JUDGMENT IN LIQUOR CASE TO BE DELIVERED ON FRIDAY

As to What Constitutes a Private Dwelling House  
Richard McGuire Fined \$200 for Selling Liquor—Many Other Cases Dealt With.

Will the fact that a man who conducts a store on Brussels street, because he had liquor stored in his apartments over his store make him liable under the Provincial Prohibition Act is a question which is being considered by Magistrate Ritchie, who will deliver judgment on Friday afternoon at 2 o'clock. The defendant is charged with having in his possession liquor contrary to the provisions of the act, but it is claimed by his counsel Urban Sweeney and Edmond Ritchie, that according to the act the defendant was within his rights, as the liquor was in his own private dwelling house, and he had neither sold any of it nor treated any person in the house.

For the prosecution it was contended that as the liquor was found in the house, a part of which was used as a place for storing goods, it could not be considered a dwelling house, but a storehouse. The evidence adduced by the defence showed that the defendant had been occupying the apartments over the store for about five years, and that he had no other place of abode in the city. "Even though he did have a few boxes of blankets stored upstairs, on account of there being no space in the store, that fact alone would not operate to change the dwelling house into a warehouse," argued counsel.

The counsel for the defence, in his argument cited Section 2, sub-section "b" which reads: "The expression 'Private Dwelling House,' in the act shall mean a separate dwelling and actually and exclusively used as a private dwelling." He referred to the fact that defendant had used the apartment referred to as a private and exclusive dwelling, having eaten there, slept there, and having therein all his household effects. It was also argued that the defendant's weight in the apartments was in no way connected with the store for public convenience, and that in no case had the public ever had access to the apartments upstairs by going through the store.

The prosecution is relying chiefly on Section 2, sub-section "c," which reads: "Without restricting the generality of the above definition as a private dwelling house does not include or mean, and shall not be construed to include or mean any house or building occupied or used, or partially occupied or used as an office, or as a work-shop, or as a factory, or as a warehouse, or as a place of business, or as a shop, or as a club house, etc."

In concluding his argument for the general of the defendant's case, Mr. Ritchie dwelt upon the burden of proof which had been transferred from the plaintiff to the defendant in the act, and also upon the fact that there was no appeal from the decision of the magistrate. He contended that whereas the right of appeal is denied the defendant where the evidence balanced evenly all doubt should go to the defendant. The magistrate in reserving judgment said he would weigh the evidence carefully and deliver judgment on Friday afternoon. Fined Two Hundred Dollars. Richard McGuire, who was before the court charged with selling liquor to a soldier on Labor Day, pleaded guilty and was fined \$200 or six months in jail. In pleading guilty the defendant said, "there's no use of telling me about it, I sold rum." He was sent below. This is the first case of selling that has been before the court since May 1st.

Wesley O'Brien charged with being drunk and having liquor in his possession was fined \$5 for the first offence and \$50 for the second. His father was in court and paid the fine. "I could not afford to pay fines like this," said the magistrate. "Neither can I," supplemented the father, as he paid the amount over to the clerk of the court. A soldier who was charged with drunkenness was fined, but the magistrate allowed the fine to stand. The defendant is awaiting his discharge and was allowed to go over a new leaf. Wm. Ross was fined \$200 for violation of the Prohibition Act. He said that he procured the liquor in Sussex. Wm. Mulcahey stated he found his liquor in a shipyard off Hillyard street. A fine of \$200 was imposed. In the case of Norman McLeod, charged with assaulting Charles Cheery, further hearing will be given tomorrow. Four boys appeared in the juvenile court and were remanded.

## PTE. REGINALD DANIEL IS KILLED IN ACTION, J. O. NIXON WOUNDED

Pte. Daniel is Son of Rothesay Clergyman—Enlisted in Montreal—Pte. J. O. Nixon, St. John, and Gr. Johnston, Quispamsis, Wounded.

Rev. A. W. Daniel of Rothesay received official word yesterday that his son Private Reginald Heber Hamilton Daniel, had been killed in action on August 15th. This sad news was received by family and friends with deep regret. In a letter dated August 15th, he stated that he expected to go into action in a day or two. Pte. Daniel leaves a wife, father, mother and one sister, Miss Jean Daniel, V. L. D., of Rothesay, who is now awaiting orders to proceed overseas. Pte. Daniel was a member of the staff of the Bank of Montreal head office when war broke out, and enlisted in the 24th Battalion. He proceeded overseas last April with the 24th (Kitchener's Own), with the rank of sergeant. While in England he, with eleven others of the 24th, answered a call for former members of the Montreal Victoria Rifles to join the 24th Battalion, at that time under the command of Sergeant Daniel and several others reverted to the ranks in order to get to the front line. Shortly after going to France, he took a special short term course in France for N. C. O.'s and after five weeks of training joined the 24th at rest quarters.

W. J. Johnston Wounded. Mr. and Mrs. Joseph A. Johnston, of Quispamsis, have received official word that their son, Gunner William John (Jack) Johnston had been admitted to No. 22 General Hospital with gunshot wound in the hand. It will be remembered that his brother, Joseph Richardson Johnston, was killed on May 11, 1917. Johnston was employed with M. R. A. Ltd. The brothers crossed overseas two years ago last June.

Pte. J. O. Nixon Wounded. Miss Alma Nixon, who resides with her aunt, Mrs. John Riley, at 24 Charles street, received a telegram from Ottawa yesterday morning informing her that her brother, Private James Oscar Nixon, had been admitted to No. 21 General Hospital in Canada on August 26th suffering from gunshot wounds in the face and leg. Private Nixon left St. John with the 14th Battalion. After remaining in England some time he was sent to France with a draft to replace another Canadian Battalion. Prior to enlisting he was employed as a checker in one of the local steamship warehouses.

## SUPPOSED PRISONERS HAD EXCITING TIME NEAR BRIDGETOWN, N. S.

Annapolis County Officers Chase Two Men with Guns—Supposed Drowned Man Watches Search for His Body.

It was fully believed that two men who were being chased all over Annapolis county, Sunday, were German prisoners who had escaped, and it was also believed that one had been drowned. According to a despatch from Bridgetown and printed in yesterday morning's Halifax Herald, there was just cause for people to believe the same.

The Bridgetown despatch, dated the 4th, is as follows: A man supposed to be an escaped German prisoner from Annapolis has been arrested, and when last heard from his companion was looking for some person to point him under the roof. It was thought that one of the men had been drowned when the two were endeavoring to elude a pursuing posse and ventured out in the Bay of Fundy at Phinney's cove in an old sail boat. After noon on Saturday an officer arrived from the camp at Aldershot and made up a posse for the purpose of capturing two men, whom a boy had reported he had seen in Margareville. The men had been arrested by a constable at Mt. Hanley, but showed some ship's papers which indicated they were only deserters and they were then released. They then proceeded to Lawrencetown and breakfasted at Dr. Herman's camp, telling Mrs. Herman that they were on their way to Digby. They were given a lift in Dr. Herman's car and came to Bridgetown. As the car passed the hotel the boy who had given the officers the information pointed them out. Great excitement reigned. Ex-Policeman Smith of Halifax, and Messrs. Smith and Sullivan, armed themselves, and securing a car, started in pursuit. The Herman car was overtaken at Carleton Corner. The fugitives, seeing that they were being pursued, held up their car, climbed over a fence and ran toward the river.

## FUNERALS

The remains of John Johnston arrived by train at noon yesterday from Cambridge, Mass., and were taken to Powers' undertaking rooms. The funeral took place at 2:30 o'clock to Fernhill cemetery. Rev. Canon Armstrong conducted the services and members of the Masonic fraternity attended.

## ROYAL YEAST

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with bullets flying after them. Stopping at a farm house, the farmer put them in an old leaking punt which they used in crossing the river and eluded their pursuers.

The officers returned to Bridgetown and the pursuit was taken up by twelve autos, which sped down the road on the north bank of the river towards Granville. Instead of following the river, the fugitives made a run for the mountains. They obtained a good supper at the Minard Graves back farm and refused to stay overnight as they said that they had to go over the mountain to join a steamer for St. John.

On Sunday it was reported two men were at Parker's Cove trying to get a motor boat to take them to St. John. Finally they managed to steal a sail boat and made a venture to cross the bay. They only got a short distance from the shore when a sudden squall capsized the boat. One was a strong swimmer and made for the shore. The other clung to the wreck and was carried by the tide. The man who reached the shore gave himself up to some citizens and later was brought to Bridgetown by Officer Ford and Dr. Armstrong.

Later on word came from Hampton that a man who had been immersed in the bay had called at Mrs. Pash's for something to eat. He said that after he gained the shore he watched with interest the attempts made to find his body. He said that his name was Smith and he was willing to give himself up to the officers and proposed to go to Bridgetown and do so. At last account he is still at large. As it has been learned that the men are not escaped prisoners from Annapolis, it is believed that they told the truth when they said they deserted from a ship in Halifax. At all events they have had an exciting experience.

## FURNACE LINER SUNK.

Boat Sept. 6.—The sinking of the British steamer Kennore, probably by a German submarine, was reported in cable advices received here today by "Business Witty" Company, Limited, owners.

## NEW FELT HATS FOR FALL

Special Showing at W. E. Ward's SEE WINDOW DISPLAY OF ROYALTY BRAND FELT HATS AT \$2.50 Semi-ready Store, 53 King St., Cor. Germain

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