VOL. LII.

HAMILTON, CANADA, THURSDAY, MAY 6, 1909.

NO. 106.



"HEY, FELLERS

INSANE, SAYS THE ALIENIST.

Long Hypothetical Question Read in Hains Trial.

Has 12,000 Words-Took Nearly Two Hours to Read.

Defense's Main Reliance is to be on Heart Throbs.

Flushing, L.I., May 6.—Yesterday was hypothetical day at the Hains trial. For nearly two hours the jury listened to the reading of the deense's hypothetical question, containing some 12,000 words, upon which three alienists are to predicate their opinions of the mental condition of the defendant.

During the long cross-examination the first alienist, Dr. L. Samuel Manson, of New York, by District Attorney Dewitt, innumerable forms insanity and their classifications ging from ordinary melancholia to ravings of a hopeless lunatic, were cussed. And the jury, and every-but the witness, at times, appear-

wer to the hypothetical ques-ch covered practically all the and speech of the defendant and speech of the defendant and speech of the defendant n evidence, Dr. Manson de-lat Captain Hains was suffer-"impulsive insanity," at the killed Annis. He had been "impulsive insulary, the flat Annis. He had been m of "manic depressive into the physician said, from May the day on which his wife is alleged to have confessed flons with Annis, up to the shooting.

I depressive insanity," the explained, was a form of the subminiscal outbursts, "such as Hains experienced when he mis.

The had been at the place of more a display of books, etc. Writing rooms will be supplied, with purity will have a display of books, etc. Writing rooms will be supplied, with purity will be supplied, with writing rooms will be supplied, with purity will be supplied. Writing rooms will be supplied, with purity will be supplied with purity will be supplied, with purity will be supplied, with purity will be supplied with purity will be supplie

said, lasted from the time from all over Canada. lets had been discharged automatic revolver into the victim. alienist, a relieving d" from "the pent-up followed and the demental fury" followed and mental fury" followed and fendant lapsed into a state of "manic depressive insanity." His mental con-

Manson was still on the witnessstand under cross-examination with the court adjourned for the day.

Although the counsel for the de-Although the counsel for the de-fence has not admitted it in so many words, it is apparent that the jury is relied upon to let a heart throb dic-tate its verdict and to consider only the appealing evidence of a wrecked home and a broken heart.

It took Mr. McIntyre an hour and 5 minutes to read the hypothetical uestion. A short recess was taken before Dr. Manson expressed his opinpredicated on the question, to defendant's mental condition at

of the shooting.
Dr. Manson, assuming that facts heretofore recited are true, from your experience as a neurologist, can you state whether the defendant at the bar was sane or insane on August 15, 1908?" asked Mr.

sane on August 10, McIntyre. "I can," replied the witness. "In

For the Dog Show.

To get your dog in prime condition feed him Spratt's dog biscuits. We have all the different kinds of biscuits.

Kimball Got Off

Chatham, Ont., May 6 .- Elliott J. Kimball, found guilty of the manslaughter of W. J. Healy, July 28th last, was released on suspended sentence this morning after Justice Teetzel had declared he was satisfied of the high character of the ex-police chief. His conviction, the Judge declared, would be a warning to all constables to be careful with firearms. No officer had a right to shoot at a fleeing man, and in any case only in self-defence. A large delegation was present in Kimball's favor.

ASSIGNING

General Assembly Committee of Arrangements is Busy.

The committee on arrangements for the approaching meeting of the Presbyterian General Assembly in this city in June is hard at work. Everything possible will be done for the comfort of the large number of commissioners who are at the place of meeting. A post office and telephone system will be installed

rist heard the name and the street heard the name and on the Baysue til the last of the additional the last of the additional the last of the accordate revolver into the ctim. Then, accorditional the last of the some time before this task will be some time before this task will be completed. It is hoped that after next Sunday the full list of those who are willing to extend the last of the second that after next sunday the full list of those who are willing to extend the last of the second that after next sunday the full list of those who are willing to extend the last of the second that after next sunday the full list of these who are willing to extend the last of the second that after next sunday the full list of these who are willing to extend the second that after next sunday the full list of the second that after next sunday the full list of the second that after next sunday the full list of the second that after next sunday the full list of the second that after next sunday the full list of the second that after next sunday the full list of the second that after next sunday the full list of the second that after next sunday the second that next sunday the are willing to entertain delegates will be complete. The committee is prepared to respect the wishes of any who may spect the wisnes a choice as to the commissioners would like to entertain. In this was partial lists of dele-

C SQUADRON.

Recruiting in the City is Now Under Way.

Capt. W. L. Ross and his officers will be in attendance at the drill hall (old building) on Saturday afternoon from 3 o'clock, and in the evening from 7.30 o'clock, for the purpose of receiving ap-

A large number of very acceptable m have already personally applied, but it will be necessary for them to be in attendance on Saturday to sign applications, and give the general information required of them, as that date is really the first public call notice for recruits, and all these then applying should have an enual chance in the selection. y opinion Le was insane."
"What form of insanity was the dendant suffering with at that time?" ked Mr. McIntyre.
"He had an attack of impulsive innity," was the answer.
(Continued on Page 12.)

COL. RYERSON'S JOB.

(Special Despatch to the Times.) Ottawa, Ont., May 6.—The Minister of Militia has appointed Col. G. S. Ryerson, of Toronto, as the representative of the medical service of the Canadian militia of dog remedies comprises
Glover's and our own. Come gress at Budapest next September. Col. Ryerson will go without expense to the public.

CROWN HAS GIVEN ITS INSTRUCTIONS

Investigation In the Kinrade Murder Case Will be Continued, Says the Attorney-General.

Expert Alienists In Conference With the Crown Representatives-Nurse Walker Expresses an Opinion.

Will the report of Dr. R. W. Bruce Smith, Provincial Inspector of Asylums, and Dr. C. K. Clarke, Superintendent of the Toronto Provincial Asylum, detailed upon the Kinrade murder case by the Attorney-General's Department, who examined Florence Kinrade before went on the stand, and who attended every session of the inquest, have any pearing upon the future course of the Crown in dealing with this remarkable

That query is invited by reason of the fact that the alienists, Premier Whitney. Provincial Secretary Hanna, Attor-ney-General Foy, Deputy Attorney-Gen-earl Cartwright, George Tate Black-stock and other Government officials were in conference on the case yester-Before the end of the week the department expects to have the report of the physicians. At present neither Dr. Bruce Smith nor Dr. Clark will divulge any information about the character of

The Crown's next move is jealously guarded. It is believed, however, that an officer will be detailed continuously on the case, and another exhaustive search made for the mysterious Marton Elliot, and for the man who followed Miss Kinrade, as related by Jimmie

omise that the investigation shall con-tue. 'This much I may tell you," he id. "The investigation will not be dropped. More than that I have nothing to say for publication."

NURSE WALKER'S OPINION.

In an interview at Toronto yesterday, eorge Lynch-Staunton, the family law-er, made this statement regarding the alk of the Crown calling the nurse,

talk of the Crown calling the nurse, Miss Walker, as a witness:
"I saw Miss Walker in my private office and I asked her searching questions because if anyone wants to know all about a case it is the lawyer acting for a client concerned in it. In reply to my questions, Miss Walker said to me: I

Department Not Ready

To State Its Intentions About the Kinrade Case.

Special Despatch to the Times.) Toronto, Ont., May 6 .- "Nothing new," was the universal answer made to your correspondent by all the officials of the Attorney-Genqueries concerning the Kinrade case. It is safe to assume, however, that the present inactivity is only temporary. Hon, J. J. Foy stood the report on the case by Mr. George Tate Blackstock. The report is said to contain several important recommendations, but tained. The joint report of Drs. Bruce Smith and Clark is not yet presented, but will probably be tonorrow. Following that Mr. Foy may be willing to discuss the Crown's position. To-day he will +

Mr. Blackstock called on the Deputy Attorney-General this morning, and afterwards they were closeted with Sir James Whitney, presum-

have been with this girl constantly. I am an experienced nurse, used to deal-ing with people. I have seen her in hy-sterics and delirium and never at any

of these times or at any time have I heard her let fall a word or an expression of any kind that would lead to doubt her absolute innocence of any participation in this matter."

NO RIGHT TO ADDRESS JURY. "Did not the address made by Mr. Blackstock strike you as being a most skilful one?" Mr. Staunton was asked.

"Yes, it did, although he had no "Yes, it did, although he had no right to make an address to the jury at all. The open verdict was of course the only one that the jury could have brought in on the evidence before them, but if they had brought in any other, I do not think it could have stood. I do not think it would have been found level. I remember the een found legal. the been found legal. I remember the Bravo murder case in England, wherein stavo murder case in Enginad, wherein he open veridic returned was attacked by the Crown on the ground that the oroner had excluded legal overhene rom the jury. It was upset and a new nquiry was obtained.

"It is allowable in one way for evidence that is irrelevant to the crime or the matter under investigation by a secondar's jury to be introduced for the reason solely that facts may that way be obtained that will lead to clues, but be obtained that will lead to clues, but the only corrective that exists against the practice is that the coroner must at the end of the case charge the jury that they are to return a verdict only upon relevant evidence. "It is the duty of every man to think

"It is the duty of every man to thinh and not allow mere suspicions that cree into his mind to run away with hi judgment. I cannot formulate upon th basis of reason any theory that woul lead me to believe that Florence Kir rade was not telling the truth as t what occurred in the house that day.

"There is or was no reason why she

"There is or was no reason why should seek to harm her sister, and why should seek to harm her sister, and why should she want to screen anybody? Do you mean to tell me that if she knows either the name or identity of the man that entered the house that day, that tortured as, she was to tell all the facts, that she would not have done so? Would ot be a hundred times better for herself if she did do so, suppo (Continued on Page 12.)

BROKEN LEG. Highest in

THE BILLETS. Italian Workman Seeks to Recover \$3,000 Damages.

> Acting for Mike Cearen, an Italian, damages against the Canadian Copper Company for injuries received while ployed by the company. Cearen was working at Copper Cliffe, where the com-pany's mines were situated, and after a was scaling the rock, when a huge of stone rolled down from above

JEWS BARRED.

Russian Deputy Declares They Can't be Admitted to Army.

St. Petersburg, May 6.—The Douma in a secret sitting that lasted until 2 o'clock this morning adopted the first and second readings of the military and naval contingent bill with the amendments imposing a special tax on these in the army, and extend this tax to Finland. sions from the extreme right on the Jews culminated in a declaration from Deputy Zamislovski that no Jew should be admitted to the army.



MISS DORINDA BOWMAN.

Petoskey, Mich., May 6.—One of the merican missionaries who is in danger t Hadjin, Turkey, is Miss Dorinda American missionaries who is in dange at Hadjin, Turkey, is Miss Dorind Bowman, of this city, representing th Mennonite Church in the Inter-Denomin man is the daughter of Benjamin Bov man, a local jeweler. She left in Janu ary for Turkey. She is 28 years old. According to dispatches, the five American missionaries at Hadjin are in danger of assassination at the hands of the

SAFETY DEPOSIT BOXES

Many Years

Wheat Advanced to \$1.20 on Hamilton Market To-day.

On account of the scarcity of wheat and the large demand for the price on the local market took another jump this morning and reached the highest figure that has been known within a great many years. When it reached the \$1 mark the majority of the farmers sold what they had and there is very little now that can be had even at the present price. The demand for flour is good, but the millers are unable to get the wheat to grind. Prices at outside points range high and at Chicago it reached 4 cent higher than when Patton, who is now out of the market, cornered it. The price on the local market

The price on the this morning was \$1.20.

Successed THE MAN IN OVERALLS Lucusususul

When the C. P. R. thinks it worth while to spend hundreds of dollars for flower seeds to beautify the station grounds, private citizens should show ate zeal in making their suroundings neat and attractive.

So the much maligned sandsucker is beginning to make good. It may yet pay not only for its keep but for its price

Now keep your eye on the bicycle. The sometimes enough to do to look after himself.

something to talk about.

I half expected the Coroner to ask the jurymen to have somethin' on him.

A Peterboro man writes to the papers down there complaining that the members of the church choirs talk and giggle too much during the service. Did you ever hear or see such a thing in Hamilton?

SAFETY DEPOSIT BOXES
To rent at \$2 a year and upwards, for the storing of deeds, bonds, stocks, wills, silver and other valuables.
TRADERS BANK OF CANADA.

Looking over some newspaper fyles of away back in the eighties, I noticed many references to the Hamilton Tonic Sol-Fa Association, the conductor of which was Mr. James Smith, the picture framer, and principal exponent of the

sol-fa system in Hamilton. It gave cantatas and concerts with much success.

Mr. F. W. Wodell was the bass soloist
on these occasions. Wonder if the ascould it might become a formidable rival to the Elgar and other choirs.

In this recent sensation, just as it was during the Boer war, the Times' extras were usually first on the street, and usually the fullest, correctest and most complete. Nothing like being alive all the time.

It's keeping a lot of people busy picking out suitable sites for the Hospital and the Public Library.

Wilhelmina is prouder of being than she is of being a Queen.

The Toronto News' daily inquiry, "Why is McAvity allowed to keep the money?" is twin brother to the Toronto Telegram's crazy question, "Where did the money come from?" And the people with levels to the contract of the cont

Unlike Whitney, Pugsley has not yet barred anybody from seeking justice in the courts of the land.

Now why was the Buswell investi-gation held behind closed doors? The reputation of an old and trusted police officer had been attacked. People are now apt to say "Whitewash."

Mr. Mayor, did the so-called defendant in the Buswell case ask that the investi-gation be heid in camera? I never liked the do-it-in-the-dark plan, although it may be sometimes advisable.

Although the inquest cost like sixty,
the people got the worth of their money,
if it were only that it took their minds
off their own troubles, and gave them

Our Specials.

Green peas, strawberries, butter beans new potatoes, Malaga grapes, asparagus Spy apples, Bermuda onions, tome mushrooms, grape-fruit, celery, sq Customers are delighted with the did value we are offering in pinear giggle Buy now, while they are good and prices low.—Bain & Adems, 89, 91 King street east

Self Cleaner Patent Pipes

This pipe has a straight stem with a chamber which intercepts the nicotine, and always smokes cool, dry and clean. They are sold for 25 cents at peace's pipe store, 107 king street east.

NON-UNION MEN BROUGHT IT ON.

Magistrate Dismissed Intimidation Charge Against Bert Johnston, in Police Court.

dered, dressed in fashion, handsome and with a general free and easy attitude, Bert A. Johnston stood in the dock at the Police Court accused of intimidating John King, one of the non-union men who are filling the places made vacant by the striking moulders. On Mon-day, early in the evening, Johnston, while walking down Macnab street near Merrick, heard remarks from a couple of men standing there in derision of his clothes and headgear. He walked on down to the corner, where some union moulders were standing. He was walk ing back past the restaurant again when King accosted him and asked for a match. Johnston then took the opa match. Johnston then took the op-portunity of telling them what he thought of non-union men in no uncerbottomty of teiling them what he is thought of non-union men in no uncertain terms, and finished by offering to frun the gauntiet of the whole crowd and clean them out one at a time. King and his companions backed away rather than fight. Johnston, satisfied with this victory, walked on. King then swore out a warrant for Johnston, charging him with intimidation. Johnston appeared before Magistrate Jelfs shis morning, and pleaded not guilty. King took the stand and said that on the day in question he had stopped the defendant and asked him for a match. He said that Johnston refused to give him one, and made many sneering and sarcastic remarks about scabs in general and King in particular. Johnston was heard to say that he-would get out in

Over six feet in height, broad shouldered, dressed in fashion, handsome and with a general free and easy attitude, Bert A. Johnston stood in the dock at the Police Court accused of intimidating John King, one of the non-union of King. He said that the defendant of King.

with him he would put the hickory on

him. "What does that mean?" asked the "Give him a licking, I suppose," r

plied Simpso piece Simpson.
Johnston is an entertainer, and is seldom in Hamilton. He said that he did not know any of the men, and was not aware that there was a strike on. He heard the men pass insulting remarks as to his long-tailed coat and Broadway hat when he passed, but he did not pay any attention to them. He had occasion to pass them again, he said, and one of the men grabbed him by the arm and asked him for a match. "By the way he spoke," said Johnston, "I expected a wallop under the ear." He knew he nade remarks that were not calculated to produce pleasant relations, but then under the circumstances he thought he was justified in doing so, he said.

Counsel for the complainant submitted that Johnston's remarks to the defendant were made to intimidate him and cause him to leave the town. Johnston is an entertainer, and is se

fendant were made to intimidate him and cause him to leave the town. The Magistrate was inclined to think that the prosecution had failed, as the

man had not been shown to be

DARK LANTERN INVESTIGATION.

Police Magistrate Jelfs Prefers the Other Way, But Is In the Minority.

It is impossible to-day to obtain from any one of the Police Commissioners an official statement of what was actually done by the board yesfrom any one of the Police Commiswas actually done by the board yes terday at its private session to con sider the charge made that a mem-ber of the detective department of fered Mrs. Henry Buswell \$100 to withdraw the charge against the man for whose arrest a warrant has been issued for assaulting her husband.

Now that things have quieted down a bit, we might take a crack at the police, or the Cataract Company or the Citizens' League. There's no use in going said his Worship.

McLaren for information as to what

the commissioners did they were re-

citizens' League. There's no use in going to sleep again.

Then there is the ever fresh and interesting question, Why don't the papers publish the names of the men as well as of the women?

St. Louis is reaching out for 1,000,000 population for next October. When will we catch up to the 100,000?

After thinking it all over I have come to the conclusion that the simple life is the best. Walk the straight crack yourself and do your best to help the other fellow.

Found Bullet

bullet which lodged in the head of Miss Elizabeth Farragher, four-

teen years ago, has been found in

let has never caused her the least

pain in its travels. She discover-

of the skin by accident. An oper-

band the bullet removed. The mis-

ed the projective near the surface

ation was performed in the foot

when she accidentally discharged

a revolver at a Fourth of July

were unable to locate the bullet

celebration in 1894. Physicians

SEAMEN'S STRIKE.

Trouble Causes No Delay to Ship-

ment of Freight.

Buffalo, May .- An impression has

reached some interior points that on account of the strike of the Seamen's

some lines of freight, no delay is being

experienced by the package freight lines. According to the managers of the

Western transit, Ruthland, anchor line and the Lehigh Valley, these lines are experiencing no difficulty or delay in

experienced no interruption since the opening of navigation.

E. T. Douglas, general manager of the Western Transit Co., said to-day that the above statement of conditions was absolutely correct in so far as it applied to his line and he was corroborated by other line managers.

experiencing no difficulty or deli-despatching freight by lake and experienced no interruption since

the board rules otherwise I have nothing to say."

His Worship holds that the mayor being a public man, elected by the people, the people have a right to know what he says on any matter of public interest.

The mayor did make a statement about the case. He said, "I don't want anyone to think that they dare not come to the commissioners when they have a complaint without running the risk of being ridiculed. The commissioners as far as they could see believed that Mrs. Buswell and her two witnesses came by the impression honestly that a bona fide offer was made. It was proven that there was no authority for such an offer and the defendant declared that no such offer was made. The commissioners have no sympathy for such methods that will leave such an impression."

pression."
"Was the officer reprimanded or what action was taken?" was asked.
"I have nothing to say about that. If the chairman gives out the result, I have no objections."
When it was pointed out to the Mayor that presenting the matter to the public in this light might leave a wrong impression about what really occurred, (Continued on Page 12.)

THE SLATER TRIAL.

Glasgow Murder Case Being Tried

The Lord Advocate Says Evidence Proves His Guilt.

Edinburgh, May 6 .- The trial in this ity of Oscar Slater, alias Otto Sands, harged with the murder in Glasgow of Miss Marion Gilchrist, a woman 28 years old, entered to-day upon its concluding stage. Slater was extradited from New York last February to stand his trial. devoted largely to proving an alibi. Doctors testified that the hammer found in Slater's belongings in New York showed no traces of blood and could hardly have caused Miss Gilchrist's injuries, as claimed by the prosecution. Slater himself did not enter the witness box. The Lord Advocate, in addressing the jury for the prosecution, contended that the or the prosecution, contended that the vidence proved clearly that Slater was

THE HOLBEIN PICTURE.

London, May 6.—Lewis Harcourt has promised the government a contribu-tion of \$50,000 provided the public will reached some interior points that on account of the strike of the Seamen's Union freight shipments from Buffalo and other lake ports have been greating the strike of the purchase of the free Holbein portrait of Christiana, of mark. This portrait has been a from the Duke of Norfolk to the with the option that the nation might archase it within a month for \$330,-

CHATHAM HIT AGAIN.

Chatham, Ont., May 6.—Chatham ex-perienced another terrific electrical form early to-day, lasting for two lours. Hail as large as pigeons eggs accompanied the storm. The tower of the Carnegie Library was struck by lightning, and damaged. Several barns around Chatham were burned.