

THE STAR, ST. JOHN N. B. FRIDAY, SEPTEMBER 11 1908

FIVE

UNION STREET STORE

THE GIGANTIC SALE

OF

..Boots and Shoes..

Begins Tomorrow Morning
at Our

Union Street Store.

Make it a Point to be on Hand Early!

THIS will undoubtedly be the greatest opportunity of the year to obtain genuine bargains. People who have purchased at previous sales at this store know that our sales are genuine and that little money buys many shoes.

CASH ONLY. NO GOODS ON APPROVAL.

BUY EARLY. EXTRA SALES PEOPLE

Waterbury & Rising

UNION STREET STORE

JURY ACQUIT CARLETON CLINCH WITHOUT LEAVING THEIR SEATS

Judge Declares Crown Failed to Make Out a Case and Orders Jury to Bring in a Verdict of Acquittal—Morrissey's Loss Must be Regarded as One of the Misfortunes of Business

Without leaving the court room the jury yesterday afternoon in the trial of Carleton Clinch, broker, of this city, by the crown on information of Capt. Morrissey, was discharged. The jury, which was composed of the Hon. Judge, Mr. Clinch was discharged. The jury, which was composed of the Hon. Judge, Mr. Clinch was discharged. The jury, which was composed of the Hon. Judge, Mr. Clinch was discharged.

He cited several cases to show that this variation would prove fatal. Mr. Clinch's letters and telegrams also showed that he alleged that he had actually bought the stock and this was not disproved. To constitute an offense under the section it was necessary to show that the defendant applied the money to some other purpose than that specified in the direction. Fraudulent intent must also be shown. Mr. Baxter cited cases to show that where the defendant admitted the receipt of money, even though his explanation of what he had done with the money was not correct, there would be no acquittal.

NOT PLACED IN EVIDENCE. A letter written on Jan. 30 was not placed in evidence by Mr. Hasen, on objection by Mr. Baxter, as a discussion of the proper mode of investing the money was the contents of the mislaid. On Jan. 29 Clinch wrote to Morrissey the following letter: "Dear Sir—I received your two cables the first asking if I bought the steel stock yet, to which I replied no, not yet. A second letter on the same day stated that the Clinch had purchased the stock at \$2.15 and was mailing certificates later. He asked Morrissey to be easy on him as he had securities. He would bring him enough to make compensation. To Mr. Hasen—I wrote to Clinch requesting the certificates or money but received neither. On March 21 Clinch wrote to Morrissey that he had not sent the certificates but I will be able to send the certificates in a few days. Do not be too hard on me. Remember that ten years ago I pulled out of a bad hole when I owed you a large amount. On June 2, Mr. Morrissey said he left Liverpool, arriving in St. John on the 15th. He immediately went to Clinch's office, where he asked for the steel certificates, but the accused responded that he had not the documents as he could not give them to him. He complained of the financial stringency and threatened to shoot himself if Morrissey took action. On July 1 witness relayed a letter from Clinch begging him to delay instituting proceedings against him. To Mr. Hasen he was stated that he had no time had he received his money or the certificates. In the depot he had a conversation with Clinch immediately prior to the institution of civil proceedings. Clinch took him out on the platform where he declared to the witness that if "sufficient time were given him he would repay every penny he owed." He declined to consider the proposition, as he intended prosecuting him. Juror "Did you do or say anything that brought forth the solicitations from the accused?" Witness—"No other than to ask him for my certificates." Mr. Hasen completed his questioning and Mr. Baxter commenced the cross-examination for the defense.

AMUSEMENTS.

AN HOUR'S SHOW AT HAPPY HALF HOUR.

At the request of hundreds the biggest picture yet shown here, Romeo and Juliet, will be shown at the Happy Half Hour today and tomorrow, permission to return to the stage, yet seen it can only be held for those two days, so those who have not yet seen it must go to see it tomorrow. Miss Holmes will sing what promises to be her biggest hit, "I'm a Soldier," a very catchy selection from the musical comedy Babes in Toyland. By request Mr. Buchanan will sing Killarney. The new pictures are Venice and The Lagoon, showing the beautiful city's famous canals, buildings, and the Bridge of Sighs. Selby and Her Industries show among others the famous sulphur mines, the largest in the world. A New Way to Pay Rent is a screen. Prof. Tullus will sing his last night's success, Dream Of Me And I'll Dream Of You, making an hour's show at the same old price. House packed last night, so be early tonight.

NICKEL MANAGEMENT NOT TO BLAME.

The tornadoes of merriment that emitted from the Nickel building last evening must have attracted attention on the outside for laughter of the heartiest kind marked every stage of the picture-play "All in Love and War," a talking photograph that for genuine fun has not been surpassed in St. John. The story is of a young man upon whom is played some of the most ludicrous of practical jokes, almost spoiling his charming love affair. It is a Chicago comedy, full of western dash and spirit. Today's programmes include the following pictures: "Brothers in Arms," a Pathé army drama in tinted photographs; "The Lady-Killer Polled," a comedy of the Parisian smart set, and "Army Dogs," an educational film showing the sagacity of canines in war time. Last evening Miss Felix and Mr. Weston delighted all with their new songs.

Codner Bros repair clothing promptly. Telephone 425-21.

Saturday Special!

Our Special This Week is of Interest to Men Who Wish to Save Money on a Hat

\$1.63 For a \$2.00

Black Stiff Hat

SATURDAY ONLY

D. Magee's Sons,

63 KING STREET.

TONTEA TEA

A Tea Worth Drinking

TONTEA TEA

This is a TEA that is not only vigorating, but is strengthening to the system. A drink that is refreshing at all times. The man, woman or child who drinks "TONTEA TEA" is always healthy and robust. There are hundreds of teas that are condemned by doctors on account of the Tanin contained in them; TONTEA goes through a certain process whereby the Tanin is removed and valuable life sustaining tonics introduced, thus making it a far more palatable drink and one that is not injurious to health.

IT'S WONDERFUL

HOW THE ACTION TELLS ON THE SYSTEM. It imparts lasting exhilaration and is a beverage for all times and all weathers. Its reputation stands alone. The "TONTEA TEA" is unrivaled. You can prove this by writing for a sample.

FREE SAMPLES and pamphlet, by which you will see it is used and highly recommended by all leading members of the Medical Profession, Hospitals, Nursing Homes, etc.

Send for Samples to the

TONTEA TEA,

54 PRINCE WM. STREET, ST. JOHN, N. B.

EXTRA GOOD VALUE JUST NOW IN

Black Sateen Waists and Skirts. Flannelette Nightgowns, white and colored, 50c up Our 25c Casmere Hose are here again, plain and ribbed. Good for fall wear.

A. B. Wetmore, (P. C. Corsels.) 59 Garden St.



FOR EXHIBITION WEEK

One Week Only

We are planning an event of most unusual importance to the people of St. John—and of equal importance to the thousands who will visit us on that occasion. We aim to make the event a memorable one to every man who enters our store. And to that end "*****" will figure largely in our plans. Bear in mind—NEXT WEEK you will hear news of SPECIAL IMPORTANCE to you.

And THIS week, right now, we offer exceptional values in NEW ready-to-wear clothing. MEN'S SUITS, a fine line, guaranteed right in every detail, \$10 to \$25. FALL OVERCOATS, made to increase our reputation for selling serviceable as well as stylish clothing, \$7.50 to \$25. This week you can have your choice from the entire line of the season's best clothing—FIRST choice. A large line and every size is here.

A. GILMOUR,

68 KING STREET. Established 1841.

READY FOR THE EXHIBITION!

Our store is now stocked with the finest and most up-to-date CLOTHING and FURNISHINGS and our Cash Prices are without a question the lowest in the city, because of the fact that we buy all our stock for cash, and sell for cash only. You can save 20 to 30 p. c. on your purchases. Make this place a place for meeting your friend and we will do all we can to make your stay in St. John as pleasant as possible.

Notice—There will be special bargains during Exhibition Week.

OPEN EVENINGS.

THE CASH CLOTHING STORE

C. MAGNUSSON & CO., 73 Dock Street, St. John, N. B.

PROMINENT NEWCASTLE MAN DIED YESTERDAY

James O. Fish Had Been in Delicate Health for Many Years

NEWCASTLE, Sept. 10.—James Ogilvie Fish, a prominent lumber merchant, Forester, Freeman and Presbyterian, died today from the effects of a fall some two weeks ago following a long period of delicate health. He was the son of the late James Fish, lumber and provision merchant. He married Miss Rachel Sinclair, sister of the late Edward Sinclair and aunt of Mrs. John McKane. He was in the sixty-second year of his age and is survived by a wife and the following brothers: William E., civil engineer, and Charles E., contractor, Newcastle, and Dr. E. Clifford Fish, Melrose, Mass. The sisters are Mrs. C. C. Hamilton, Shediac, and Mrs. Donald Morrison, M. P. P., Newcastle. The funeral will be held next Sunday afternoon at two-thirty.

ROCKWOOD'S SEASON WASN'T SUCCESSFUL

Rockwood Park will not close tomorrow evening, but will remain open in the afternoon next week, closing on Saturday. The present season has not been a successful one as far as Rockwood is concerned. The crowds have been fair, but little money was spent. The same condition of affairs is being felt by all the parks and outside amusement centres, not only in Canada, but in the United States as well. At Cony Island, Revere Beach and Wonderland the attendance has shown a marked decrease. The reason is that there are such a large number of unemployed in the country. Last year when the attractions were secured for Rockwood a heavy expense was incurred. However, the management are looking towards future years and hope that their efforts to please will meet with success. The fishing privileges at the park were ended last evening. This feature, which was introduced for the first time this season, has not been very successful. Nevertheless, what fish were secured were large and of good quality. Speaking with a reporter for The Sun last evening, Frank White stated that the park would be open next week for the convenience of visitors to the exhibition. All the attractions will be in full swing during the afternoon, but in the evening all will be dark. Mr. White said that the pavilion would be open during the winter months for the convenience of snowshoes and skating parties, when hot drinks would be served. Although nothing has as yet been decided upon, it is possible the same winter attractions will be secured for the coming season.

STRONG EVIDENCE AGAINST ALLEGED P. E. I. BURGOLARS

CHARLOTTETOWN, Sept. 10.—The police court was crowded today to witness the trial of Joseph Sheppard, of Sydney, and Chas. McDonald, of Pictou, charged with breaking into Tracadie station and stealing a horse and saddle amounting to over \$800 on Sept. 2 and 3. Attorney General Palmer appeared on behalf of the crown, and L. P. Hazard on behalf of the Dominion government. Many witnesses were examined and all the articles stolen were claimed by the owners, making each offence so strong that the prisoners have been committed for trial at the Supreme Court.

new song last night were not backward in saying that her equal has not yet been heard in this city. Miss Power will be heard in the same song. The pictures today are very good. The leading film is called "Captain Doby," and is a very beautiful and touching love story. The next picture is a comedy entitled Dr. Curran's Patients. The servant of a doctor during the absence of his master undertakes to treat all the patients who come in the office and gets himself into a great deal of trouble thereby. "Parley Vous France" is the amusing story of a man who could not speak the language of the country in which he was. The last picture is called "Turning the Tables," and is beyond question the best trick picture ever photographed. The many wonderful acts in this picture are too numerous to mention. At the afternoon shows Miss Mae Power will sing "Kathie Darling I Am Wailing," and in the evening "That Sweet Refrain." Miss Outous is singing "The Bird On Nellie's Hat."

AL DILLON AT THE CEDAR.

The Cedar is gaining more in popularity every week. Why? Because they are giving the public what they want—a first class show in every respect. Another great show tonight, The Picture Film, "The Foreman's Hatred," is one that will suit the young as well as the old. The White Man and His Word, The Hodgepodge Coat, and the Tramp and the Soup make the bill. Al Dillon will be seen in a new act. Mr. Wallace has a new song to offer. Admission 5c.

NOT WILLING TO PAY THE \$160

The ferry committee last night appointed Aid. Baskin and Aid. Holder to take charge of the alterations to the East Side Ferry building. These alterations are being made in order that the policemen who use the water street lock-up may have more commodious quarters. The changes to be made in the building to bring about this result are the shifting of a partition. The contractor wants \$160 and the aldermen are not willing to pay that sum. Those who were at the meeting were Aid. Baskin, Aid. McGowan, Aid. Baxter, Aid. Holder, Superintendent Glasgow and the common clerk. After waiting some time for a quorum the committee got to work. Aid. Baskin explained what was wanted. Aid. McGowan moved that Aid. Baskin and Aid. Holder be appointed a committee to look over the matter. Carried. Aid. Holder said he was opposed to paying \$160 for the work. Aid. Baxter thought there was little need whatever of the alteration. Aid. McGowan's motion was carried and the committee decided to go to the ferry house today and inspect the premises.

MISS POWER MAKING A HIT AT THE UNIQUE.

All who heard Miss Mae Power in her