

EXETER PEOPLE INVOLVED IN CASE OVER OLD MAN'S MONEY

Bank Clerk Accused of Conspiring to Get His Adopted Grandfather's Cash—Mayor Judd's Story.

A most extraordinary tale of an alleged attempt by a young bank clerk in Exeter to get possession of \$9,000 of his adopted grandfather's money was told by Mayor Judd, aided by certain affidavits and papers, before Mr. Justice Teetzel at Osgoode Hall, Toronto, yesterday.

George Washington Holwell, of the village of Theford, Lambton County, is the plaintiff. Mrs. Fanny Powell, who has been separated for some time from her husband, has been his house-keeper, and is his adopted daughter. Her son, George Holwell Powell, is a clerk in the Sovereign Bank branch at Exeter.

Changed the Deposit. Holwell, the plaintiff, is 71 years old. He alleges that the bank clerk and his father, J. H. Powell, came to him in last July, and induced him to take his \$9,000 out of the Sovereign Bank branch at Theford, and put it in the Exeter branch. The clerk told him he would get a higher rate of interest for it at the latter branch.

The old man made out the check to the young clerk, and the latter deposited the money in his own name in the Exeter bank. When Holwell heard of this he was very wrath, and demanded the return of the money. The young fellow would not give it back, and refused to accept a draft which Holwell drew on him. "It was a gift to me," is the claim of the adopted grandson.

The old man consulted Mayor Judd, and the latter brought suit before Judge Macbeth. A temporary injunction was granted, restraining the bank from paying over the money to the clerk or Powell, pending the trial of the action.

Changed Solicitor. Then Mr. Judd was notified that Holwell had changed his solicitors, and he would no longer be retained to act for him. Mr. Judd tells this part of the story in his affidavit.

"I called Theford by telephone, and was informed by the plaintiff's daughter that the defendant, the Powells, and one Stanbury, a solicitor, of Exeter, had taken the plaintiff to a hotel in Exeter and had got him to sign a paper, the contents of which he did not know.

RUSSIA SINKING INTO BARBARISM

Admission of Shipoff, Who Refused a Portfolio in Stolypin Cabinet.

Moscow, Sept. 28.—M. Shipoff, the veteran reformer, who declined a portfolio in the Stolypin cabinet, in an interview today said: "The chasm between the people and the Government is now almost impossible to bridge. The ruling bureaucracy is bending every resource of the empire to the task of defeating the wishes of the people. The suspension of justice, ruthless punitive expeditions and the suppression of political parties form a damning contrast to the promises of reform. Even were the promises sincere and the reforms real the people could not accept them at the hands of distracted rulers.

"There must be a change in the ministry, and Parliament must be reconvened forthwith. The majority would then be composed of Moderates, and as the process of revolutionizing will be arrested as soon as the people are assured that their struggle for elementary political liberties will be crowned with success the old regime will be irrevocably dead and a respite will be impossible. "The present regime is rapidly revolutionizing and demoralizing the country. Daily bloodshed is a matter of indifference, and political crimes are glorified. Moral principle is disappearing and ultimate right and wrong are ignored. Russia is sinking into barbarism without moral regeneration. She is doomed."

Revolutionary Order.

A revolutionary order has been circulated in the Baltic Provinces requiring the population, in addition to furnishing the Revolutionists with notification of the approach of police or troops, to institute a service for forwarding revolutionary correspondence, and making the support of the Revolutionists who have sought refuge in the forests an obligation on the whole neighboring commune.

The village elders must conceal the Revolutionists, provide them with passports and make known the lists of prescribed spies, who are to be killed on sight. The penalty for violation of this order is death, and ignorance of the revolutionary law will not be accepted as justification for its violation.

CAUGHT IN JAPAN.

Ottawa, Sept. 27.—H. W. Brick, the defaulting manager of the W. K. Wampole factory at Perth, who disappeared on July 1, leaving the company thousands of dollars behind, is reported here to have been arrested in Japan. A detective employed by the Toronto General Trust Company is said to have effected Brick's capture.

PARKHILL SEIZURE JOKE ON OFFICER?

Looks as if Some Person Had Put Up a Job—No Arrests Made.

There were no new developments today in the supposed illicit still seizure at Parkhill. It is the opinion in this city that someone put up a job on the revenue officers, and that now, the latter, realizing that they were hoodwinked, have no desire to further follow the present scent. As far as the evidence produced is concerned, it is admitted that it does not amount to anything, as the old wash-boilers are about what might be expected to be produced in a musical comedy plot laid in the Fiji Islands. In fact, it is said that they never were intended to be used in the manufacture of whisky, but are old boilers used to cook food for calves.

No Arrests.

At all events, it is plain to all that they have not been used for years for any purpose whatever. The fact, too, that the officers have made no arrests is taken as evidence that the law does not regard the seizures as having any importance whatever. Old residents of the neighborhood recall that in the past it was not infrequently the case that when a man wanted to make money he put up a job on a revenue officer. It has occurred in the past, too, that a man would secure an old boiler, solder down the top, attach a piece of lead pipe to it, and then hide it in the neighborhood. Then he would pretend to be intoxicated, and while in the company of someone whom he felt could be depended upon to carry the information to a revenue officer, he would offer to tell where an illicit still could be found if he were given \$25 or \$50.

Officer Would Bite.

As a usual thing the revenue officer would bite at the bait, and then he would be taken to the "still." The man would get his money for showing the way, and the officer would get the alleged still—and also the laugh. People are wondering whether such things happen nowadays. The statement that officials from London went to Parkhill to investigate the seizures is incorrect. The matter is being left to Chief of Police Manes, of Parkhill, and to Government Officer Flood.

BRADFORD'S FIRE.

Bradford, Ont., Sept. 28.—Early this morning fire destroyed the large Exhibition building and grandstand owned by the Bradford Agricultural Society. In the building, Mr. John Hill had about a thousand dollars' worth of sleighs and cutters on which he had \$400 insurance.

A case has already been entered for trial at the non-jury sitting of the high court, which opens on Oct. 2. It is Peck & Co. vs. T. Fox, brought to recover \$117.75 alleged to be due for goods supplied.

KILLED HER NURSE

Insane Murderess Stabs Attendant With Pair of Scissors.

Newburgh, N. Y., Sept. 27.—Lizzie Halliday, a murderess, confined in the Mattawan Hospital for Insane Criminals, made a murderous assault this morning on a female attendant, Miss Nellie Wicks, aged 21.

The Halliday woman followed Miss Wicks into a lavatory adjoining the ward, knocked her down, and taking a pair of scissors from Miss Wicks, stabbed her in the throat. Miss Wicks died two hours later. Lizzie Halliday in 1893 killed her husband, Paul, and two women, concealing the bodies under the house at Burlington, a little place in Sullivan County.

An insane fondness for Miss Wicks and violent opposition to her impending departure, was the motive which prompted Mrs. Halliday to kill her.

TRANSCONTINENTAL MIDDLESEX BOY IS PUSHED ALONG HONORED IN WEST

Tenders for 500 More Miles of the Road About To Be Called For.

[Special to The Advertiser.] Ottawa, Sept. 28.—It is understood that the Transcontinental Railway Commission is arranging to call for tenders for about 500 miles of the road. There is now 400 miles under construction. Tenders will be called for in November or early in December. By that time the surveys will be completed. The sections for which tenders will be called are as follows: Superior Junction, eastward; Latuque, westward; Quebec, eastward; Moncton, westward, and about 200 miles east and west of Lake Abitibi, which will make 500 in all.

MADE A LIFE MEMBER

Seventh Regiment Rifle Association Honors Major Hayes.

The Seventh Regiment Rifle Association showed its appreciation of faithful work when, at its annual meeting last evening, it elected Major Hayes a life member for the 500 miles. Major Hayes has taken a very active part in the promotion of rifle shooting among the members of the regiment, and has been in no small measure responsible for the success attending the many regimental shoots. That he should be honored by the association in this way was quite fitting.

The officers elected for the year are as follows: Honorary Presidents—Sir John Carling and Lieut.-Col. A. M. Smith. President—Lieut.-Col. Little. Vice-President—Major Hayes. Treasurer—Lieut.-Col. Bentley. Secretary—Lieut. Gregory.

The executive comprises the officers of the association, the rifle committee and staff officers of the regiment. The annual accounts, showing receipts and expenditure, were presented. They showed a small balance on hand and were sent to the auditors for verification. Committees were appointed to arrange for the annual regimental match on Thanksgiving Day. There was a large attendance and much enthusiasm prevailed.

FIRE IN WINNIPEG

Carriage Warehouse Damaged—Loss About \$28,000.

Winnipeg, Sept. 28.—Fire broke out in Boyce's carriage warehouse, Rose avenue, last night. It started in the basement and worked through the heating flue to the fifth floor. The department did excellent work, and within an hour had the flames under control, never having allowed them to break through the walls. Damage about \$28,000, chiefly to the contents. Fully covered by insurance.

Dauphin, Man., Sept. 27.—Word has been received here of a serious loss of a farmer named E. Eagle, near Carrot River, some days ago, when a prairie fire destroyed his granary, containing 3,000 bushels of wheat. Forty tons of hay were also consumed.

LAST HAS PAID UP

No More Teamsters Will Appear in Court for a While.

The last of London teamsters who failed to pay his license appeared in the police court this morning, and after being severely censured for his carelessness was allowed to go, when he had taken out the necessary permit and paid the costs of the court. One young man who rode a bicycle on the sidewalk was fined \$1.

A non-support case was adjourned for one week to allow the parties concerned to reach a settlement. One first-time drunk was allowed to go on condition that he refrain from drink forever more.

KILLED WIFE AND HIMSELF.

Chicago, Sept. 28.—Charles G. Kline, an Evanston coal merchant, shot and mortally wounded his wife while she was in bed at their home early today. One first-time drunk was allowed to go on condition that he refrain from drink forever more. Mrs. Kline died half an hour later. Kline was for some years a patient in a sanatorium. They leave six children.



MR. C. A. STUART.

MIDDLESEX BOY HONORED IN WEST

Mr. C. A. Stuart Appointed to Supreme Court for Northwest.

A dispatch from Ottawa announces the appointment of Charles A. Stuart, of Calgary, as a judge of the supreme court for the Northwest Territories. Mr. Stuart is a Middlesex boy, a brother of Mr. Alex. Stuart, K.C., of this city, formerly of Glenora, and has many friends throughout the western section of the country, who will be pleased to hear of his appointment to such an important place on the bench.

Mr. Justice Stuart is the youngest son of the late Charles Stuart, of Carleton Place. He was educated at the public schools of Carleton Place, the Strathroy Collegiate Institute and Toronto University, obtaining at his matriculation four first scholarships, a record never exceeded and only twice equaled in Toronto University. Throughout the university course his record was most brilliant, for he always took first place in first-class honors. He captured the scholarship in classics and the gold medal at graduation; first-class honors in modern languages for two years, and first-class honors and the Blake scholarship in political science.

"Public Relations" together with history and other prizes. At the same time he took a leading part in all university politics, being president of all the societies to which he belonged. After graduating in Toronto he held a fellowship in Columbia College, New York, but returned to Toronto to accept the chair of history during the illness of Sir Daniel Wilson. He afterwards accepted a fellowship in Canadian and English constitutional history in the university, studying law at the same time in the law school, Toronto, and in the office of his older brother, Mr. Alex. Stuart, K.C., then of Glenora.

After spending some time for the benefit of his health in Mexico and on his brother's ranch near Calgary, he began practicing in the latter city, and was soon recognized as a sound and reliable lawyer. He took a keen part in the public affairs, particularly on the foundation of the new provinces, and was recognized as the authority on all historical and constitutional questions. He was the choice of the Liberal party for the representation of Calgary in the Assembly, but declined in order to make way for the Hon. Mr. Cushing. He was afterwards elected for the riding of Gleichen, and took a leading part in the legislation of the House, carrying through several important measures. His appointment to the bench had been predicted and highly approved by all parties in the Province.

THE WEATHER

TOMORROW—RAIN.

Toronto, Sept. 27-8 p.m. Showers have occurred today in the Maritime Provinces, and the weather has been fine, and for the most part warm. The severe tropical storm which appears now to be centered over the State of Mississippi. Minimum and maximum temperatures: Toronto, 50-60; Calgary, 36-60; Swift Current, 26-70; Winnipeg, 22-72; Port Arthur, 38-68; Parry Sound, 44-66; Toronto, 50-70; Ottawa, 52-68; Montreal, 66-68; Quebec, 62-68; St. John, 54-58; Halifax, 48-70.

FORECASTS.

Friday, Sept. 28, 8 a.m. Today—Winds, increasing to gales, easterly to northeasterly; fair. Rain tonight and most of Saturday.

TEMPERATURES.

Table with columns: Stations, 8 a.m., Min., Weather. Rows include Toronto, Ottawa, Montreal, etc.

LOCAL TEMPERATURES.

The highest registration at the London weather bureau yesterday was 70°; low 48°.

WEATHER NOTES.

A severe tropical storm is this morning sweeping across the States. It is less energetic at present, but it still promises stormy weather over the western portion of the middle Atlantic states and the lower lake region. The changes will be generally unimportant.

STORM COMING NORTH.

Washington, Sept. 28.—Reports received by the weather bureau today indicate that the southern storm is now central in Arkansas. It is less energetic at present, but it still promises stormy weather over the western portion of the middle Atlantic states and the lower lake region. The changes will be generally unimportant.

A LONDON MAN UNDER ARREST

Information Laid Against Mr. John O'Gorman—A Bye-Election Echo.

[Special to The Advertiser.] Toronto, Sept. 28.—On information laid by Provincial Detective James Rogers, the police arrested at noon today John O'Gorman, on a charge of bribery and other corrupt acts during the ondon bye-election, when Hon. C. S. Hyman defeated William Gray. Mr. O'Gorman appeared in the police court this morning, and at the conclusion of the preliminary hearing was allowed out on \$1,000 bail.

The witness in the box today was the complainant, Jeremiah Collins, of London, who charged that Mr. O'Gorman had promised him a Government job if he would vote and work for Hyman. Mr. Collins did not get the job, he says, and hence the arrest. (Continued on Page Eight.)

RESCUED 400 PEOPLE

Fishermen's Women and Children Brought to St. Johns.

St. Johns, Nfld., Sept. 28.—The Government mail boat from Labrador has arrived, bringing 400 women and children who constituted the fishing crews wrecked in the Strait of Belle Isle, and along the coast of Newfoundland during the recent storms. Most of the crews immediately started homeward. The survivors report the narrow escape of the missing hospital ship Strathcona, which was caught in a gale that it weathered with difficulty.

SALVATION GIRLS COMING

Daily Applications from Servantless and Wifeless Colonists.

London, Sept. 28.—"As regards the servants we are sending abroad," said Commissioner Nichol, when interviewed by a London newspaper, "we reach a class of women who do not usually become domestic in this country. There is the woman who has been betrayed, but who is not evilly inclined. We remove her from the atmosphere of shame which surrounds her, from the pointed finger of scorn, from the temptation which may come of mere desperation. Then there are the semi-indebted girls, who are subject to discipline in new surroundings. Nearly all of these girls make industrious servants, and after becoming good wives and devoted mothers."

The Salvation Army is receiving daily applications from wives from servantless and wifeless colonists, and arrangements have just been completed for sending to British Columbia a number of household helpers, the employers and prospective husbands defraying part of the expenses.

The Bristol distress committee, under the unemployed workmen act, have emigrated eleven men, with thirty-nine dependents, to Canada.

RECALLS RODNEY MURDER

Man Tried and Acquitted Brings Action for Damages.

St. Thomas, Ont., Sept. 28.—The Rodney murder, for which no one has been punished, is recalled by an examination for discovery held before D. McLaws.

It will be remembered that Miss Eliza Lowry, an aged maiden woman, of Rodney, was staying with Mrs. Covel, of Old Rodney, her husband being away from home during the night. Miss Lowry was murdered and her body found lying outside, at the back of the house. Mrs. Covel was in the house on the night of the murder. Alex. Willis was arrested on the charge of committing the murder, and was tried and found not guilty.

Willis now brings action against Mrs. Mary Cole for damages for slander, it being alleged that she persistently alleges that Willis is the guilty party.

SEVEN HOTELMEN CONVICTED.

Toronto, Sept. 28.—Chief Officer Milo Saunders, of the license department at the Parliament buildings, reports that seven convictions were made before the magistrate at Welland, for infractions of the liquor license act, the fine imposed in each case being \$50. A number of other prosecutions are pending at Port Colborne, Bridgeport and Niagara Falls.

Andrews May Die

A special to The Advertiser from Guelph today states that doubts are entertained for the recovery of Hardy Andrews, the London brakeman who was injured on Saturday morning near Guelph Junction, in the collision between a G. T. R. mixed train and a fruit special.

Andrews spent a very bad night, and this morning his condition was critical. Chances of recovery are against him.

Everything possible is being done for Andrews by the Grand Trunk's medical attendant, and special nurses are caring for him both day and night.

Mr. Hyman Encourages the Canadian Architects

Offers \$15,000 in Prizes for Designs of Government Buildings.

Ottawa, Sept. 27.—Government today decided to set apart \$15,000 as prizes in the public competition for the best designs for the proposed new departmental buildings.

None but Canadians will be allowed to compete, and the designs must be in the hands of the Minister of Public Works by Feb. 15 next.

The first prize will be \$8,000, second \$4,000, third \$2,000 and fourth \$1,000.

These awards should be sufficiently generous to develop a spirit of keen rivalry among Canadian architects and to result in the creation of a work of genius fit to take its place among the best examples of architectural beauty.

According to the arrangements decided upon by Hon. Mr. Hyman; Mr. Edmund Burke, president of the Architects' Association of Quebec; Mr. Chase, president of the Architects' Association of Ontario, and Mr. David Ewart, chief architect of the public works department, form the board of assessors to determine which designs are most meritorious. Each competitor will be furnished with a copy of the conditions, and a survey showing the contour of the site, and must send his design and his name to the minister in a sealed envelope. Each design will be numbered before being handed to the assessors so that the identity of the competitor will be unknown to them.

SPLIT IN RANKS OF CONSERVATIVES

Trouble Arises Over Patronage and the Picking of a Convention.

Toronto, Sept. 27.—There has been a split in the ranks of the North Toronto Conservatives over the picking of the convention that gave W. K. McNaught the nomination when Beattie Nesbitt was appointed registrar.

The unsatisfactory condition regarding the disposition of patronage is another grievance.

This has led to the formation of a new Conservative Association in North Toronto. The funds have all been subscribed and the provisional officers chosen.

The organization meeting will be held in a few days.

M. C. R. APPEALS.

Toronto, Sept. 28.—The Michigan Central Railway Company asks the court of appeal to set aside the verdict of \$9,000 damages awarded by Judge Tietzel and a jury to the widow of Robert H. Schwoob, a fireman, who was scalded to death while in the company's employ. Judgment reserved.

FIRE RANGER DROWNED.

Biscuiting, Ont., Sept. 28.—Two fire rangers, who have just arrived from Green Lake Post, report that they picked up Angus Taylor in a helpless condition on Canoe Lake, his mate, Roy O'Donnell, of Brechin, Ont., having been drowned by the capsizing of their canoe in a squall. They were rangers on the Mississauga forest reserve.

CITY SOLICITOR IS CRITICISED BY MEMBER OF WORKS BOARD

Charged With Giving Two Opinions on Same Question—Company Gets Land.

The board of works last night agreed to allow the London Foundry Company to rent, from year to year, 30 feet on the south side of the west end of King street, immediately west of Thames street.

The motion, which was made by Ald. Saunders, was vigorously opposed by Ald. Wyatt, who pointedly criticised City Solicitor Meredith for giving the two opinions on the subject, diametrically opposed to each other.

When the London Foundry matter came up a memo. was read, in which it was stated that the company should be of opinion that the piece of street from the city at a nominal rental from year to year.

Ald. Wyatt Astonished.

"Well, that beats me," Ald. Wyatt declared. "A short time ago he advised the council neither to rent nor sell the land, as it was very important that the city should hold it. Now he has swallowed himself. I can't understand it."

"What's wrong about it?" Ald. Garratt asked. "Didn't the city sell the west end of Bathurst street to the street railway company?" Who made the kick then?

"The cases are not parallel," Ald. Wyatt said. "They are altogether different. The city's main sewer does not run through Bathurst street, as it does through King street."

"Well, the city solicitor gave me that opinion," Ald. Garratt interrupted.

Sixty-five per cent of the property in Sussex street occupying the site of the proposed structures has already been purchased. If the owners of the balance hold out for a price deemed to be excessive the question of compensation will have to be determined by the exchequer court. It is proposed to have two separate buildings of five stories, one for the department of justice, the railway commission and the supreme and exchequer courts, and the other for departmental offices. What departments are to occupy the latter is a matter for future consideration. The judicial building, as it may be designated, will be equipped with free library.

The designs must cover placing buildings on sites, laying out of necessary avenues and roads, and connecting of Parliament Hill with Majors Hill Park, upon which the buildings will front, by an ornamental bridge over the Rideau Canal. The new buildings are to have a floor space of 225,000 feet, which is 12,000 more than is contained in the eastern and western and Languevin blocks.

The space provided at present in buildings rented by the Government is 186,131 superficial feet. The new structures are to be fireproof in character, the materials composing the interior to be of steel and cement. The competitive designs will be limited to sketches in ink, and no brush work will be allowed, except for finishing the windows in sections. The number of square feet in each room, the lineal dimensions, and other particulars must be shown. The drawings are to be without shade or color, and contain plans of separate floors, elevations, etc.

WESTERN WHEAT BEING THRESHED

Some 85,000,000 Bushels, the Estimated Yield from 4,500,000 Acres.

[Special to The Advertiser.] Ottawa, Sept. 28.—The trade and commerce department has received reports which indicate the wheat yield in Manitoba, Alberta, and Saskatchewan at 85,000,000 bushels from 4,500,000 acres. It is said that the yield would have been considerably larger but for the hot wave in August, which was very severe.

About 6,000,000 bushels of the new wheat have been inspected. Of this 25 per cent is No. 1; 40 per cent, No. 1 Northern; 15 per cent of the yield to be high grade.

The fine weather is facilitating threshing, etc. Some damage from frost is reported from the Regina county.

VALET GETS ALL

Rich Man's Will Leaves Mother and Sister Without a Cent.

New York, Sept. 28.—Patrick Colbert, a valet, receives a fortune under the will of his employer, Dr. Frank J. Freely, which was admitted to probate in the King's County court today as the climax of a long-fought contest.

Colbert is the sole beneficiary, as the testator cut off his mother, sister and other blood relatives.

Under the trust agreement the valet will receive about \$600,000. Dr. Freely died at Stoney Creek, Conn., last March.

"If what you say is true, I have been misled by the city solicitor," Ald. Wyatt continued. "A short time ago he advised us neither to rent nor sell the property."

Ald. Garratt Objects. "Perhaps it would be wise to have the solicitor to send in a written report to this effect," Chairman Gerry suggested.

"I'll move Mr. Meredith be asked for a written opinion," Ald. Wyatt said. This questioning of Ald. Garratt's accuracy irritated him.

"I object, right now," he said. "This is the city solicitor's opinion. You've got the memo. from the city clerk," he said turning to Secretary Bell.

"No, I got it from you," Mr. Bell replied.

"Didn't the city clerk write it?" "Yes, he did," the secretary answered.

Motion Adopted.

"Well, then, to satisfy Ald. Wyatt, call up the city solicitor," Ald. Garratt said.

"I don't doubt Ald. Garratt's word," Ald. Wyatt explained, "but I can't reconcile the two opinions of the solicitor."

"This is only a move to obstruct an industry we already have," Ald. Garratt retorted. "The firm could hire more men if the city would not keep it back."

The city solicitor was sought, but he was out of town. The motion was then put and carried, Ald. Wyatt alone dissenting.

"There are half a dozen men in this city who can pull the council any way they like," Ald. Wyatt declared. "You can put that in The Advertiser, and say I said it."