

### CONVICTION IN SCOTT ACT CASES UPHeld

Supreme Court Dismisses Appeal In Beal and O'Neil Cases — George McKean Also Loses Case.

#### INFORMATION LAID BY TELEPHONE ILLEGAL

Special to The Standard. Fredericton, Sept. 23.—The supreme court this afternoon delivered a number of important judgments, the cases being those heard at last term.

In the King vs. Peck ex parte Beal, in which the case was held in Albert county and Beal was convicted under the Canada temperance act. Defendant appealed on grounds chiefly that over a year elapsed between the laying of information and the issuing of summons, while the act provides that action must be brought within three months from the commission of offence.

Court held, Judges McLeod and McKeown dissenting, conviction was good and dismissed the rule.

In the King vs. Peck ex parte O'Neil, O'Neil was convicted under C. T. act for sending liquor into Albert county, an appeal was taken on the main point being that the liquor was for private consumption.

The court upheld conviction and discharged rule.

In Gibson vs. Toronto Construction Company, court ordered a non-suit and ordered pursuant to leave reserved.

Misdirection of Jury. Edmundson vs. Allen, appeal from York County Court, Judge Forbes presiding in place of Judge Wilson. Case one of assault and battery awarded damages. Appealed on grounds of damages being excessive, and also misdirection of Judge. Court allowed appeal and ordered new trial on the ground that judge misdirected jury and latter were likely influenced by charge.

McKean vs. Dalhousie Lumber Company. Case arose out of lumber contract and tried before Judge White. Verdict was rendered for defendant with leave to plaintiff to move for verdict of trial. Court held per Chief Justice and Judges McLeod and McKeown that verdict should stand. Judges Landry and Barry held judgment should be entered for plaintiff. Verdict stands.

King vs. Murray ex parte Copp. This was an appeal from conviction made under the C. T. Act. Rule was taken out on the ground of insufficiency of information as it appeared was laid by telephone. Court ordered rule to be made absolute to quash conviction, one of the judges remarking that it would be somewhat difficult to understand how an informant could sign an information in this way.

FRAUDULENT USE OF MAILS COST \$500. Portland, Me., Sept. 23.—Simon Courcier of Pennsylvania, who was indicted for improper use of the mails, in conducting a fraudulent premium scheme in Portland, pleaded guilty in the United States court today and was fined \$500 and costs. He paid.

N. Y. CHIEF ENGINEER HANDS IN RESIGNATION. New York, Sept. 23.—Henry B. Seaman, chief engineer of the public service commission resigned today with a farewell prediction that if the commission does not change its methods, any attempt to build the proposed tri-borough subway to cost

### G. T. R. CUT WAGES.

Reduction Effected in Toronto Shops By Laying Off Men One Day in Each Week.

Toronto, Sept. 23.—The Grand trunk officials started their employment today by issuing an order to the effect that wages must be reduced. The method applied in reducing the wages is not what is termed a direct cut, instead the men will be laid off one day each week or four days a month. This means that the men in the shops will lose from \$6 to \$8 a month. The order applies to shoemakers, car repairers, car tappers, in fact all who are not tradesmen.

### NEW STEAMER FOR ST. JOHN

Steel Craft, Called The Canso, Launched On Last Day Of Fair—Boat Coming Here For Government.

Special to The Standard. Yarmouth, Sept. 23.—The exhibition closed this evening, and thanks to the good weather of the last two days, the receipts will probably meet the expenditures. Yarmouth's fairs have always been self sustaining with the aid of the government grant.

The cost is in the vicinity of \$50,000. On the invitation of Harold S. Crowl, the manager of the New Brunswick-Johnson Co.'s works, a large number of the citizens accompanied the pretty little steamer on the trial trip and all spent an enjoyable hour or two.

### REACTION IN TURKEY NOW

Telegraphic Reports To Mission Board Tell Of Persecution And Unfriendly Conduct—Court Martial Active.

Boston, Sept. 23.—A violent outbreak of hostilities against a number of prominent Albanians in the city of Elbasan, who are known to be connected with the movement for progress in education and for religious toleration, is reported in a despatch just received by Rev. Dr. James L. Barton, of the American board of commissioners for foreign missions. The principle "boy in the city of Dibra has also been beaten and sentenced to 100 years imprisonment, and his house burned. For the same reason, at Elbasan, a progressive editor, friendly to the American mission, has just been sentenced to exile for life.

A telegram from Rev. C. T. Erickson, the American board missionary at Elbasan, reads: "Court martial has ordered me to leave here temporarily with my family." Another despatch from Elbasan states that hundreds are being beaten, some almost to death. The entire situation seems to show a complete reaction from the progressive policy emanating from Constantinople. Subsequent despatches announce the arrival of Mr. Erickson and family at Monastir.

\$120,000,000 will "end in disaster to the work and the reputations of those ostensibly responsible for it." The chief engineer complains that his opinion has been over-ruled.

## Woodstock Fair a Great Success

Judges Speak Highly of Dairy and Fruit Exhibits—School Department a Feature.

Special to The Standard. Woodstock, Sept. 23.—The three days exhibition closed at 10 o'clock tonight and proved a grand success in every particular. This at least is the opinion of Andrew Elliott of Ontario and S. L. Peters, two of the principal judges.

first class of dairy goods and is very creditable to the exhibition. "I desire to say that I am greatly surprised at the extent and quality of the fruit, and it is a most complete answer to those who assume that fruit cannot be successfully grown in Carleton County.

"I very much doubt if the exhibits of Alexander, New Brunswick Red, Crimson Beauty and Dudley Winter varieties can be excelled in any part of the province and the display should encourage increased production.

The school exhibit as usual proved one of the best drawing attractions at the exhibition. The exhibit from the Indian reservation was considered remarkably good for the short time the school there has been in operation.

### REVENGE FOR WIFE SLAIN IN ARMENIA

Bogus Matsukian Shot Down Two Turks On Steps Of Lowell Post Office—One Is Dead In Hospital.

#### ARMENIAN CLAIMS VICTIM KILLED WIFE

Lowell, Mass., Sept. 23.—On the steps of the Lowell post office during a busy part of the afternoon, Bogus Matsukian, an Armenian, aged 35 years, fired four shots from a revolver at Mohammed Ahmad, aged 35 and Ahmad Noory, aged 34, both Turks, inflicting wounds that caused Mohammed's death tonight at the hospital. Noory was dangerously wounded, but it is thought he will recover.

Matsukian, whose name has been Americanized into Paul Mike, gave himself up without any struggle and said he shot the two men because they had maltreated and killed his wife, whom he had left behind at Shakajin, a suburb of Harpoot, Armenia, six years ago. The shooting caused a panic in the crowded streets and one of the shots went wild through one of the post-office windows narrowly missing Edwin H. Cook, an employe. The three men had met on the steps and had sat down for a talk. Suddenly Matsukian leaped to his feet and drawing a revolver fired at Mohammed. The bullet passing through the heart.

Fired at Prostrate Man. Noory turned to flee but Matsukian sent a bullet crashing into the fugitive's head, and then turned to the prostrate Mohammed again, firing a second shot into the man's body, while still a fourth bullet went wild through the post office window.

There was a wild scramble for safety by the crowds around the men and a policeman rushed up to whom the Armenian surrendered without making any attempt to escape or resist. Ahmad Noory was operated upon at the hospital and had recovered sufficiently tonight to tell a story that differed materially from Matsukian's, according to the police.

Noory says that when the three men met on the post office steps Matsukian had demanded from them \$40 saying he must have it at once. They refused to give him any money and then the shooting began. Matsukian told the police later, it is said, that he had purchased his revolver and ammunition with the last cent he had.

INQUEST ON DEATH OF P. E. I. BLACKSMITH. Roused From Sleep And Treated To Liquor By Young Men Was Found Dead Next Morning By Wife.

### DR. COOK LIVING IN MUNICH HOTEL

New Yorker Met Discredited Explorer And Had Conversation With Him—Admitted His Own Identity.

New York, N. Y., Sept. 23.—Dr. Frederick A. Cook, the vanished explorer has been seen again, this time in a Munich hotel under the name of Mr. Coleman and family. Michael M. Ryan, of Bridgeport, Conn., an inventor and an associate of Sir Hiram Maxim has informed the New York Times which will publish his account tomorrow, of how he met the doctor. "I arrived in Munich on August 31," said Mr. Ryan, "and on entering the dining room of my hotel, I was amazed to see Dr. Cook, his wife, son and daughter, sitting at a table. There was no attempt at disguise. I am acquainted with the doctor and on recognizing him, immediately walked over to him, addressing him by name. He knew me, answered to his name, and introduced me to his family."

### FIRST ALPINE FLIGHT ENDS IN DISASTER

Successful Aviator Injured in Alighting LOST \$20,000 PRIZE

#### George Chavez, a Peruvian, Crosses The Alps At Height Of 8,000 Feet—Came Down Too Fast.

Domodossola, Italy, Sept. 23.—The great feat of crossing the snow-capped Alpine barrier between Switzerland and Italy in a heavier than air machine, was accomplished today by Geo. Chavez, the young Peruvian aviator. But the plucky hero of the exploit met tonight in the Domodossola hospital badly injured as the result of an accident which occurred just as he had completed the most arduous and nerve racking portion of a task he had set out to accomplish—a flight from Brig, Switzerland across the Alps to Milan, Italy, in all a distance of about 75 miles. Both his legs are broken, his left thigh is fractured and his body is badly contused, but the physicians in attendance are of the opinion that the hurts will not prove fatal, and that unless unlooked for complications ensue, Chavez will be about in two months.

The accident occurred as Chavez was endeavoring to make a landing here. The Alps had been crossed most successfully and the aviator was descending gracefully with the power of his machine cut off. When it was about 30 feet above the ground a sudden gust of wind seemed to catch the monoplane which turned over and fell carrying down Chavez with it. When the crowds that had been watching the descent ran up they found Chavez lying bleeding and unconscious beneath the snow-capped wings. Willing hands tenderly lifted the aviator from the ground and bore him to the hospital. Fifty miles away and over the country that has none of the hazards of the Alps, lay Milan, the goal Chavez was seeking in an endeavor to win a prize of \$20,000 offered by the Italian aviation association for the flight. Chavez had lost the race.

Story of the Flight. The weather at Brig was clear and bright when Chavez made his start. Leaving the ground with his motor running at full speed he rose in sweeping circles until he had reached an altitude sufficient for him to clear the Resti shoulder, to the south-eastward of Brig. This obstacle having been overcome the Peruvian aviator headed his monoplane straight for the snow-capped crags of the Piat-chorn. Constantly ascending Chavez reached the Simpon Kula where at an altitude estimated at 7200 feet he turned his machine south over the Kewasner glacier. Chavez was seen from his left and the frozen peak of the Hubschorn at his right.

After crossing the divide instead of taking a short cut over the Monchers pass, Chavez followed the route of the towering white mountain head of Monte Leone, which rises to a height of 16,646 feet and passed down the Gonde gorge, a deep gulf in sweeping sheer walls until he reached the open valley of the Vadrone, and then descended easily toward Domodossola which is 889 feet above the sea level. It was here that the accident occurred.

Some of the spectators of the flight say that after crossing the Simpon Pass Chavez followed the short cut route over the Monser Pass, which is 8,000 feet above the sea. If this be so, it is possible that the Peruvian beat his own world's record for height of 8,771 feet.

Traversed by Napoleon. The 25 miles between Brig and Domodossola, which it took the armies of Napoleon to traverse, a fonder Chavez accomplished by the way of the Eagle in exactly forty minutes. From the high point at Monser he descended 7,000 feet in 13 miles, his machine gaining momentum as it flew over the jumble of lower peaks, gullies and hills beyond, until the speed was terrific as it approached the aerodrome here. This doubtless caused the accident which turned the cheers of admiration by the waiting crowd into cries of horror, for the machine came hurtling to the ground, just as it seemed Chavez was about to alight in safety. After treatment in the hospital, Chavez regained consciousness. He said he was unable to explain how the accident occurred—that he could not remember having fallen. The generally accepted opinion is that it was due to a slight shift in the rudder while the monoplane was going at a high rate of speed. Thousands of the aviator's friends and others arrived here from Milan and other points to tender their services to him.

Continued on page 2. DISTINGUISHED PASSENGERS. Quebec, Sept. 23.—The steamer Empress of Britain left Quebec this afternoon at 3:40 o'clock with about 650 passengers. Amongst the first class were Lord and Lady Albermarle, Lord Clinton, Sir H. H. Cozens-Hardy, Sir Walter Cano, Lady Hillier, Mr. and Mrs. Vezev, Capt. Duncan Miller, Mr. and Mrs. Nedef, the Assyrian strong

### TWELVE KILLED 11 INJURED IN KANSAS WRECK

Cloudburst Washed Out Steel Bridge And Train Plunged Into Gap At Full Speed—Many Drowned.

#### BASEBALL TEAM ESCAPED INJURY

Clayton, Kan., Sept. 23.—A dozen persons lost their lives and 11 others suffered injuries in a wreck today of a west bound Rock Island passenger train running to Denver from Kansas City. The wreck was the result of a cloudburst, which carried out a steel bridge, and turned what is normally almost a dry bed, into a torrent many yards wide. The water washed out nearly a thousand feet of track also. The train, running at full speed, plunged into the gap. The locomotive and mail car went into 20 feet of water. The chair car almost telescoped the smoker, ahead of it. Several passengers in these two cars were killed almost instantly. Others were carried into the raging stream with the wreckage, and drowned. It was many hours before the bodies could be recovered. Passengers in the Pullman and the other day coaches were hurled from their berths or seats by the shock. Those who were able hurried out into the storm and gave what assistance they could to the injured. Members of the Topeka baseball team of the western league were occupants of the Pullman, but all escaped injury. Nearly all those killed and hurt were in the smoking car, and the day coach next to it. All the slain passengers lived in Kansas and Colorado.

### LAST CHANCE FOR PRIZES

Special Period Contest Closes Tonight And Work Of Few Hours Remaining Sure To Tell—Have You Enough.

All candidates are requested to turn in their subscriptions to The Standard office as early as possible today, in order that the contest department may have time to make out the proper voting certificates. Members of the Topeka baseball team of the western league were occupants of the Pullman, but all escaped injury. Nearly all those killed and hurt were in the smoking car, and the day coach next to it. All the slain passengers lived in Kansas and Colorado.

JUST A FEW HOURS. Just a few hours remain for the voters to cast their ballots for the winners of the special prizes. It will be well for contestants to turn in their subscriptions during the day and take the ballots away with them to cast as near the closing hour as they care to. This will do away with a great rush at the last minute, as well as giving the contestants time in the evening to get those last few promises which they will surely need to win.

WESTMORLAND CO. TEACHERS' OFFICERS. J. C. Pincock Of Moncton Is Chosen President At Institute Meeting—Chief Superintendent Carter Speaks.

### C. P. R. Officials Talk at Halifax

Visiting Vice-Presidents Promise Better Service on D.A.R. and Through Freight from Montreal.

Special to The Standard. Halifax, Sept. 23.—At the luncheon of the two visiting vice-presidents of the C. P. R. at the Halifax Hotel today, General Manager McNeil said he had found a demand all along the D. A. R. for better communication with Halifax. Lots could be done in the way of increased facilities when

### FISHING CONDITIONS.

Newfoundland Government Will Not Hamper Americans Until Appointment of Commission.

St. Johns, Nfld., Sept. 23.—The present conditions governing the winter herring fishery in the Bay of Islands, probably will remain unchanged during the coming winter. Pending the appointment of an international commission as authorized under the recent decision by the Hague Tribunal, to determine the fairness of local fishery regulations made by the Newfoundland government, it is understood that the colonial government will not attempt to subject American fishermen to any additional regulations.

### MISS CAMPBELL IS CHAMPION

British And American Title-Holder Also Leads Canadian Players—Exciting Match From Miss Anderson.

Special to The Standard. Toronto, Sept. 23.—In one of the hardest fought and exciting contests which has ever taken place in the annals of the competition, Miss D. Campbell of Hamilton, the present British and American champion, defeated Miss Henry Anderson, of Montreal, the present champion in the final for the Canadian ladies golf championship, at the Toronto links this afternoon at the 15th hole, by 2 up. From start to finish it was a battle royal with the issue in doubt almost to the last hole. Admitted that Miss Campbell deserved the match on her day's play, yet every congratulatory message was extended to Miss Henry Anderson on the splendid uphill game she played. Not once during the progress of the keen contest did she lead her redoubtable opponent and even though she was favored with the worst luck there was no disposition on her part to do other than play all she knew.

As a matter of fact the story of the game resolves itself into a series of nearly contested holes, brilliant drives and the big gallery of spectators who followed the players with breathless interest, an exposition of golf as it is rarely seen in Toronto. In a word the match was one which will not be soon forgotten by those who witnessed it.

### ROYAL HUMANE MEDAL FOR HALIFAX SOLDIERS

Heroism Displayed By Corporal And Gunner Robinson In Saving Wife And Child Of Comrade Recognized.

Special to The Standard. Halifax, Sept. 23.—On Sunday, May 21st, Corporal Gregg of the R.C.G.A., who came here from London, Ont., lost his life while on sailing and his wife and child came near sharing a similar fate. At the time there was a stiff breeze blowing and a heavy sea running but these facts did not deter two of Corporal Gregg's comrades who witnessed the accident from going to the rescue.

These men were Corporal Millen and Gunner Robinson both of No. 1 Company, R. C.G.A., and after a hard fight with wind and water they succeeded in saving Mrs. Gregg and the child, the rescue of the latter being a particularly daring piece of work, Gunner Robinson diving three times before he located the child held to the bottom by a death grip in the eel grass, then bringing it to the surface and swimming with his unconscious burden to the shore. At the time both these men were praised for their heroic action and the honor of the Royal Humane Societies medal has been conferred on both Corporal Millen and Gunner Robinson.

### BOSS BRAYTON LOSES BATTLE WITH DEATH FOE

Famous Blind General Autocrat Of Rhode Island Dead After Forty Years Of Undisputed Power Over State.

Providence, R. I., Sept. 23.—The Republican party of Rhode Island was without an acknowledged leader tonight for the first time in 40 years, death having claimed today Gen. Charles Ray Brayton, the "blind boss" Rhode Island representative on the Republican national committee and the controlling force in the party's destinies since 1870.

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Senator Nelson W. Aldrich for many years a national figure has announced his withdrawal from active political life, and Hunter C. White, sheriff of Providence and General Brayton's intimate friend, trusted political ally and possible successor, died less than a month ago.

Gen. Brayton died at a private hospital at 8:45 a. m. Death, according to the attending physician, was due to diabetes from which the general had suffered for 10 years, hastened by a fractured hip, sustained by a fall on Aug. 28 last. The death of the general came as a surprise to all except his family, his intimate friends and his family physician.

In the opinion of shrewd political observers there is no one in the state who will occupy the position held by Gen. Brayton for 40 years. While there are many prominent Republican workers there is said to be no one who can command the power and influence enjoyed by the blind boss as he was called by friend and foe alike. His power politically, was unquestioned, and although Braytonism was for years an issue in his own party, as well as a point of attack on the part of the Democrats, Braytonism was never downed until today, when the general lost his first fight, but death and not political opposition was his conqueror.

Throughout his long and turbulent political career, General Brayton welded almost absolute power, through his ability to elect the legislative candidates of his own choosing from the smaller towns and villages, of the state, each municipality being allowed to elect its own constitution, one member in the state senate, regardless of population. The general's loyalty to his friends, and the fact that never was he known to break a promise enabled him to hold the balance of voting power in practically every town and village in Rhode Island, although in all the cities there was bitter opposition to him, and to his political methods.

A distinguished civil war record, political generalship, absolute power, all sides to be of the highest order, loyalty to friends and supporters, and an ability successfully to guide the destinies of his party in spite of the most violent opposition, united in making the general the most powerful as well as the most prominent figure in the political life of the state.

The funeral of General Brayton will be held from Grace Episcopal church Monday afternoon at 2 o'clock. The funeral will be public, but private services will be held at the residence of Miss Beldin, the general's sister in law, prior to removal of the body to the church.

Rev. Chas. H. Ewer, department commander of the Rhode Island department, grand army of the republic, will be the officiating clergyman. Interment will be at Swan Point cemetery. The executive committee of the republican state central committee met in special session late this afternoon, and adopted resolutions expressing the sorrow of the members and the organization at the demise of the national committee.

STRICKLAND ON TRIAL. Portland, Me., Sept. 23.—James H. Strickland, the prisoner at Fort Preble who was connected with the assault on sentry James Chowning, was taken to Fort Jay today, where he will be tried.

money was available, he said, and that commodity would be forthcoming when the D. A. R. was taken over. Vice-President McNicol expressed a desire to see Nova Scotia develop as well as the west. New steamers and extensions could do this and these would come. He deprecated the prevailing custom in the west to class Nova Scotia with the Maritime Provinces instead of separately. Vice-President Bosworth, superintendent of the steamship service, said he could not say if the Empress boats would remain here or not. The lack of railway facilities to Montreal was the obstacle in the way. When the D. A. R. is taken over the C. P. R. will have a personal interest in Nova Scotia. It will put on a through freight service to Montreal via Digby and St. John. By the acquisition of the D. A. R., the C. P. R. was enabled to reach Truro and Halifax and these places would reap the benefit from this.