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NOAH WILL BE TRIED IN SPRING COMES UP AT MARCH ASSIZES

The Jury Which Disagreed Yesterday Stood Seven for Acquittal and Five for Conviction at the Final Disagreement.

THE JURY WERE OUT ABOUT TWENTY-TWO HOURS

Juryman Speaks of His Experiences in the Jury Room-The Jury Was Hopelessly Divided From the First-Contradictory Evidence Puzzled Them.

der of Absalom Fox, on the night of terest was taken in the action of the May 2 last, at a dance on the Muncey reserve, will be tried again for the

evening's Advertiser, the jury informed agreement. the court shortly before 3 o'clock yesterday afternoon, that it could not agree, and was sent back by his Lordship Chief Justice Sir William Meredith, to reconsider the case and bring of Parkhill, announced that the jur

seven for acquittal and five for manflaughter, it was discharged, and the case was sent over to the spring as-

Great Interest in Case. All day yesterday the courtroom was

Thomas Noah, accused of the mur-, filled to capacity, and the keenest injury in staying out such a length of

Almost 24 hours were required becrime at the spring assizes, in March. fore the jury disagreed finally, al-As announced exclusively in last though there was never a moment when there was the semblance of an

About 2:30 there was a stir in court when it was learned that the jury was about to return a verdict. Shortly afterward the jury filed in and the foreman, Mr. Thomas Munroe,

ould not agree. "Try it again for a while," suggested Chief Justice Meredith, "and if you don't come to an agreement shortly

Prisoner Undisturbed. The prisoner, Noah, had not evinced the slightest interest in the proceed-

"Procurers" On the Indian List Police Decide on Drastic Measures

To Break Up Gang Who Buy different parties who could not get Whisky for Indians and Other Prohibited Persons.

Ing with those individuals who hang a habit of doing rather frequently. Magistrate Love will order their names to be placed on the Indian list.

Cess. The contests will be very keen. Only members will be allowed to vote, Dr. A. G. Fraser is returning officer. for Indians, juveniles and persons on the prohibited list, has been a per- will get the tightest kind of a hold plexing one not only to the police, but on them, as if they even loiter around also to the license inspector.

quent occurrence, especially in certain Love and Inspector Galpin regard this hotels, and it is stated that a number as an admirable means of mitigating of colored men make a goodly rake- an evil that was fast becoming a seroff every day by purchasing liquor for ious one.

As a result of a conference this morning between Inspector Galpin and Magistrate Love, a solution of the problem has been arrived at In future whenever any of these in

By this means. Inspector Galpin a hotel after that they are liable to These cases have been of fairly fre- a very heavy fine. Both Magistrate

BRANTFORD OPERA HOUSE GUTTED

Brantford, Ont., Jan. 10. - About 5 the poolroom. The adjoining store to o'clock this morning fire broke out in the east is occupied by the Grafton the rear of the opera house building, company, ready-made clothing. It "Amused tolerance is the only way We have found that a properly continue rear of the opera house building, suffered somewhat by water and in which we can observe the state-structed sanatorium is the healthiest the lower part of which is occupied by smoke. The store to the west, occuments regarding the article headed place in which a person can be em-Woods' Fair and J. Kelly's pool room pied by McFarlane, ready-made clothand cigar store, and also a barber shop, ing, sustained no apparent damage. The The inside of the opera house is com- cause of the fire, the loss, and the inpletely gutted, as is Woods' Fair, and surance are not yet known.

Making War On Obscene Postcards

friendly tip as to how they might do cards. They were shown a section of some moral reform work on their own the criminal code which caused them account, and on this set to work, with to change their minds, and they gave the result, that, in a quiet way, they up all they had. The section shown have accomplished some good work, them was as follows: "Every person They were informed that in several is guilty of an indictable offense and stores in the city there were offered liable to two years' imprisonment, who for sale some obscene picture postcards, knowingly, and without lawful justifiand Chief Smith sent out his men and cation, publicly sells or exposes for got some of them. Some were public sale, or to the public view, any Beauiful Floral Emblems Sent by the trainment east of Fort William; and Chief Smith sent out his men and cation, publicly sells or exposes for lished in series and others singly, but obscene book or other printed matter, all were such as to cause a blush to or any picture, photograph, model, or mantle the chief's cheek, he had those other subject tending to corrupt who offered them for sale informed morals." that they were liable to be severely Those who had the cards on sale punished. He also told them that it agreed not to get any more, and they they would give up all such cards to were threatened that, if they or others him for destruction he would not bring offered any more such obscene things a charge this time. Some agreed to for sale, or exposed them to view,

The Hamilton Herald says: A short put up the bluff that they could not time ago the police were given a be interfered with in the sale of the

this and gave up a number of very in- they would be prosecuted to the full exdecent ones, but one or two tried to tent of the law

Talbot St. School Must Be Improved

Vining.

asking the board of education to badly ventilated, in fact there is no allow him to send his son to another brought the matter of St. George's school other than the Talbot street School up last evening, so you see school has brought to a climax the the whole question will be settled this agitation regarding the sanitary con- year. I expect a large appropriation, dition of the latter school. -

under consideration, and some solution will have to be found. For many years there has been

complaints concerning the sanitary the oftspoken protest of Rev. Mr ondition of Talbot street school. Medical Health Officer Hutchinson has condemned the school repeatedly. TWO DEATHS IN Dr. Niven, chairman of the board of health, has also complained of the conditions of the school. Heretofore the board of education has done nothing. The matter has now Mrs. (Rev.) Hannon Again Bereavedreached a stage where something must be done.

Will Remedy It.

had something to say concerning bet- neral will take place at Cadillac. the fact that many schools in the city, (Rev.) Malott occurred,

The action of Rev. A. J. Vining in particularly Talbot street school, are sanitation there at all. Dr. Teasdall or at least a sufficiently large appro-No. 2 committee has the matter priation will be made to improve conditions in the schools. This long agitated trouble will soon be removed." Many citizens are much pleased at

QUICK SUCCESSION

Mrs. (Rev. Dr.) Hannon, of this "Something will be done shortly," city, this morning received word that said a member of the board this her youngest brother, Mr. Egerton morning. 'If you notice, nearly every Willson, of Cadillac, Mich., had died candidate for the board of education suddenly of heart failure. The futer ventilation of the schools. It It was only yesterday that the death means that the public is seized of of Mrs. Hannon's daughter, Mrs.

Brother Dead in Michigan.

The Govt's Mission To Japan a Success Result Satisfactory, Says Mr. Lemieux

Canadian People Not Held Responsible for Vanconver Riots.

Results Satisfactory "While I am not in a position to give way," replied the minister. any details concerning important busi-

as he was about to leave his car at

the Central Depot on his way to see

Postmaster-General. "I have to see the Japan was proud of her allance with Premier, and report what has been Great Britain, and the result was that I failed because I did not take idence. In that regard I do not think

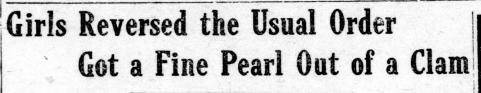
yourself and the representatives of the British foreign office?" was asked. The facts are all the other

Japs Like Canadians.

ness which was intrusted to me, still have no objections in saying the re-

accomplished to my colleagues before strong friendship for Canada as part saving anything further on the sub-of the British Empire. Canada upon ject. Until reaching Vancouver I was her own account was well thought of not aware of the cables to the Ameri- in Japan. Canadians were found in was a failure. The reason given was prospects of an increased trade be the American ambassador into my con- future made this bond all the stronger. Lemieux proceeded to say, was immipeared on the prompt action of Can-

pan was looking to Asiatic points for emigration, not to this continent. Mr. Speaking generally Mr. Lemieux said Lemieux had a pleasant and rapid voy-



Ladies at the Collegiate Institute.

In the science laboratory at the Collegiate Institute, as Misses Christine Merchant and Mary Mitchell were yes terday dissecting a clam, they discovered in it a very beautiful pearl.

A Lucky Find Made By Young when shown the pearl, stated that it was the most beautiful specimen he

The clam and the pearl are the chief topics of discussion at the Collegiate, and the fortunate young ladies are

Election

The election of the officers of the and every member must bring his tic-Liberal Club will take place this evenand promises to be a splendid suc-

ket with him. The poll will be open from 7 to 10 o'clock this evening, and from 4 to 6

Hospital No Menace to Community Sanatorium Already Fully Indorsed The Brigade Did Good Work at

Proofs Which Shatter

Criticisms.

This was the statement of Mrs. T. rule is severely punished. . Duncan when seen by The Adveriser this morning.

"When the establishment of canafutile," continued Mrs. Duncan.

A Local Worker Brings Forth "Allow me to quote from Reichter, who says: 'My experience, covering many years, has fully convinced me and today I can tell you without the slightest hesitation, that the sanatorium, as an educator dominates the half-past 11 in the offices of the Doentire situation.'

"Amused tolerance is the only way We have found that a properly con-'Proposed hospital a menace to health,' ployed.' It is considered a serious work extinguished the blaze. which appeared in a local paper last offense to expectorate in or about the A considerable portion of the floor floor or grounds. A violation of this was burned away, and from the loca-"Can these precautions be observed,

we ask,in the homes of the poor? Our streets are a greater menace because caused by defective wiring. toria has received the indorsements of the law regarding expectoration is not such authority as Knoff and Osler, enforced. People who come from this Reichter and others, discussion seems institution to walk among us will not HIGH PRESSURE Continued on Page Eight.

Railwaymen Honor Dead Comrade The Funeral of Mr. Peter Steele

From All Parts of United States and Canada.

which took place this afternoon from F.; a design from the I. O. O. F.; the residence of Mrs. Philip, No. 387 wreath from the commercial form of Simcoe street, was one of the largest Toronto Junction High School: ever held in this city. practically

Representatives from every railroad organization in the east- Mr. Parker, proprietor of the Albion ern part of Canada were present, many of them coming from long distances. All day yesterday, and also this morning, wreaths of the most beautiful to followed the remains in a body. flowers arrived from all over the country, and the room in which the coffin impressive nature, were conducted by lay was banked with them.

Among the most beautiful was a pilsister, who live in Buffalo.

from Divisions 16, 29, 122 and 345, of the Order of Railway Conductors: from Lodges Soo, 249, 246, 245, 255, 415, 527 and 9, of the Brotherhood of Railway Trainmen; Lodges 528 and 262 of the Brotherhood of Engineers and Fireman; The funeral of the late Peter Steele, a wreath of white roses from the I. O. wreath from the employes of the Albion Hotel in Montreal; a wreath from Hotel, Montreal, and many others. A large deputation of Oddfellows from Prince of Wales Lodge in Toron-

The services, which were of a most Rev. James Livingstone. The pallbearers were chosen from

low sent by Mr. Steele's brother and the various railroad organizations, who sent members to attend the funeral.

London.

nished today by William Whitely, who from them has been obtained. DIES ON WAY HOME.

St. Thomas, Ont., Jan. 10. - R. Al-

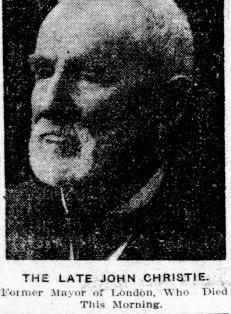
Chatham, Ont., Jan. 8. - The mys- returned from eastern points. Mr. tery surrounding the disappearance of Whitely states that he and the miss-James Carswell a few weeks ago is be-ling man were passengers on an early ing gradually lifted, and from present C. P. R. train going east on the morning of Dec. 28, last year, and that Cars-indications the man, who is wanted by well got off when the train reached the police as a witness in a case, is in London, while Mr. Whitely rode on further. The London police have been Information to this effect was fur- communicated with, but as yet no cord

Death of Mrs. Payne.

The death occurred at the family residence, 344 Lyle street, last night Dawson, 2-10; Atlin, 10-30; Victoria, 38len, section boss on the Pere Marquette Railway at Dutton, while returning from an oyster supper at Iona, fell dead of heart failure at 12:30 this morning.

residence, 344 Lyle street, last night of Mr. Albert Payne, wife of Mr. Albert Albert, 26-46; Kamloops, 36-38; Edmonton, 14-28; Battleford, 8-22; Prince Albert, 2 below-26; Medicine Hat, 26-46; Kamloops, 36-38; Edmonton, 14-28; Battleford, 8-22; Prince Albert, 2 below-26; Medicine Hat, 26-46; Kamloops, 36-38; Edmonton, 14-28; Winnipeg, 3-22; Port Arter, The funeral will take place on Sunday afternoon to Mount Pleasant Cemetery.

Cemetery.



the Dominion Bank Today.

Fire was discovered last night about minion Bank, at the corner of Dundas "Another eminent authority says, and Talbot streets.

The brigade made an excellent run, and after about fifteen minutes' hard tion of the fire it was a most difficult

one to get at. The fire is believed to have been The loss will amount to about \$10

WORKED WELL

Winnipeg, Jan. 9.-The new highpressure water supply system received its first actual test last night, at the fire in White & Manahan's store, and worked remarkably well. The chief of the brigade is delighted with it.

RADIUM BATHS.

Vienna, Jan. 10. - The Government has decided to establish a radium bathing institution at Joachimstal, in Bohemia, in order to utilize the radium water there for therapeutic purposes.

THE WEATHER.

TOMORROW-SNOW OR RAIN. FORECASTS. Toronto, Jan. 10-8 a.m. Today-Southeasterly winds; fair; be-Saturday-Easterly winds, with snow or

Local Temperatures

The temperatures recorded at the local observatory yesterday were: Highest, 23°; lowest, 7º above zero. TEMPERATURES. Stations. 8 a.m. Min,

Parry Sound .. Father Point... Minus (-) means below zero. The first column in the above first column in the above table cords the temperature at 8 o'clock this morning, and the second column records

the minimum temperatures during the hours previous. WEATHER NOTES.

low, Ottawa 8° below, and Montreal 6 below.

The weather continues unseasonably mild in the far west, with no indications of much change.

It is probable that a storm will now form over the Southern States and move northward to Ontario.

YESTERDAY'S TEMPERATURES.

PROFESSIONAL BALL FOR CITY IS NOW PRACTICALLY ASSURED

Representative Paige Now in London and Is Making the Necessary Arrangements.

can press from Tokio that my mission every walk of life doing well. The NO TROUBLE REGARDING THE BACKING OF TEAM

New League To Include Canadian and American Cities-Lease of Tecumseh Park Has Been Practically Concluded—A Big Move in Legitimate Sports.

London will in all probability have an international league baseball team

The league will likely embrace London, Brantford, Hamilton and Guelph, in Canada, and Erie, Pa., and Niagara Falls, N. Y., and perhaps Albany, N.Y. Mr. Fred Paige, of Paterson, N. J., who is at the head of the movement, arrived in the city last night and registered at the Tecumseh House. This morning he conferred with Mr. W. J. Reid, and as a result, it is understood, that terms satisfactory to both parties were arrived at for the lease of Tecumseh Park for an international baseball league next season.

Mr. Paige, who yesterday closed a lease for Britannia Park, Hamilton, was a visitor at Tecumseh Park early this morning.

IS HIGHLY PLEASED. When interviewed by an Advertiser reporter, he expressed himself as highly pleased with the outlook for a professional baseball team in this city. Tecumseh Park would have to be remodeled to a certain extent. Out-

side of that, everything was as satisfactory as one could ask for. The situation of the local ball grounds was an ideal one, said Mr. Paige,

and he was confident that the game would be well worth the candle. The other cities in the league, outside of Hamilton, had not been finally decided upon, although Brantford, or possibly Guelph or St. Thomas, were

Mr. Palge thought that from what he could learn about the two latter places, Guelph would be given the preference on account of St. Thomas'

poor reputation as a paying baseball town.

FOUR PLACES ON OTHER SIDE. There would be at least four places represented on the other side of the border, but no cities were in view as yet outside of Niagara Falls, N. Y., and Erie, Pa. Albany, N. Y., might be considered later.

Mr. Paige explained that the league would possibly be only a comparatively small one the first year in order to test the ground. It was expected, however, that at least six teams would be played next season.

It was stated that Mr. Paige is acting for a New York gentleman, who is

As manager and president of the Bangor, Me., club in the Maine State League, and though his connection with other enterprises, Paige is well equipped to carry the league to success

MR. REID ENTHUSIASTIC. Mr. W. J. Reid was most enthusiastic in discussing the future of the

international league. "It is bound to go, if managed right," he said to The Advertiser. "However, it doesn't do to give London too good a team, for the people of this city are peculiar. When we had a professional team here, back in the 90's, the attendance was splendid so long as London was one-two-three, and the other teams were contenders. As soon as the locals secured a commanding

lead, interest died out, and the venture was a losing one." It will be remembered that Mr. Reid was financially interested in the

last Tecumseh team here.

IN THE OLDEN DAYS. "I remember when the Tecumsehs first played professional ball on the space between Central avenue and Hyman street," Mr. Reid continued. "One pitcher was considered plenty in those days, and the lone twirler had

to do work every day, at that." "But they pitched underhanded in those days," was suggested. "Formerly they did," was the reply, "but we had the first curve pitcher in the business in Goldsmith. He pitched both overhanded and under-

Mr. Reid did not state whether he had been asked to assist in financing

the team. It is understood, however, that a joint stock company will be formed shortly, as will be done in Haamilton.

THE SALARY LIMIT. Mr. Reid state that in his opinion the salary limit should not be less than \$2,500 a month. Players could be procured, of course, for as low as

\$100 a month, but they would not be the kind dessired. Ex-Ald. Gillean, a former member of the old Tecumsehs, and an old National League umpire, was asked if he thought that a professional ball team would pay in London.

"You bet it will," he said heartilly. "The people here are ripe for fast baseball, and with a good team London would be about the best paying city

EFFECT ON CITY LEAGUE.

Just what effect the new league will have on the City League is a matter of conjecture, but it cannot be seen how both leagues could survive. with two and possibly three games in the big league every week.

If the City League games cannot be held in Tecumseh Park it is hard to see where they could be held, for there is no other park available in

Ex-Mayor John Christie Died Today One of London's Oldest Residents

Was Chief Magistrate of This The late Mr. Christie, who was 85 City in 1869—Interesting Life Story.

oldest and most respected citizens of party sailed up the St. Lawrence. London, died this morning at his resi- which they were sailing, the Rob Roy, dence, 710 Waterloo street, after a long was wrecked.

About a year and a half ago he was sreized with a paralytic stroke, but par- were swept overboard and drowned. tially recovered from the effects of Mr. Christle climbed up into the rig-

He was in fairly good health until after:

years of age, was one of the pioneers of London. He was born near Belfast, Ireland. When about 4 years of age, his

father decided to come to Canada, tak-

ing with him his wife, two daughters and son, John. Ex-Mayor John Christie, one of the After a long and tedious voyage, the When in the rapids, the boat on

The whole party was in peril. Mrs. Christie and her two daughters ging, where he was rescued some time

Wednesday, when he was seized with Little John was in great danger, when a chill. He rapidly sank from the ef- his uncle, the late Samuel Stewart, of fects of it, death resulting at 6 o'clock London, then a lad of 15, took John on Continued on Page Nine.

Cigarmen Will Send a Deputation

A delegation composed of represent- the London manufacturers.

The cigar manufacturers of Western ative manufacturers will leave for Otnew act regarding the stamping of case before Parliament.

orous protest.

Ontario are determined not to let the tawa early next week and present their Canadian tobacco pass without a vig- Messrs. R. B. McDonald, John Mc-Nee and Joseph Nolan will represent