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PROBS—East and Northeast winds; cloudy; showers in some localities.

EN PAGES—FRIDAY MORNING OCTOBER 17 1913—FOURTEEN PAGES

VOL. XXXIII—No. 12,129

GOVERNOR SULZER FOUND GUILTY MUST SURRENDER POWER TODAY DECIDING VOTE WAS 39 TO 18

Disqualification From Holding Office in Future Not Likely to Be Entailed—Sulzer Cleared on a Few Lesser Charges—Glynn Succeeds to Reins.

ALBANY, N. Y., Oct. 16.—(Can. Press.)—Gov. Wm. Sulzer was today found guilty by the high court of impeachment on three articles preferred against him. They were 1, 2 and 4. He was declared innocent on the charges contained in article 3.

Tomorrow he will be removed from office, but not disqualified from holding office in this state in the future unless there is a substantial change in the informal vote reported to have been taken by the court on these questions in secret session today.

For the same reason it is expected that he will be found not guilty on the other four articles still remaining to be voted upon when the court adjourned tonight.

Lieut.-Gov. Martin H. Glynn, who has been acting governor since the impeachment of Sulzer, will become chief executive of the state. He is an Albany newspaper owner. Robert F. Wagner, a New York attorney, will become lieutenant governor. He is the majority leader in the senate.

Bare Two-Thirds Vote.

The vote on articles 1 and 2 was 39 to 18, a bare two-thirds majority. The former article charges that the governor falsified his statement of campaign contributions; the latter that he committed perjury in so doing.

The vote on article 3, which charges that the governor bribed witnesses to withhold testimony from the Frawley investigating committee, was unanimous in favor of the governor.

The vote on article 4 was 43 to 14, six members changing their votes on articles 1 and 2 from "not guilty" to "guilty," and two from "guilty" to "not guilty." This article charges that the governor suppressed evidence by means of threats to keep witnesses from testifying before the Frawley committee. Among these was Duncan W. Peck, state superintendent of public works, who testified at the trial that the governor had asked him to commit perjury.

The secret informal vote to remove the governor was said to be 42 to 14, the same as on article 1, and the vote not to disqualify him was said to be unanimous.

Didn't Commit Larceny.

Article 6, which charges that the governor committed larceny in speculating with his campaign contributions, was said not to have been sustained in the secret session by a vote of 50 declaring the governor not guilty to seven against him.

Article 5, which charges that he prevented a particular witness, Frederick L. Colwell, from attending the sessions of the Frawley committee; article 7, that he threatened to use his office and influence to affect the vote or political action of certain assemblymen, and article 8, that he corruptly used his influence to affect the prices of securities on the stock exchange, were reported to have been also decided in favor of the governor in the secret session by a practically unanimous vote.

Presiding Judge Supports.

Presiding Judge Edgar M Cullen, Democrat, who will shortly retire from the bench, voted not guilty on every article and rendered a long opinion in explaining his votes. The other eight judges of the court of appeals were divided. On articles one and

(Continued on Page 7, Column 6.)

Western Freights Hearing

OTTAWA, Oct. 16.—(Special.)—The railway board today fixed Monday, Nov. 24, as the date of the final hearing in the western freight rates case. Mr. Bicknell of Toronto, Dominion counsel, has undertaken to furnish advance copies of the exhibits, in order that they may be considered by counsel representing the provincial governments of British Columbia, Alberta, Saskatchewan and the Winnipeg Board of Trade, who are all parties to the enquiry.

It is expected the hearing, which takes place here, will last at least one week.

POSTMAN KILLED BY FALLING TREE

Frederick Birch, Well Known in Parkdale, Crushed by Tree While on His Holidays.

Frederick Birch, 175 Quebec avenue, employed as a postman, was struck and instantly killed by a falling tree at Trout Lake, near North Bay, yesterday afternoon. Gavin Hamilton, to whose camp Birch had gone only last Saturday on his vacation, telephoned news of the accident last night. Mrs. Birch was prostrated and a physician had to summoned for her.

No details of the accident have so far been received beyond the fact that Birch was engaged in cutting down a tree to be used in repairing a wharf at the camp. He was one of a party of Toronto men enjoying a holiday as guests of Mr. Hamilton, druggist, of 1643 West Queen street.

Birch, who was about 42 years of age, was well known in Parkdale, having conducted a bicycle business on West Queen street for many years. He was a member of Ward Six Conservative Association and was the first to receive appointment in the postoffice under the Borden administration. He was also a member of Prince of Wales Lodge, L. O. O. F., and Birmingham Lodge, S. O. E. He is survived by his widow and five children.

CASHED SEVENTEEN FORGED ORDERS

After a two months' search for the man who was passing spurious Dominion Express Orders, Detectives Older and Strohme last night arrested Willis Hutchison of 337 Church street on two charges of forgery and one of theft.

Two months ago a number of blank orders were stolen from Adams' drug store at the corner of Queen and McCaul streets, and since then seventeen forged orders, varying in amounts from $16 to $40, have been cashed. Hutchison is alleged to have by some means secured a stamp similar to those used on the orders, filled them out and cashed them.

LOST HIS MONEY ON "FAKE" RACE

But Man Who Defrauded Winnipeg Official in New York is Under Arrest.

(Special to The Toronto World.)

NEW YORK, Oct. 16.—Frederick Gondorf, who the police say is a leader of the "wireless wiretappers," walked into the supreme court today to be tried on a charge of swindling Edward V. Culver of Sparta, Ga., out of $7500.

The court calendar was called. The assistant district deputy answered "Not ready" in the Culver case.

Gondorf started to depart, but a detective stepped up with a warrant and seized him. In the new case he was arraigned before Judge Malone and his bail raised from $15,000 to $25,000. He was accused of swindling Duncan S. Curry out of $64,000. Mr. Curry, who for 20 years was chamberlain of Winnipeg, Man., went to West Baden, Indiana, early this fall. He met a couple of pleasant-spoken men. One professed to be a racing expert. Curry accepted an invitation to come to New York to get inside information on the races. He was taken to a supposed pool room in 45th street. The next day he got a message at Shirry's: "Put all on Jay Bird." He put $14,000 on Jay Bird, and that creature came in second. The next day Curry's adviser said, "You made a mistake; I said put your money on Jay Bird for place." Curry was then induced to put $50,000 on Firefly. He put up a cheque for that amount. Firefly won, but when Curry tried to collect, "Mr. Mahoney," who operated the pool room, said it would not be paid unless he could show that his big cheque was good.

The Winnipeg city chamberlain obtained $50 000 cash thru a Montreal bank and went to collect the bet. It is alleged that one of the operators proposed that they put the money on a horse. Curry said he protested, but in the confusion the money was bet. The horse lost.

Gondorf was the "Mr. Mohoney" of the transaction, it is alleged.

MRS. PANKHURST DISGRACES CAUSE

Mrs. Ghant, Noted Slum Worker, is Warm in Denunciation of Militant Methods.

BOSTON, Oct. 16.—(Can. Press.)—The English militant suffragists in general, and Mrs. Emmeline Pankhurst in particular, were denounced by Mrs. Armisten Ghant, the London slum worker, upon her arrival from Liverpool today.

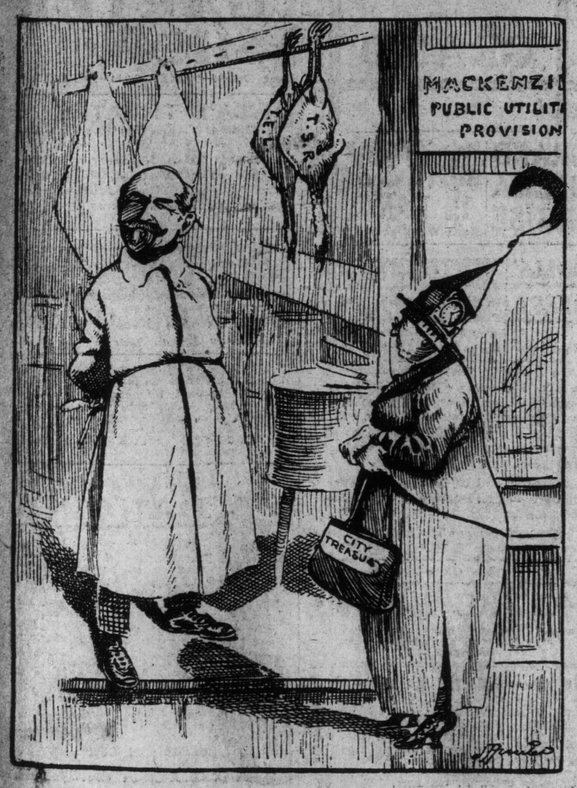
"Mrs. Pankhurst," she said, "has written a most shameful chapter in the history of women's progress."

Mrs. Ghant, who heads a company of British delegates to the national convention of the Women's Christian Temperance Union at Brookline, Oct. 23, is one of the leaders of the peaceful suffragists of England, who are opposed to Mrs. Pankhurst and her militant organization, and who, according to Mrs. Ghant are the "only really serious workers for women's equal rights." She expressed regret that Mrs. Pankhurst was to be allowed to "exploit her vicious, shameful propaganda in this country."

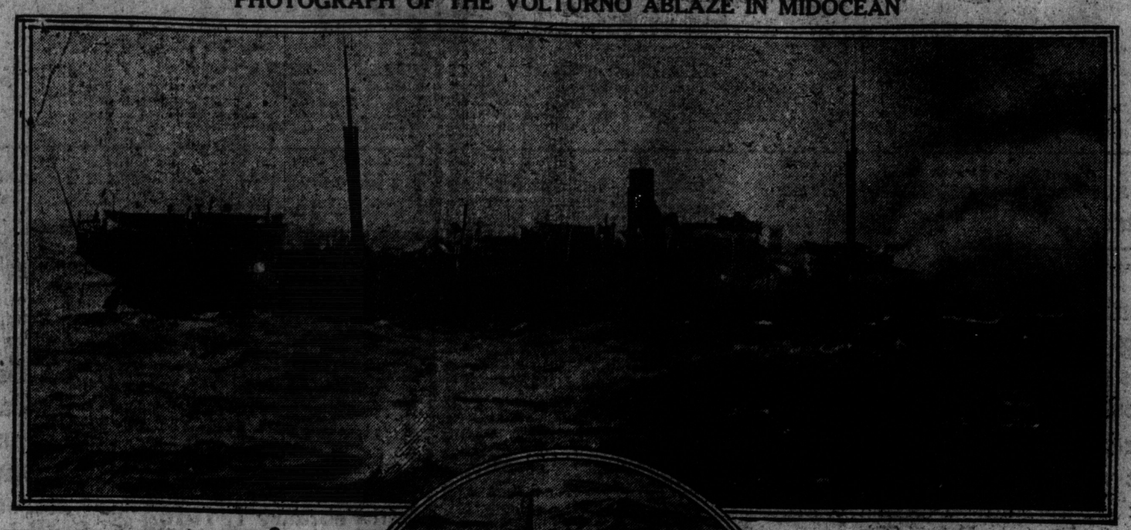
Dunlap Hats at Dineen's.

It is no small honor being sole agents in Canada for this famous firm of hat makers. Where hats are worn Dunlap's name is known. Dineen's have just unpacked a superb shipment of right up to the minute styles and it would be well to visit their spacious showrooms at 140 Yonge street, while the choice is full. These hats are priced at $5, and well worth every cent to the smart man. Silk hats are quoted at $10. Dineen's also carry the well-known Stetson hats, light weights, soft and stiff, at $4 and $5.

LOOKING FOR A THANKSGIVING BARGAIN



PHOTOGRAPH OF THE VOLTURNO ABLAZE IN MIDOCEAN



LIFEBOAT OF THE GROSSER KURFUERST

RELATIONS ARE BROKEN OFF BETWEEN MEXICO AND THE U. S. NEXT MOVE IS UP TO HUERTA

President Wilson Regards Huerta's Acts as Lawless and Without Justification and Will Not Recognize Him in Any Way.

(Special to The Toronto World.)

WASHINGTON, Oct. 16.—The Mexican situation tonight, from the viewpoint of the administration here, is relations between the United States and the de facto government of Mexico virtually have been broken off. Before taking another step in the crisis it is admitted by the administration officials exists, there must be some move by General Victoriano Huerta.

Only the complete elimination of Huerta will rest on the friendly relations with the Mexican capital. "Mexicapital" is used because President Wilson no longer has friendly feeling for the de facto government. He has the deepest friendly feelings for the Mexican people.

Just what the next move will be not even President Wilson knows. As a high administration official said tonight: "The president will not know what to do next until some action is taken in Mexico City." No one here can, or will vouchsafe, a guess what the next action in Mexico City will be. Bitter describes the feeling of President Wilson toward Huerta. He holds that his acts of imprisoning the 110 members of the Mexican house of deputies and declaring himself dictator were not only "lawless," but were without justification. He regards this latest movement of Huerta's on a par with his desertion of Madero and his later treachery to that official. Under no circumstances will the president of the United States recognize Huerta either provisionally or constitutionally.

All He Will Get.

The only recognition he will get will be in the nature of warnings. According to high authority there are but two solutions of the problem. They are:

For Huerta to restore the deputies to power and resign as the head of the machinery of government in Mexico City

A recognition of revolutionists, called constitutionalists, as a de facto power.

There is not a single official in the national capital who believes that Huerta will liberate the deputies from imprisonment and restore them to their places, as members of congress. Some contend that Huerta cannot do this, that his act of declaring himself dictator constitutionally removed the deputies from office. There are others, however, who believe that the act of Huerta in declaring himself dictator was unconstitutional, and that he could straighten matters by liberating the deputies and by a decree restore them to office. It is be-

Continued on Page 3, Column 5.

Sir Wilfrid Laurier Speaks at Hamilton

Word was received last night from Sir Wilfrid Laurier that he will address the Liberal Federation at a banquet to be held in Hamilton on Nov. 26. Delegates will be present at the meeting from 44 clubs in Ontario, and arrangements are being made to make the Hamilton meeting one of the largest political gatherings ever held there.

SEIZE SCHOONER FOR SMUGGLING

Much Contraband English Merchandise Carried Into United States From Nova Scotia.

WASHINGTON, Oct. 16.—(Canadian Press.)—Recent wholesale smuggling of English merchandise, particularly women's dress goods, into the United States led to the seizure of the schooner Woodward Abrahams, which the revenue cutter Seneca towed into Philadelphia today. The treasury department, thru special agents, has been working on the case for some time.

Suspicion had fallen on the Woodward Abrahams, and the revenue cutter Seneca was kept on the lookout for the vessel in the Delaware River and around the capes for a week or more.

The inspectors at Philadelphia were notified to look beneath the schooner's cargo of plaster for about $100,000 worth of unmanifested dress goods from Nova Scotia.

The department is awaiting a full report from the inspectors.

PEOPLE OF MARS TRYING TO SIGNAL

Special Cable to The World. Copyrighted by The Toronto World and N. Y. World.

LONDON, Oct. 16.—M. Lecontre, a distinguished astronomer of Geneva, is the latest to arrive at the conclusion that the inhabitants of Mars are signaling to this earth. During observations, which lasted seventeen days, the astronomer remarked a series of luminous apparitions of bluish white color like the light of a powerful electric arc lamp. The illuminations which usually lasted several seconds were observed several different nights.

CONCRETE MIXER TIED UP TRAFFIC

Funnel Touched Trolley Wire in Carlaw Avenue Subway and Machine Was Destroyed.

A huge concrete mixer, valued at $3000, was almost totally destroyed in the Carlaw avenue subway at 4.30 yesterday afternoon, by coming in contact with an overhead trolley wire and grounding the heavy current thru its own structure. Neither Robert Pullan, the driver, who lives at 76 Leslie street, nor the horses were injured. The overhead wire was torn down, and for a while the end of the live wire played around the street like a flail; the current going thru the mixer to the tracks burned the steel underneath. Pullan, with evident appreciation of the danger in the situation, hastily unhitched his team and proceeded to view the pyrotechnical display from a safer distance.

From 4.30 to 5.15 the street car service was disorganized, passengers either to have to walk to their homes or get there by roundabout journey on a series of stuy lines.

SERIOUS ERROR NOW ADMITTED

British Foreign Office Realizes That Its Recognition of Huerta Was Previous.

Special Cable to The World. Copyrighted by The Toronto World and N. Y. World.

LONDON, Oct. 16.—The British foreign office now realizes that British recognition of Gen. Huerta was a serious error, and The Daily News, evidently writing under official inspiration, admits that "the latest developments in Mexico confirm the soundness of President Wilson's insight.

"He has been guided by the principles that Huerta had no claim to recognition until Mexican opinion had ratified his crimes, which had lifted him to office, and that Huerta was not the man to enforce order and impose a statesman's will upon the country."

It goes on to declare that perhaps with Huerta out of the way President Wilson's idea that a meeting of all the leaders, including the rebels, might be possible of fulfilment, but the best agreement between the leaders would not give Mexico peace. That could only be done by recasting Diaz's land system, which would demand statesmanship and self-sacrifice. The British and French governments are exchanging views on the question of participating in a demonstration, and in the circumstances it is believed they will consent, tho the influences which have induced Great Britain's recognition of Huerta are still potent.

CONTRACTORS INVADE OTTAWA

OTTAWA, Oct. 16.—(Special.)—The opening of the tenders for section 2 of the Welland Canal brought a large gathering of leading contractors to Ottawa today. British and American firms are competing with Canadian operators. James H. Corbett of New Brunswick, O'Brien and Doheny, who were recently awarded the principal section of the canal; Baldry, Hutchison and Yerbough, London, Eng., and Porter Bros. of St. Paul, Minn., were among those represented.

The Inland Construction Company of Toronto and Hubert Larkin of St. Catharines are among those who have tendered.

This section is estimated to cost about $5,000,000, and St. Catharines will be the headquarters.

REVOLVERS NOT DRAWN SAYS CAPTAIN

Inch Gives Flat Denial to Story That Volturno's Crew Showed Cowardice and That Women Were Trampled Upon in Wild Scramble for Boats.

NEW YORK, Oct. 16.—(Can. Press).—Francis Inch, the boyish looking Briton, who commanded the burned steamer Volturno, came to port tonight bringing with him eighty-seven survivors, passengers and crew, of his ill-starred vessel. His story of the disaster, in which 136 lives were lost, had preceded him by wireless, but in a cabin of the Kroonland, which brought him here, Inch told his tale in simply phrased, and modestly spoken detail, that described more vividly than the wireless could picture, the panorama of the Volturno's loss and the rescue of more than 500 of those she had on board.

Cowardice there was none, either among officers or crew, Inch says. There was no rush of seamen, which made it necessary for him to warn them back with his revolver. His only weapon he left in a drawer in his cabin, and it burned with the ship. And no one on board drew a revolver. These statements he contends, should refute the stories told by steerage passengers, who arrived yesterday on the Grosser Kurfuerst.

The Volturno's master, besides defending his own officers and men, said he had no criticism to make of the tactics of any of the boats that stood by.

MORE SURVIVORS SAFELY IN PORT

Children, Separated From Their Parents, Arrive at Philadelphia on Seydlitz.

PHILADELPHIA, Oct. 16.—(Can. Press.)—The North German Lloyd steamer Seydlitz, from Bremen, one of the first vessels to go to the assistance of the Volturno, which was burned at sea, docked here tonight with 45 of those saved from the ill-fated vessel. Seven young children, 21 other steerage passengers, one cabin passenger and sixteen members of the crew of the Volturno were rescued by boats from the Seydlitz and brought to this port.

One child, Abraham Apel, whose mother and sister are believed to have been saved and taken to France by La Touraine, were met at the wharf by his father, who lives in this city. Three others, Belle Topper, fourteen years of age; Olle, nine, and Surke, eight, were met by an uncle from New York. Their mother is believed to have been rescued by another ship.

Child Arrived Alone.

Florian Yulkowski, eleven years old, and his brother, Bruno, nine, arrived with their mother. Seven-year-old Blumer Welsbrod, who was coming to this country her father and mother to visit an uncle here, arrived all alone. She was taken in charge by the immigration officials, who will endeavor to find her uncle.

The only cabin passenger was Adolf Baumgarten, who was on his way to New York from Vienna, where he has been studying.

Captain Hagenmyer said that while his boats were out on the rescue mission on Friday morning he cruised the sea for 40 miles around in an effort to find the two boats lost from the Volturno. He saw no trace of them, nor did the Carmania, which was also looking for them.

All survivors had great praise for Capt. Inch of the Volturno.

AGENT OF C. P. R. HELD IN VIENNA

Sam Altman Charged With Inciting Galicians to Evade Military Service by Emigrating.

Special Cable to The World. Copyrighted by The Toronto World and N. Y. World.

VIENNA, Oct. 16.—A sensation has been caused in Vienna by the arrest of Sam Altman, Austrian representative of the Canadian Pacific Railway Company, on the charge of having thru his agents incited Galician men to evade military service by emigration. Altman is an American. He is popular and esteemed in the English-American colony. According to his friends the arrest is the outcome of a venomous campaign waged between the Canadian and Pool lines in the public press since a concession granted to the Canadian line by the Austrian Government threatened to diminish the business in the Pool lines.

Musical Comedy De Luxe.

From all accounts, the musical comedy, "Oh! Oh! Delphine!" which Klaw and Erlanger are sending to Toronto next week for production at the Princess Theatre, is one of the best of musical plays. The original New York company, including the famous models, will be seen here.