4 P. M. EDITION

London Advertiser

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43RD YEAR NO. 19167 THE ADVERTISER, LONDON, ONTARIO, THURSDAY, OCTOBER 10, 1907 —TEN PAGES. PRICE TWO CENTS.

Joseph Gray Honorably Acquitted; Burton Case Thrown Out of Court

Taken Away From the Jury by Justice Teetzel—The Evidence.

The Burton assault case with all its conflicting evidence and obnoxious details is at an end.

The case never went to the jury, Joseph Gray, the defendant, being honorably acquitted by Mr. Justice Teetzel, who is presiding at the assizes.

The evidence of a large number of witnesses was heard yesterday, and it was thought that the counsel's addresses to the jury would begin early this morning.

When court reopened this morning however, his lordship stated that he did not think a case had been proven against the accused, and he could therefore see no reason why the jury should consider it further.

"Are you content that this man should be acquitted?" he asked the jury.

"We are," was the unanimous reply.

And another criminal case which, according to developments, should never have reached the high court of justice, had gone into the annals of London court history.

The case for the defense was conducted by Mr. E. Meredith, K. C., Mayor Judd and Mr. R. M. C. Toothe.

The Osborne vs. Rolling Mills case is being argued this morning.

James R. Osborne, a former employe of the London Rolling Mill Company, is suing to recover $5,000 damages for the loss of an eye.

The Evidence.

The taking of evidence in the Burton case monopolized the entire attention of the asszies yesterday, and when court adjourned at 6 o'clock last evening the jury had not been addressed by either counsel, although all the witnesses, with the exception of

Continued on Page Two.

London Stands Second on the List In Population Increase for the Year

Amounted to About Seven Per Cent—Erroneous Figures Prepared in Woodstock.

A table prepared by the Woodstock Sentinel Review purports to show the percentage of increase in population of London and several other cities.

As a matter of fact, it only shows that the figuring is all wrong. The table states that London's increase for the year was only 3.60 per cent, but the fact is the increase was about 7. It is easy enough to figure out. London's population of last year was 44,704. This year it is 47,769, an increase of 3,065 per cent, or a jump of about 7.

Erroneous Statement.

Here is the table made up by the Woodstock man:

Niagara Falls, Ont	9.38
Stratford	6.27
St. Catherines	4.65
Brantford	4.20
Hamilton	3.75
London	3.60
Chatham	2.50
Woodstock	1.90
Kingston	1.50

The Correct Fgures.

And here is the correct one:

Niagara Falls, Ont	9.38
London	7.00
Stratford	6.27
St. Catharines	4.65
Brantford	4.20
Hamilton	3.76
Chatham	2.50
Woodstock	1.90
Kingston	1.50
Ottawa	0.71

The Terrible Effects of Poison Ivy

One of the worst cases of ivy poisoning that has come to the notice of local physicians in many years is that of Mr. Henry Taylor, a well-known resident of Watford, who is at present in Victoria Hospital suffering terrible agony.

Mr. Taylor became poisoned last week while on a little pleasure outing down near Lake Huron. He does not know just when he touched the ivy as in the course of a long walk along the shores of the lake he handled a number of different plants, one of which, it seems, must have been poison ivy.

It will take several days more before the disease will have developed fully, but everything is being done to check it and alleviate Mr. Taylor's pain. Dr. C. S. Moore has charge of the case.

Nothing for Publication Re McGuigan, So Says Manager Hays of the G.T.R.

Negotiations With London Are Still Pigeon-Holed—Work on Tunnel.

Mr. Charles M. Hayes, manager of the Grand Trunk Railway, in his handsome private car "Canada," passed through this city this morning, accompanied by Mr. Smithers, first vice-president; Mr. FitzHugh, third vice-president; Superintendents Brownlee and Gillen; Mr. Loud, manager of freight traffic, and Mr. Kelly, chief engineer.

"We have been inspecting the work going on at the tunnel," said Mr. Hayes to The Advertiser, "and in the course of a few weeks will have a complete electrical outfit installed there for handling the traffic. We have every reason to be satisfied with what we have seen, and are confident that traffic will be greatly expedited.

Nothing Re Negotiations.

"I can tell you nothing in regard to reopening negotiations with the city of London. We have completed a great work in eliminating the grade west of here, and the results are proving most satisfactory. It is likely that our attention will be occupied in the east end for some time now, as we are contemplating a number of changes there.

"There is nothing for publication regarding Mr. McGuigan just yet," said Mr. Hayes.

The party spent nearly an hour going through the car shops and inspecting the new work in connection with it. All expressed themselves as well pleased with the work.

The Tigers Must Win Today

Chicago, Oct. 10.—Local enthusiasts and the 2,000 or more partisans of the Detroit team who came here to watch their favorites struggle for the baseball championship this morning anxiously studied the weather situation. The local Government forecaster had promised fair and cool weather for the game.

Prophecies as to the batteries were vague. It is thought Reulbach will pitch for Chicago. Kling is certain to be behind the plate for the locals; his accurate throwing and good stickwork was of material assistance to his team in yesterday's victory.

Manager Jennings, of Detroit, is likely to send Siever into the box for the third game. The fact that Chicago now has a lead of one game has made him more determined than ever to return to Detroit on even terms. The catching department is worrying Jennings more than any other one thing. Schmidt and Payne have been tried and found wanting. Whether one of the men will again don mask and chest protector in the series, or whether Archer will be given an opportunity to show his worth has not been determined.

Thus far in the series the local team has shown a slight advantage over their opponents in fielding, while the hitting has been practically equal. Chicago's errors total five for the two games, but four of these came in the first game, and one of them was due to Evers' unfamiliarity with the short field, to which position he was moved when Tinker was taken out to allow a stronger batsman to hit for him. Detroit has made four errors in the two games, two in each contest. Each team has secured 18 hits. The preponderance of runs is, of course, in Chicago's favor, the locals have scored 6 times to their opponents' 4.

Today's probable batting order: Chicago—Slagle, c.f.; Sheckard, l.f.; Chance, 1b.; Steinfeldt, 3b.; Kling, c.; Evers, 2b.; Schulte, r.f.; Tinker, s.s.; Reulbach or Lundgren, p. Detroit—Jones, l.f.; Schaefer, 2b.; Crawford, c.f.; Cobb, r.f.; Rossman, 1b.; Coughlin, 3b.; Schmidt or Payne, c.; O'Leary, s.s.; Siever or Donovan, p. Umpires—O'Day and Sheridan.

As on the two previous days the throngs of would-be spectators began early to move towards the field of battle. The atmosphere, which was cold early in the day, gradually became more like baseball weather. The warmth of the sun was felt, but a west wind made light overcoats comfortable.

RIOTER SENTENCED

Conviction in Vancouver Court—Aftermath of Japanese Troubles.

Vancouver, B. C., Oct. 9. — William Reed, formerly a British soldier, first of the nine rioters, was yesterday found guilty by a jury and sentenced to six months by Justice Clement. There was a crowded courtroom. Reed was throwing rocks through windows.

ARGUMENT WAS RATHER LIVELY

In the Case of Osborne vs. the London Rolling Mills Company.

While the case of Osborne vs. London Rolling Mills Company, which is being argued today before Mr. Justice Teetzel, at the assizes, is in itself not so interesting from a spectator's standpoint as some of the other cases which have come up at the big court, the battle between the two attorneys Mr. Geo. C. Gibbons, K. C., for the plaintiff, and Mr. T. G. Meredith for the defense, is a most interesting one and the court room was well filled all day.

The action is one for $5,000 damages for the loss of an eye.

Trouble began as soon as the first witness, James Osborne, the plaintiff, took the stand, and began to give evidence which had not been brought out at the examination.

"Your lordship," began Mr. Meredith, "if you are going to allow this evidence I must have time to meet it. I would suggest an adjournment until tomorrow at least."

"They've had plenty of time to meet our testimony," exclaimed Mr. Gibbons, "and I seriously object to any postponement whatever."

The witness had not been talking two moments before the argument began.

By the time it had been concluded it was time for dinner and an adjournment was taken until 2 o'clock this afternoon.

MUST STAY AWAY FROM HIS WIFE

Frederick Phillip Appears in Police Court and Is Given Walking Papers.

Frederick Phillips, of Hill street, was all alone in the limelight at the police court this morning in that his was the only case heard.

There was another case on the books but as the man was too drunk to appear Phillips had the stage—or rather the cage—all to himself.

Phillips was charged with being drunk, and admitted that he had been.

Mrs. Phillips complained that when he came home he had called her a number of names that were anything but endearing. She also said that he was not in the best of temper, and Magistrate Love, in order to free her from being embarrassed by such a man in the future, told Phillips that if he would agree to stay away from Mrs. Phillips' house and pay her a certain sum every two weeks, he would not be sentenced; otherwise, he would be disposed of right away.

Phillips agreed to all these provisions and was told that he might go down and get his clothes this afternoon if he took a witness with him.

He said he would, and was bailed in the sum of $100 to appear again for sentence on Oct. 30, when, if he has kept his agreement, he will be allowed to go.

Took Fatally Ill on Way From Church Sudden Death of Mrs. A. Mountjoy

Widow of the Former Well-Known Fruit Merchant—A Very Estimable Lady.

London lost one of its most respected citizens in the death of Mrs. A. Mountjoy, of 132 Mount Pleasant avenue, who expired last night at 10:45 after an illness of only a little over a day.

Mrs. Mountjoy had attended a meeting at St. George's Church, on Wharncliffe road on Tuesday evening, and on the way home had suddenly collapsed, never regaining consciousness.

The unfortunate lady was taken into the home of Mrs. Crummers, on Mount Pleasant avenue, and was later taken to her home where she expired last night.

Mrs. Mountjoy is survived by one son, Charles, of 448 Piccadilly street, and two daughters, Miss Bertha and Miss Jennie, at home.

The deceased was the widow of the late A. Mountjoy, who died four years ago. Mr. Mountjoy conducted the fruit business on Richmond street, which is now conducted by his son, Mr. Charles Mountjoy.

Mrs. Mountjoy was born in Devonshire, England, in 1840, and when a little girl moved to Toronto, where she resided until forty years ago, when she moved to this city.

The deceased was a prominent church worker, and her demise will be regretted by people in all parts of the city.

Cousin of a World-Famous Actor

Thomas McDowell, who died at Victoria Hospital last night, it has been learned is a cousin of Melbourne McDowell, the world renowned actor, who played here in La Tosca last year.

The late Mr. McDowell was practically a tramp, and has been in the hospital for over eight months.

His death was due to carcinoma of the face.

Struck by Bicycle Crossing Street; Young Lady Was Seriously Injured

Rider, It Is Alleged, Never Even Stopped to See Damage Done.

Yesterday afternoon as Miss McMurdy, of Piccadilly street, was walking across the street at the corner of Dundas and Richmond street she was struck by a bicycle ridden by an unknown man, knocked down, and severely injured.

The rider of the wheel was traveling at a fairly high rate of speed when the accident took place, and the young lady received injuries which will lay her up for perhaps a month. The muscles of the left leg are almost entirely paralyzed.

Dr. John Wilson attended the unfortunate young woman.

The rider of the wheel never stopped to learn how badly the victim was injured, but resumed his way as fast as he could.

REV. DR. POTTS,

The Eminent Methodist Clergyman Whose Life Is Despaired of. Dr. Poots at One Time Held a Pastorate in This City.

DR. POTTS' CONDITION

Toronto, Oct. 10.—At noon today the condition of Rev. Dr. John Potts was very low. The physicians have given up all hopes for the reverend gentleman's recovery.

Left for Scotland.

Mr. Victor Mitchell, architect in the office of City Engineer Graydon, left this afternoon on a four months' trip to his home in Aberdeen, Scotland.

THE WEATHER.

TOMORROW—MOSTLY FAIR.

FORECASTS.

Toronto, Oct. 10—8 a.m.

Today — Strong southwest and west winds; occasional showers, but mostly fair.

Friday — Strong westerly winds; fair, with about the same temperature.

TEMPERATURES.

Stations.	8 a.m.	Min.	Weather.
Winnipeg	38	36	Fair
Port Arthur	38	34	Cloudy
Parry Sound	48	42	Fair
Toronto	46	44	Clear
Ottawa	40	40	Rain
Montreal	46	40	Clear
Quebec	42	36	Fair
Father Point	40	34	Cloudy

The first column records the temperature at 8 o'clock this morning, and the second column records the minimum temperature during the 24 hours previous.

WEATHER NOTES.

The weather continues unsettled and showery in Ontario, and fine and moderately warm throughout Western Canada.

Frost was general last night in the Maritime Provinces.

YESTERDAY'S TEMPERATURES

Minimum and maximum temperatures: London, 29.5—69; Atlin, 40—50; Victoria, 42—64; Vancouver, 41—59; Calgary, 34—70; Edmonton, 36—64; Battleford, 20—62; Prince Albert, 32—58; Regina, 26—64; Port Arthur, 40—46; Parry Sound, 32—52; Toronto, 30—56; Ottawa, 28—52; Montreal, 32—48; Quebec, 30—46; St. John, 36—48; Halifax, 34—58.

LATE GEORGE CURRELL,

Who was found dead in the cellar with the gas jet turned on full.

FIFTEEN LOST WITH FRITHJOFF

One of the Wellmann Ships Goes Down in the Arctic Ocean.

Copenhagen, Oct. 10.—The Arctic steamer Frithjoff, which accompanied the Wellman-Chicago Record Herald expedition to Spitzerbergen, was lost off Cape Langanes, Iceland, Oct. 5, The captain and fifteen of her crew drowned. The engineer clung to a plank, on which he was found.

The Frithjoff was homeward bound to Norway, having been damaged by ice and consequently was unable to withstand a storm which she encountered off Cape Langanes.

DEATH OF PIONEER LADY OF LONDON

Mrs. Lucilla Taylor Passes Away at the Home of Her Daughter.

The death took place yesterday at the residence of Mr. John Bowman, 625 Wellington street, of Mrs. Lucetta Taylor, a pioneer resident of this city, and mother of Mrs. Bowman. Mrs. Taylor was a daughter of the late Jacob Manning, and was born in Lacolle, Quebec, in 1820. When she was a girl of 14 her parents moved to where the village of Belmont now stands. At that time London was a mere hamlet. In 1850 she was married to the late Henry L. Taylor, who died in 1875.

One of the early pioneers of the country, she saw its gradual changes from the wilderness to a richly cultivated country and prosperous villages and cities.

She is survived by her only child, Alicia E. Bowman, wife of Mr. John Bowman, who, with her grandchildren, and a large circle of friends, mourn her loss. She will be buried at Mount Pleasant Cemetery on Friday afternoon. She was one of the few of those heroic souls who toiled and endured the hardships of the early days, and by her ministry to others won the affection of a host of friends.

ARBITRATING WITH TELEGRAPHERS

An Amicable Arrangement Is Looked For, But Not Yet Arrived.

Toronto, Oct. 10.dWith harmony of purpose to settle the difficulty the board of conciliation investigating investigating the trouble between the C. P. R. and their operators was again in session this morning, and will meet again this afternoon. The outlook in the words of Prof. Shortt, the chairman, was very hopeful but not certain. A number of concessions were made by both the company and their employes, with the result that the parties came nearer a settlement than ever before. If there is a unanimous agreement, the information will be made public here, but if the commissioners divide, the findings go to Ottawa.

STEAMERS ARRIVED.

Oct. 9.	Reported at.	From.
Canadian	Boston	Liverpool
Westernland	Queenstown	Philadelphia
Saxonia	Queenstown	Boston
Majestic	Plymouth	New York
Pennsylvania	Plymouth	New York
Vaderland	Antwerp	New York
Regina d'Italia	Genoa	New York
Hamburg	Genoa	New York
Kron Prinzessin Cecilie	New York	Hamburg
Tietjen	New York	Copenhagen
Manxman	Bristol	Montreal
Manchester Trader	Father Point	Manchester
Canada	Belle Isle	Liverpool
Teutonic	New York	Southampton

London Man Found Dead in Cellar; All Gas Jets Were Turned on Full

George Currell Apparently a Suicide While Despondent.

George Currell, a well-known resident of this city, aged 53 years, was found dead in the cellar of his home at 182 Horton street last night.

Currell, since the death of his wife, had been living alone, and, as he had been very despondent of late, there seems little doubt that the unfortunate man committed suicide to end his troubles.

All day yesterday there was a strong smell of gas in the neighborhood, and in the evening it became so strong that the neighbors investigated, and when they found that it was coming from Mr. Currell's house, notified the police. Sergeant Monoghan and P. C. Lucas went to the place. The policemen were almost overcome by the gas in the yard, but on raising the windows were forced to retreat, so full was the house of gas.

Body in the Cellar.

After a little while, however, they were able to get into the rooms and turn off a number of gas jets, which had been turned on full. In the cellar they found another gas jet open, and after turning it off groped about in the darkness and succeeded in finding the body of Currell. Coroner MacLaren was at once notified and after viewing the remains had them removed to the undertaking parlors of Smith, Son & Clarke.

Was an Old Resident.

The late George Currell was 53 years of age, and had resided in London practically all his life. For many years he and his wife kept a restaurant on Richmond street. About three years ago they sold the restaurant and since that time Currell has been doing odd jobs. He was intemperate in his habits, and when his wife died about a month ago became very despondent.

He is survived by two sons, neither of whom are at present in the city, and one sister, Mrs. Fields, of York street.

When seen by The Advertiser this morning Mrs. Fields had not heard of her brother's death, and his untimely end was a sad surprise to her.

Had Been Despondent.

"Mr. Currell spent Tuesday with me," she said, "and at that time was not at all well. He was also very despondent, saying that since his wife had gone life was no longer worth living for him. He appeared to feel very bad and cried considerably at times. I told him to come and make his home with me and had fitted up a room for him in order that he might do so. In the afternoon he went out in the garden and remained there till nearly supper time digging potatoes. He complained of not feeling well at supper time, and ate very little. He said he would like to go out in the evening, but was afraid the police would get him as he declared they wanted to run him in. Later, however, he went down town, stating that he thought he would go to the show and perhaps it would cheer him up. I had intended to go down and see him yesterday, but I was too busy."

Coroner MacLaren, after investigating the matter thoroughly, decided that an inquest was unnecessary.

"I found no marks on the body and nothing to indicate that there had been foul play of any kind," said the doctor.

South Huron Liberals Choose H. K. Kellerman

[By a Staff Reporter.]

Hensall, Oct. 10.—At a largely attended meeting of the Liberals of South Huron held here today, Mr. H. K. Kellerman, the popular merchant of Dashwood, was unanimously chosen the Liberal standard-bearer for the Legislature. Mr. Henry Smith, president of the association, Hon. A. G. MacKay, leader of the Opposition in the Legislature, and a number of others gave rousing addresses.

London Woman Seeks Detroit Divorce Mrs. John Benenati Alleges Cruelty

Husband, She Says, Scarred Her Lips With a Red Hot Poker.

Pearl Benenati, a well-known young girl, who formerly lived in this city, told a pitiful story to Judge Brooke of the Wayne County (Michigan) court of Detroit yesterday, when she made application for a divorce from her husband, John Benenati, to whom she was married in 1904.

The wedding took place in London and from the girl's story, her life has been anything but a happy one.

Alleges Cruelty.

Her husband, she stated, had used her most cruelly, and had used inhuman means in his efforts to frighten her when she had threatened to prosecute him for his deeds.

Among other things that the girl says her husband did was to tie her up so that she was helpless and then pass red hot pokers in front of her lips so close that the skin was scorched.

Naturally she was terrified, but he made her promise that she would say nothing to anyone about it.

Knife to Her Throat.

Another time, so the girl says, Benanati got a big knife and sharpened it until its edge was as keen as possible, then he passed the edge around her throat threatening to cut it.

Benanati is alleged to have done a number of other such stunts, and the unhappy pair finally agreed to separate. Now Mrs. Benanati is seeking to free herself in the divorce courts.

Mrs. Benanati has a number of relatives living in this city at present.

WEATHER REPORTS EXCITE WHEAT

A Liverpool dispatch to Mr. Campbell Becher, the stock broker, today, states that wheat is excited by reports of bad weather, and in demand at full prices.

Frost appeared in parts of Argentine.

Corn is firm, affected by American advices.

High records were made at all large grain markets today.

May wheat opened in Winnipeg today at $1 18.

Later.

Exporters at Winnipeg are bidding ½c over October and taking everything in sight down to seed wheat, which sells for 75c a bushel. New York advices say 158 loads were taken at seaboard.

Councilors Want Level Crossing Where Grand Trunk Crosses Hale St.

Peculiar Motion Put and Carried by London Township Representative.

At a recent meeting of the London township council the question of what kind of a crossing should be placed by the Grand Trunk at the intersection of Hale and Trafalgar streets was considered.

The Grand Trunk was represented by Superintendent Gillen, Engineer Blaiklock and Master of Bridges and Buildings Mitchell, who submitted plans of three methods of carrying the highway across the company's tracks at the point where Hale and Trafalgar streets meet.

After considerable discussion it was moved by Councilor John Gillson, seconded by Councilor S. F. Glass, that in the matter of the railway crossing at the intersection of Hale and Trafalgar streets it would be in the interests of the township to have a level crossing, providing that all obstructions to a full view of the tracks be removed by the railway to the satisfaction of the council.

It was moved in amendment to the above by Warden James H. Hodgins, that the council should not accept a level crossing at Hale and Trafalgar streets, and that the Grand Trunk be requested to build a bridge to cover the crossings.

When the amendment was voted on it was lost, and the motion, on being put was carried.

A Serious Matter.

The action of the council of London Township in deciding in favor of a level crossings for the G. T. R. at the intersections of Hale and Trafalgar streets, just east of the city, is likely to lead to an appeal to the railway commission.

It was stated to The Advertiser today that this action of London Township Council is a bad blow to the arguments of farmers and others, who for many years have been appealing to the Government to abolish the deadly level crossing.

The council's action, is is alleged, will be tie the hands of the Dominion railway commission in a hundred places in Canada, unless it is repealed.

The Water Question.

A meeting will be held in Cronyn Hall this evening to discuss the water question. Among others who will speak are Sheriff Cameron, Dr. John D. Wilson and Dr. J. B. Campbell. Everyone interested in the question is invited to attend.