

The Evening Times

LAST EDITION

THE WEATHER. Fresh southwest and west winds cooler, light local rain or snow tonight and Friday.

ONE CENT

VOL. IV, NO. 50

ST. JOHN, N. B., THURSDAY, NOVEMBER 28, 1907.

THE DELORY CASE RESUMED IN CIRCUIT COURT TODAY

Prisoner On Stand Denies Theft of Wilson's Trunk.

Timothy Garnett Is Brought from Jail to Court To Testify In Rebuttal--Evidence All In and Argument Opened This Morning.

The circuit court session was resumed at the court house this morning. His Honor Mr. Justice Hanington presiding. Owing to the fact that only thirteen out of a panel of grand jurors were present his honor announced to the jurymen who did attend that they would not be required to meet tomorrow morning at 9:30 o'clock.

The Delory case was resumed and the prisoner who was on the stand when court adjourned yesterday was recalled. Mr. Malin offered a letter to Delory from his wife, but his honor would not admit it.

To Attorney General McKeown the witness said he came to St. John county two months ago from Minto. His doctor had ordered him to keep out of the mines as he had not been very well. He did not know of any Mr. White who was working in the mines. Nothing had happened in the locality to cause comment a day or two before he left.

He had notified Mr. Tweedie at the mines that he intended to leave and told several other people he intended to do. He worked at Fairville for half a day for the Mooney and later worked at No. 3 mine where he worked steadily. John East, a railway man was his room mate at Mrs. McDonald's boarding house. On the day of the 11th he had been drinking liquor but he did not think so although he admitted having been violent in the boarding house. He knew Henry Black who had worked about Mr. Welton's mine at Minto. Witness flatly denied that he had been at any other place there had been broken into and some money stolen and that suspicion was directed toward him.

He admitted having said that he had toothache as an excuse to get away from Minto. As he never got to the mine he did not see the night of the 14th and did not remember having made any note of moved about the Italian camp at night. He had heard somebody and asked "Is that you Jack?" Shortly afterwards he went down stairs. He had been taken to his room by John East and George Hill, who put him on the bed. He couldn't say what he did or how long they were after that. He could not explain the window as to how the trunk got out the door, although he admitted being in his room at the time.

He did not learn after going down stairs that Wilson had lost his trunk, but did he remember that he had been told by Mrs. McDonald that he must have been drunk. He remembered having told his next day, though, that it was a question of the 11th. He did not know of the night in question, and stated that he could not remember the fact that Mrs. McDonald's house, besides himself, who would answer the description Constable Taylor had given of the man he saw carrying a trunk on the pipeline road on the night of November 11th, but thought it might apply to almost any of the young men in the house. The fact that the trunk was gone had nothing whatever to do with his leaving Fairville, as he had previously been at a loss to know how the watch chains got into his pocket, and added that he did not find them there till he got to his cell. A portion of the chain had been placed by his cell-mate in the water bucket. He knew the chains were stolen property.

When asked at the preliminary examination if he had anything to say he had been trained from making any statement until he was thinking of his wife and family. Witness said he had been asked by the boys to have a drink and not wanting to appear mean he said he would get a drink. He said he had been asked if anybody put them in his pocket it was to convict him.

He told Garnett, his cell-mate, that he did not mean to steal the chain, and told Garnett that if he ever got out he would leave the chains where Wilson would get them, as (DeLory) did not want them. On Garnett's suggestion he had concealed them.

The prisoner declared positively that he was innocent of stealing the trunk, and asked if anybody could be brought to prove he was the only man up stairs in the boarding house when it was taken. In reply to a query from Attorney General (Continued on page eight.)

THEY HAVE HAD GREAT SEASON

Tappley Bros. Report Record Number of Logs in the Kennebecasis Booms.

With about twenty million logs in their booms, the largest number within reach and a record quantity, Messrs. Tappley Bros. of Indiantown, expect at any hour to close their season. Messrs. Tappley have three booms all in the Kennebecasis, the "Don," "Odele" and "Sea Dog." Last season they had but ten million logs but account for the huge number this year from the fact that there was so much water in the river. On this account all of the lumber hung up last season was got out which in itself amounted to twenty-eight or thirty million. In summing up this firm say that the season has been a phenomenal one, eclipsing all records in recent years. They expect the season to close at any hour in fact at any moment as ice is now making where the water is still.

CONDITIONS UNCHANGED

Situation Between Longshoremen and Steamship People Remains As Yesterday.

There was practically no change in the situation between the longshoremen and the steamship people today. A Times man endeavored to obtain some information from the longshoremen but the officers of the association declined to be interviewed. Captain Walsh, marine superintendent C. P. R., when asked if there was any change in the strike situation, as far as his line was concerned, said that there was none. Asked if his company intended bringing men from Montreal he repeated that there was no change.

SHE CHARGES ASSAULT

Mrs. Mary Walsh Says George Bechara Punched Her In the Eye.

Mrs. Mary Walsh called at the police court this morning with her right eye bandaged; the object of her visit being to lay a complaint against George Bechara, who she declared had assaulted her, as a result of a difference of opinion. From Mrs. Walsh's story it appears that she took up her abode in George Bechara's house, about three months ago. She was not, she particularly said, one to take the rooms, but Bechara had told her she could leave if she didn't like them. On Tuesday, she said, they were forming him that she would stay there no longer, and intimated that she did not like the idea of his club room in the rear, which, she claimed, he had kept without a license. Some words passed between them, then George Bechara struck her in the eye, sending her head against the wall. She has been ill since Tuesday and was only able to come to court and complain today.

WATER PIPE DAMAGED

Reported That the Extension to Partridge Island Is Leaking Badly.

It is stated that the water pipe extension to Partridge Island is leaking badly and has never been in good condition since it was first put down. The salt water gets into the pipe, and those who live on the island cannot use it on that account. The diver has been called many times to fix the pipe, but it looks as if he could not locate the leak.

A number of the aldermen and taxpayers visited the west side this afternoon on invitation of Ald. McGoldrick, chairman of the board of works, to look over the recent improvements there, including the new wharf, warehouse and Union street work.

The concert given by St. John Hive, No. 1, of the Ladies of the Macabees, held last evening in Foresters' Hall, was a great success. A fine programme was carried out. The luck holder of ticket No. 86, who lives in Montreal, is the winner of the cushion offered.

SEVEN MEN DEAD AS RESULT OF FIRE IN ROOMING HOUSE

Blaze in Kansas City House Was Started by a Gas Explosion --- Nine Victims.

KANSAS CITY, Nov. 28.—Seven men are dead and two fatally injured as the result of a fire in a two-story brick rooming house at 102 Union avenue, caused by an explosion of gas early this morning. The seven victims were burned beyond recognition and it is doubtful whether their

identity will ever be established. The rooming house was patronized by transient white railroad laborers, and as the proprietor kept no register, the names or number of persons are not known. Proprietor O'Connell said that his house would accommodate 200 men, but he did not believe there were more than fifty in the room when the explosion occurred. The explosion is believed to have been caused by a guest who lighted a match in a room where the gas had been escaping. When the flames arrived the flames were work of fire fighting very difficult. When they finally gained entrance to the building they found the bodies of the victims piled together on the second floor. It was evident the men were overcome while seeking an exit. One man was taken out of the building fatally burned, and another was fatally injured by jumping.

EARL GREY'S SPEECH FROM THRONE WAS OPTIMISTIC AND IN CHEERFUL TONE

Parliament Opened Today---Speech From Throne Refers to Canada's Prosperity and Predicts That Financial Stringency Will Be of Brief Duration---Oriental Immigration, the National Transcontinental Railway and Other Matters--Sessional Programme Outlined.

OTTAWA, Nov. 28 (Special)—The fourth session of the tenth parliament of Canada was opened today with the usual ceremonies. The weather was not propitious, the day being a raw, cold variety with touches of snow underfoot and a few snow flurries. Earl Grey left Government House, attended by an escort of the Princess Louise Dragon Guards, who drew up before the house to allow the equipage to pass. There was a fair attendance outside the buildings, but the scene within was brilliant and the ceremonies well attended. Both the senate chamber and the commons were alive with gay dresses and bright costumes. His Excellency's appearance with his suite was the signal for activity and the commencement of the proceedings usual to the opening of the Dominion Parliament.

The Speech from the Throne

The speech from the throne was as follows: "Honorable gentlemen, of the Senate; gentlemen of the House of Commons. In again meeting at a period of the year most convenient for the despatch of business it gives me great pleasure to be able to congratulate you on the remarkable expansion of the trade of our country, the total trade of the past year far exceeding that of any of its predecessors.

"A gratifying result of this expansion was that the revenue of the last fiscal period of nine months was more than sufficient to meet expenses on consolidated and National Transcontinental Railway, capital and special outlays, all expenses of the Dominion of every kind and leave a balance of over three million dollars to be applied in reduction of the public debt.

"The stream of immigrants coming to Canada continues to increase in volume, a larger number than any preceding year, and it is gratifying to observe the many conditions which retard the progress of the Dominion has been blessed by a long series of prosperous years and though the government of the British Isles, as reflected by the financial stringency which prevails throughout the world, I feel assured that the Dominion will be able to maintain its position and that the limitless resources of Canada and the wide recognition of them give ample guarantee of continued progress.

"The conference held in London in the months of April and May last between the government of the United Kingdom and the governments of the British Dominions beyond the seas, satisfactorily dealt with many subjects in which the empire at large is interested.

"A copy of the minutes of the proceedings will be laid before you. Two of my ministers, duly authorized by His Majesty for the purpose, and acting in conjunction with His Majesty's ambassador at Paris, have recently negotiated a convention with the government of the French republic respecting the commercial relations between France and Canada. Subject, however, to the approval of the French chambers and the Canadian parliament. A copy of this convention will be submitted to you immediately and you will be asked to give it your sanction.

"The government of Newfoundland have become involved in controversy with the government of the United States as to the true meaning of article 1 of the convention respecting fisheries, concluded in the year 1818 between the United Kingdom and the United States, and Canada being also involved in the question at issue, the government has joined with the government of Newfoundland in an agreement to refer all matters in dispute arising under said article 1 to the Hague Tribunal.

"The difficulty of obtaining labor and materials at a time of great business activity has somewhat retarded the construction of the Transcontinental Railway. Nevertheless great progress has been made in the prairie section of the western division. A section of the latter of about two hundred and fifty miles has been available for handling the traffic of the present season. Contracts for the portion of the prairie section, west of Edmonton, will be taken for the commencement of work at both eastern and western ends of the mountain division. Thus, in a very short time, the whole work from Montreal to the Pacific coast will be under vigorous construction.

"The influx of immigrants from oriental countries into British Columbia aroused a strong feeling of opposition. A member of my government has been deputed to proceed to Japan to confer with the Japanese government on this subject.

"The sudden and unexpected collapse of the great cantilever bridge in course of construction across the St. Lawrence in the vicinity of Quebec, may be regarded as a national calamity, and the lives which it has cost are a heavy burden on the conscience of the Dominion.

"An commission has been appointed to inquire into the causes which led to the completion of the bridge within a reasonable time. It is most gratifying to find that, notwithstanding the large reductions of postal rates which have been made, the revenue of the post office department has continued to increase rapidly.

MR. CONNELL SAYS IT WAS PURE BUSINESS MATTER

He Loaned Money to Chamberlain Sandall But His Transactions Were Perfectly Honorable---Has Retained Counsel and Courts the Fullest Inquiry

There was considerable comment about the streets today on the recent developments in the chamberlain's office. The morning papers in referring to the recent treasury board meetings stated that more complications had arisen. The Telegraph in an article dealing with the affair stated that according to report the chamberlain has raised funds with which to meet the deficiency in the cash balances, during the past four years by giving short term notes to a well-known citizen, who discounted them at the bank. The consideration given by the chamberlain for this service was said to be 15 per cent. It was further stated that the members of the treasury board are said to hold the opinion that the citizen who participated in these financial dealings must have known that he was engaged in a questionable transaction, and that he was being remunerated out of the city's funds. What action will be taken it is reported has not yet been definitely decided. Both criminal and civil proceedings are said to be under consideration.

The "Sun" in referring to the matter gives the name of David Connell as the citizen who provided the chamberlain with the funds. In consequence of the statements in the morning papers, and rumors connecting his name with Chamberlain Sandall's delinquency, David Connell has retained J. Hazen, K. C., to act as his counsel in the event of proceedings being taken against him. Speaking to a Times reporter this morning Mr. Hazen said that his client's connection with the chamberlain had been in the ordinary course of his business as a money-lender.

The transactions had been of a perfectly legitimate character, so far as Mr. Connell was concerned, and he courted the fullest investigation into his conduct. According to rumors very interesting developments may be expected in the near future in connection with the mix-up in the chamberlain's department.

CRUSHED BETWEEN TWO SHUNTING CARS

Capt. O'Leary of Government Cable Steamer Tyrian Killed at Halifax This Morning.

HALIFAX, N. S., Nov. 28.—(Special)—While crossing the railway tracks at the deep water terminus this morning to go on board his ship, Captain Thomas O'Leary, commander of the government cable steamer Tyrian, got jammed between two cars which were being shunted and was so badly crushed that he died an hour later at the infirmary. He was 38 years of age, and leaves a widow and eight children. Mrs. Senator Power is a sister of the deceased.

INDIANS ON WAR PATH

EL PASO, Tex., Nov. 27.—Members of a prospecting party who have been in the state of Sonora, Mexico, today brought a story of butchery by Yaqui Indians, in which four persons were killed and two injured. The Indians attacked a pack train and scattered provisions over a distance of several miles.

HON. MR. LEMIEUX LUNCHES WITH JAPANESE EMPRESS

KILLED HIS WIFE; JUMPED TO DEATH

Brooklyn Man Shot His Wife and Then Leaped From Ninth Floor Window.

NEW YORK, Nov. 28.—John Whitley, one of the leading dealers in stoves, ranges and house-heating apparatus in Brooklyn, and vice-president of the Bell Bearing Door Hanger Co. killed his wife with two pistol shots early today as she lay sleeping in her room on the 9th floor of the Hotel Belle Claire, Broadway and 77th street, Manhattan. Whitley then leaped from the window into the street, being killed instantly by the fall.

No motive for the murder and suicide could be discovered. The police who endeavored to ascertain whether financial troubles may have been the cause, found in the room occupied by Mr. and Mrs. Whitley, a check book on the name of Frank East, Co., showing that all the funds were exhausted, the last check having been drawn in payment of their hotel charges. The couple always lived lavishly and there is no real evidence of any business reverses. A cab driver who saw Whitley's body dressed only in pajamas lying on the sidewalk gave the first evidence of the tragedy. An immediate search of his apartments revealed the body of Mrs. Whitley stretched on the bed with two bullet holes through her head. She had evidently been shot while asleep and there was nothing to indicate that she had regained consciousness. After the shooting Whitley had apparently tried to write a note of explanation. On the dresser was found a blood stained envelope on which had been nervously scrawled: "I can't write," (signed) "John."

From the appearance of the rooms it is believed that Whitley then attempted to send a bullet through his own brain, using a hand mirror to aid him in directing his course, but at the last minute lost his nerve, and chose death in a dive to the street. A great deal of valuable jewelry was discovered in the apartments. In the suitcase's pocket was a card saying: "In case of accident notify Mrs. E. Loagan, 347 Eighth Avenue, Brooklyn. Letters written last summer and signed by J. F. Bryant of Philadelphia, indicated that Whitley had been investing in mining stock but show no losses of consequence.

However, the management of the Belle Claire said Whitley for several weeks had been under the care of a physician because of extreme nervousness evidently caused by worry.

F. H. MATHEWSON SERIOUSLY ILL

Manager of Canadian Bank of Commerce Has Heart Trouble as Result of Accident.

MONTREAL, Nov. 28.—(Special)—The accident to Mr. F. H. Mathewson, manager of the Canadian Bank of Commerce, as a result of a runaway last night, was in the nature of an affection of the heart. While driving, his horse ran away, and it was while straining with the task of pulling the horse in, that his heart became affected. An operation is to be performed this afternoon by the most eminent surgeons in the city, but an official of the bank stated today that his friends feared the worst.

THE AMANDA IN PORT

First Jamaica Steamer of Scotia Line Arrives from Montego Bay

The first Scotia Line Steamship Company steamer, Amanda, Capt. Gherdull, arrived in port this morning from Montego Bay, Jamaica, with a cargo of fruit and general merchandise. The Amanda belongs to Norway and is under charter to the company. She is a staunch looking vessel of 734 tons register. Messrs. Wm. Thomson & Co., agents of the steamer will run to this port regularly during the winter months.

LUMBERMEN COMPLAIN

WASHINGTON, D. C., Nov. 27.—Forty-one lumber companies in Oregon, Washington and Idaho have filed complaint with the interstate commerce commission against twenty railroad companies operating in that region and the states tributary thereto, alleging that they have unlawfully combined and raised the rate for freight on lumber from three cents to 12 1/2 cents per hundred pounds.

COLLINS' COUNSEL BELIEVES CONFESSION STORY IS TRUE

J. C. Sherren Says He Fells Assured That Published Statements Were Correct.

MONCTON, Nov. 28.—(Special)—James C. Sherren, junior counsel for Thomas F. Collins, interviewed today in reference to the story that Collins had made a confession said: "I have no personal knowledge of the alleged confession which was published in the St. John Telegraph, but I feel assured that the statements published therein were correct, and I believe the publication of them, when their publication can do no harm to Collins, is fair and just course. I do not think, as newspapers have stated, that there was any statement made to any person for publication, but that the confession mentioned was made in such a way that those who heard it may have felt in duty bound not to disclose it."

WARNING TO CITIZENS.

The board of works has decided not to entertain any pleas for compensation for injuries sustained by persons stumbling and falling on the streets while on their way to the good roads meeting this evening. It is held, not without some justification, that the board had nothing to do with calling this meeting, and that there were persons venturing upon the streets to attend it should do so at their own risk.

Mikado Had a Cold and Consequently Was Not Present.

Conference On Japanese Immigration Will Await Arrival at Tokio of Mr. Ishii---Japan Is Prepared to meet Canada's Views.

TOKIO, Nov. 28.—Hon. R. Lemieux, Canadian postmaster general, and commissioner of labor, who is on a mission concerning emigration, had an audience today and lunched with the empress at the palace. The usual ceremonies were observed. The empress was indisposed, with a cold and unable to be present. K. Ishii, chief of the bureau of commerce of the Japanese foreign office is expected on the 30th of November. After his arrival it is believed negotiations concerning emigration into America will proceed more rapidly. It is understood that Viscount Hayashi, minister of foreign affairs has assured Mr. Lemieux that the Japanese government is prepared to meet the views of Canada regarding limitation of immigration.

TOKIO, Nov. 28.—It is understood that United States Ambassador O'Brien has officially called the attention of the Japanese government to the great increase in the number of Japanese arriving on the Pacific coast. He presented the view of the state department that this cannot be considered in accordance with the promises of the Japanese government, and therefore requested a rigid investigation with prompt measures to prevent the emigration to America of any student who might afterwards become a laborer.

From the appearance of the rooms it is believed that Whitley then attempted to send a bullet through his own brain, using a hand mirror to aid him in directing his course, but at the last minute lost his nerve, and chose death in a dive to the street. A great deal of valuable jewelry was discovered in the apartments. In the suitcase's pocket was a card saying: "In case of accident notify Mrs. E. Loagan, 347 Eighth Avenue, Brooklyn. Letters written last summer and signed by J. F. Bryant of Philadelphia, indicated that Whitley had been investing in mining stock but show no losses of consequence.

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WORST OF A NEEDLESS MONEY CRISIS IS PAST

"We Are Bound to Feel Its Effects For Some Time," Says John D. Rockefeller.

NEW YORK, Nov. 27.—"The worst of it," said John D. Rockefeller when asked for his opinion on the financial situation. "There was no necessity for that worst" ever to have appeared. Of course, we are bound to feel the effects of it for some time."

"What do you think was the real cause of the panic?" he was asked. "Oh, there were a number of causes. They all happened to combine and come to a head at one time. All these combined forces created uneasiness and a lack of confidence. When you remove confidence from the business world, trouble is bound to ensue. Confidence will be restored gradually, and we will resume our normal condition. This is too great a country to be held down."

"Do you believe President Roosevelt's policy in attacking the trusts contributed to cause the financial conditions?" "I believe President Roosevelt to be actuated by the best of motives, and have no criticism to make of any kind. The financial condition was foreseen long before it was felt. Several well known men pointed out that it was bound to come, unless measures were adopted to stop it."

INDIAN FUNERAL

WASHINGTON, D. C., Nov. 27.—The funeral of the late Chief of the Kiowa band of the Kiowa tribe, who died at Fort Huachuca, Arizona, was held at the National Academy of Sciences today.

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THE TIMES NEW REPORTER

ANOTHER CLAMBAKE

As the season of peace and good will is drawing nigh, that gentle and kindly man, the mayor's clerk, is planning a holiday excursion and clam bake on the Bay shore, with a roaring fire of driftwood to gladden the eyes and warm the feelings of the guests.

THE TIMES NEW REPORTER

CONGREGATIONAL SPIRITS

congregational spirits will have the time of their lives. Engineers Sammel and Paters will throw quoits. Engineers Murdoch and Hunter will have a hose contest. Judge Ritchie and Chief Clark will play tag, and Ald. McGoldrick and a rejoinder will be given. Then all will join around the festive board, and after assurances of mutual good-will and high regard for their host the affair will be concluded with Auld Lang Syne and a Christmas Carol.