

ONE DOLLAR DAMAGES TO MR. LOWELL'S REPUTATION

Jury in Slander Suit, Lowell vs. Gray, Decided Yesterday Very Nominal Sum Must Satisfy Local M. P. P.'s Wounded Feelings—Dr. Currey in Address Intimates Such Action Would Be an Insult—Would Prefer Verdict For Defendant—Court Proceedings.

Damages to the amount of \$1 were awarded by the jury yesterday afternoon, after about three quarters of an hour's deliberation, to Mr. James Lowell M. P. P. in the suit brought by him against Dr. J. H. Gray of Fairville for having made by the latter prior to the Provincial election of August, 1908, Mr. Lowell asked for which he claimed to have received as a member of the Legislature, fixing the amount at \$5,000. The plaintiff's counsel, in his address, told the jury that if they returned a verdict in favor of the defendant, it would mean that the plaintiff had been injured in his honor and that the damages would be nominal. Mr. Lowell seemed disappointed at the result. Dr. L. A. Currey, attorney for Mr. Lowell and Hon. J. D. Hazen, who acted as counsel for Dr. Gray, referred to the question of damages. Dr. Currey asked for a substantial sum. Nominal damages, he said, would be nothing less than a insult. "If you gentlemen think," he would satisfy my client and you to find a verdict for Dr. Gray? Dr. Currey intimated that punitive damages should be given. In conclusion he again asked for substantial damages.

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At yesterday morning's sitting Mr. Currey moved that the declaration be amended by adding a count to the effect that the plaintiff at the time the slander was published, was a member of the Municipal Council and a chairman of the Highway Board of the Parish of Lancaster. That such a charge of the plaintiff, who he is a member of such municipal council, with the commission of the crime.

Dr. Currey severely criticized the Attorney General's attitude towards the case. It was not trivial, he said, to charge a man with a commission of crime punishable by a term of four years in the penitentiary. If what Dr. Gray said was true, then Mr. Lowell was a criminal and the charge was not a trifling affair. He was surprised to hear the Attorney General indulge in exegesis. The Attorney General had said that he had been accused of every crime on the calendar. This was not true. "I have been a supporter of my learned friend ever since his advent into politics," continued Dr. Currey, "and from that time to the present I have never heard a criminal charge made against the Attorney General."

At 2:45 o'clock the jury retired and at half past three returned and through the foreman, Mr. Benjamin J. Lowell, announced that they had arrived at a verdict for the plaintiff, and estimated the damages at \$1.

Mr. Hazen arose and contended that there was no evidence of an apology being tendered.

Continued from Page 1. Q—What kind of artificial horizon did you have? A—Glass. Q—What kind of transitor theodolite did you have and how many? A—We didn't use any. Q—What kind of compass did you have? A—We had one liquid compass, one surveying compass. Q—What kind of compass did you use to determine your compass variation? A—Surveying compass. Q—Surveying compass; it had an azimuth attachment? Q—What compass course did you follow from Cape Thomas Hubbard north? A—Well, that changes every day, if you follow the course on a map you have the compass course. Q—Was your determination of the pole solely by the observation of the star's altitude, or did you take an observation on the pole star twelve hours apart and by the determination of the celestial pole by the accuracy of your position on the terrestrial globe? A—How are you going to take an observation by the polar star when you have a continuous sun? There is at night, you cannot have any stars; there is no darkness. Q—What other kind of observations did you make at the pole, and how many? A—And what was the altitude of the sun? A—Not at this present moment. We will describe every one of them in detail when we go to the University of Copenhagen. They will go there within two months. The entire records will be delivered to the University and after that they will go to everybody that wants to examine them.

Q—Your original narrative as published in the New York Herald, made notable mention of the swinging of the sun at midnight over the pole. Our observation on April 6, longitude of the camp in latitude 86.36, and in the latitude of the pole as visible on April 4 and that if you really saw the first star on April 7, you must have been 234 miles from the pole, instead of 234 miles as you stated. Therefore, to have reached there within two months is impossible. Your explanation of the apparent discrepancy?

Q—In the first place that indicates the point I have taken; that nobody pronounces judgment on a matter of record. The northern horizon at midnight has been so obscure that we could not tell whether the sun was below the horizon or above it. We were not making any observations at midnight. Therefore this statement is based on the fact that we have said that it is impossible to see the sun at midnight of that day. I have looked through the Herald's story and it has been written out in full. My inability to see the sun at midnight is not a matter of record. The horizon was obscure.

Q—Why was it necessary to trust your word, Mr. Whitney, on your pledge of secrecy? A—I don't know that there is any further to say about that, but Mr. Whitney, I do not think I am bound to divulge to you any news of our work. I am perfectly willing to give it to the world, and I have done so.

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DR. CUREY UNDER A TREE UNDER THE CAPITAL AT HOME STILL GROWING BEYOND THE STAR

Yesterday's Figures Bring Total Up To 29,000—Largest Amount of Prize Money in History of Province.

LAST DAY OF FAIR TODAY.

Special to The Standard. Exhibition Grounds, Fredericton, Sept. 22.—The attendance at the exhibition today was 2,400, making the total to tonight 29,000, which makes it evident that the 30,000 mark will be reached. The exhibition closes tomorrow night at 10 o'clock, after which cattle will be hustled on a special train of twenty cars for Halifax.

Best East of Toronto. The C. P. R. will allow loading on their siding and the train will run over the N. B. direct to the exhibition grounds in Halifax. Today the parades of prize horses and cattle were held in the ring and attracted much attention. R. P. Stevenson of Hamilton, Ont., the judge of cattle, best ever seen east of Toronto.

Merely Nautical Observations. A—We have told that the altitude of the sun gave us our position; that is all we have to say about that. We made regular astronomical observations such as would be made by the company and other instruments. We merely made the nautical observations that a captain would have made aboard a ship.

Q—You will describe in detail any single observation taken by you at the north pole, with the exact figures of the results and the corrections applied. A—Not at this present moment. We will describe every one of them in detail when we go to the University of Copenhagen. They will go there within two months. The entire records will be delivered to the University and after that they will go to everybody that wants to examine them.

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PREMIER'S SILVER WEDDING IS HAPPILY CELEBRATED

Notable Gathering Of Friends Of Hon. J. D. And Mrs. Hazen At Their Home Last Evening—Hearty Congratulations On Twenty-five Years Of Wedded Life—Chief Justice Barker Makes Presentation Of Handsome Silver Tray—The Premier's Reply.

The twenty-fifth anniversary of the wedding of Mr. and Mrs. J. D. Hazen occurred yesterday, and last evening a large number of their many friends observed the occasion by surprising the Premier and his wife at their home, Hazen street, for the purpose of congratulating them on their silver wedding and wishing them many more happy years of married life.

Chief Justice Barker on behalf of those present and a number of absent presented Mr. and Mrs. Hazen with a magnificent silver tray. Shortly after eight o'clock the party arrived at the Premier's home and when all had assembled in the drawing room Chief Justice Barker in a short speech explained the purpose of the visit. He referred to the fact that this was the twenty-fifth anniversary of the wedding of Mr. and Mrs. Hazen and stated that a number of their many friends in St. John had come together for the purpose of extending to them the hearty congratulations and wishing them many more happy years of married life.

During the many years that they have lived in St. John Mr. and Mrs. Hazen had made hosts of warm personal friends. It was the lot of Mr. Hazen to be a distinguished and comparatively few men possessed such a position as acceptably as he did.

Mr. Hazen, in replying, expressed the very hearty thanks of his wife and himself for the exhibition of kindness and good will on the part of their many friends. Twenty-five years he said, had passed since his wife and himself had stood side by side in the Methodist Church at Fredericton and spoke the vows that joined them to one another for better or for worse. Twenty of those years had been passed in St. John. They had been years of activity and work and happiness.

Mr. Walter Day, of Land's End, had a narrow escape from drowning yesterday afternoon when he was rescued by companions when sinking in a sailboat. The boat was overturned and he was rescued by companions when sinking in a sailboat.

Mr. Elias W. Elliott, of the funeral home, took place at 2:30 yesterday afternoon from his residence, 30 Wellington Row. The funeral service was conducted at the funeral home, 30 Wellington Row. The funeral service was conducted at the funeral home, 30 Wellington Row.

Widow of Railway Worker Has a Labor of Hercules to Confront.

The impossible fight against an ever increasing income.

America's Twelve Richest Women. Mrs. Harriman... \$85,000. Mrs. F. C. Penhull... 78,000. Mrs. Russell Sage... 68,000. Mrs. J. P. Morgan... 50,000. Mrs. John D. Rockefeller... 45,000. Mrs. John G. Thompson... 40,000. Mrs. John A. B. Stewart... 35,000. Mrs. John W. Alden... 30,000. Mrs. John W. Alden... 25,000. Mrs. John W. Alden... 20,000. Mrs. John W. Alden... 15,000. Mrs. John W. Alden... 10,000. Mrs. John W. Alden... 5,000. Their total wealth, \$500,000.

When Edward H. Harriman died last year he left a widow with a fortune of \$85,000,000. She is now one of the twelve richest women in America.

Rockefeller, the steel trust and other great holders of capital have invested in huge industries which employ hundreds of thousands of men. It draws its profit from the sale of its products.

What do they do with their money? They invest it in stocks, bonds and real estate. They also give to charity.

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THE TWIN TOO MUCH FOR MARTIN

Boston, Sept. 22.—Mike (Twin) Sullivan received the decision over Terry Martin in their 12-round bout at the Army and Navy Club last night. The twin jabbed, hooked and countered Martin at will in every round, and while Martin made a flash at the start of every round he did not land many blows.

OTTAWA TO HAVE MOTOR CAR MILITARY CORPS

Special to The Standard. Ottawa, Sept. 22.—Ottawa is to have a motor car military corps. It will be organized under the 43rd Regiment, and will consist of owners of cars who agree to their use by the military in the event of an emergency. The name probably will be the Motor Association and the officers will be: Honorary president, Prince of Wales; honorary vice president, Major General Sir Percy Lake; honorary secretary, Capt. Harry C. O. B. vice president, Capt. Harry Ketchum; lieutenant and adjutant, Mr. Percy Harris.

PERSONAL

Mr. and Mrs. A. H. Ballie and their two children were spending two weeks with Mr. Charles Ballie returned to Montreal last evening. Miss L. Tweedie of Sackville who has been spending the summer at home, she is accompanied by Miss McCormick of Annapolis who is en route to Mount Allison.

ENDLESS CHAIN FOR THE FERRY

Aid Kelley made the suggestion yesterday to The Standard in speaking of ferry matters, that a motor and endless chain should be provided to assist in towing up the heavy loads. Aid Kelley in his capacity as a contractor for the S. P. C. has on more than one occasion had to procure local firms for overloading teams using the floats.

WALTER DAY HAS NARROW ESCAPE FROM DROWNING

Mr. Walter Day, of Land's End, had a narrow escape from drowning yesterday afternoon when he was rescued by companions when sinking in a sailboat. The boat was overturned and he was rescued by companions when sinking in a sailboat.

BURKE TO FACE CHARGE IN COURT

Fredericton, Sept. 22.—Colbert G. Burke was arrested on Tuesday afternoon by City Marshal Roberts, Association, on a warrant charging him with assault on James W. Cole before Magistrate.

FUNERALS

Mr. Elias W. Elliott, of the funeral home, took place at 2:30 yesterday afternoon from his residence, 30 Wellington Row. The funeral service was conducted at the funeral home, 30 Wellington Row.

Advertisement for W. O. Staples, Card Writer and Window Decorator. Text: "If You Don't Advertise, Business Goes By Your Door Every Day, To The Store Of 'The Man Who Does.'" THE STANDARD. You Need More Money. Let your windows make it for you. They can do it for you if you will. W. O. STAPLES. Card Writer and Window Decorator. 102 Prince Wm. St. Phone 2511.