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A FALLS, Ont., Oct. 2.—
Magistrate Fraser today
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LABOR OFFICERS ON TRIAL FOR CONSPIRING

Three Members of Iron Workers' Union Allowed to Go Thru Lack of Evidence—Several Talesmen Admit Strong Prejudice Against Accused.

INDIANAPOLIS, Ind., Oct. 1.—(Can. Press).—Lines upon which a jury is to be chosen for the trial of forty-six defendants, accused of complicity in a widespread dynamite conspiracy against employers of non-union labor, were indicated in the examination of talesmen.

The trial was begun before federal Judge A. B. Anderson, and the original number of men indicted, fifty-four, headed by Frank M. Ryan, president of the International Association of Bridge and Structural Ironworkers, was reduced to forty-six. The government withdrew the charges against three men. Another defendant was absent because of a broken leg. Orrie E. McManigal pleaded guilty and another defendant was reported "not found."

On motion of the government the cases against J. W. Ryan, Peoria, Ill.; Andrew J. Kavanaugh, Springfield, Ill.; and Patrick H. Ryan, Chicago, ironworkers, were dismissed. The government announced it had no evidence against them to warrant their trial.

John J. and James B. McNamara, serving terms in a prison in California, were reported "not found." Talesmen were examined by Senator John W. Kern and William N. Harding for the defense and by District Attorney C. W. Miller for the government.

Believed Men Guilty
V. M. Hatfield, a farmer and county school teacher, was excused because he said he had an opinion that the defendants were guilty.

"Where did you get that opinion?"
"From the newspapers. I read the accounts of the McNamara trials at Los Angeles, and that the grand jury in Indianapolis had indicted these men. This convinced me they are guilty."

"You know, don't you, that these defendants were indicted jointly with the McNamaras?"
"Yes, it would take evidence to overcome my opinion."

"You say you read about the blowing up of the Los Angeles Times building, the pleas of guilty of the McNamaras, the confession of McManigal, and you concluded that they were all jointly guilty in carrying explosives on passenger trains?"

"Yes, sir, that is my belief," Hatfield said.
Much of the questioning was devoted to whether the talesmen ever had con-

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tations with union labor or were prejudiced for or against it.

Query as to Burns.
As a former banker, John Burgess of Newcastle, Ind., was asked whether William J. Burns, a detective who arrested McManigal and the McNamaras, was at present employed by the American Bankers' Association. Burgess said he did not know.

One man was excused because he had sons who were members of labor unions.
James H. Hurst, a farmer, said "the government would not have to introduce any evidence to convince me these men are guilty. I am convinced already."

Ten more talesmen were excused after expressing similar opinions.
Attorney Harding explained to the talesmen that the government's charges were not that the men caused explosions, but only that they illegally transported explosives.

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ANNOUNCEMENTS.

Oct. 1, 1912.
Motions set down for single court for Wednesday, October 2, at 10 a.m. (from 10 to 11):

1. Broom v. Toronto Junction.
2. Cordner v. A. O. U. W.
3. Re Steele Estate.
4. Hayes v. Carlick.
5. Broom v. Dominion Council.
6. Re Robert Estate.
7. Blowerman v. Sager.
8. Young v. Pitymaki.

Peremptory list for divisional court for Wednesday, October 2, at 11 a.m.:
1. Jarvis v. Hall.
2. Re Mendell Estate.
3. Robinson v. Osborne.
4. Queen v. McLean.
5. Martin v. School Trustees.
6. Grove v. Turney.
7. Agnew v. Bell.

Master's Chambers

Before J. S. Cartwright, K.C., Master.
Nokes v. Kent—H. Ferguson for defendant. H. W. A. Foster for plaintiff. Motion by an order dismissing action for want of prosecution. Motion referred to the trial judge.

Boin v. Canadian Film Exchange—F. Aylesworth for plaintiff. M. H. Ludwig, K.C., for defendant. Motion by plaintiff for an order dismissing action for want of prosecution. Motion referred to the trial judge.

Polson Iron Works v. City of Toronto—J. S. Fairly for defendant. F. Aylesworth for plaintiff. Motion by defendant for costs issued by defendant. Order made. Costs in the cause.

Cameron v. Hull—E. C. Cattinich for defendant. D. C. Ross for plaintiff. Motion by defendant for an order requiring plaintiff to amend or to discontinue action as against them. Order made that plaintiff amend in a week. Costs to defendants who move in the cause.

Wair v. Stewart—G. H. Sadowick for plaintiff. M. L. Gordon for defendant. Motion by plaintiff for an order setting aside praecipe order for security for costs issued by defendant. Order made. Costs in the cause.

Niagara Falls Land Co. v. Electric City Athletic Association, Limited, McDonald (Day & Co.) for plaintiff. Motion by plaintiff for an order for service by publication by registered letters addressed to president and vice-president at their addresses in the City of New York. Order made.

Barber v. Loan Co.—O. H. King for defendant. J. G. Smith for plaintiff. G. H. Klimer, K.C., for Chapman and McGiffin. Motion by defendant for an order allowing them to pay into court the admitted balance and with costs to plaintiff in the cause and to have Chapman and McGiffin made defendants in this action instead of the company. Judgment—Here the company has admitted liability to Chapman and McGiffin by the very considerable payment made to them. On the other hand is the very explicit terms of the

resolution of the board of directors of the company passed at the special meeting of March 13. In view of this, how can it be said that the defendant company stands neutral. It is not a case for interpleader. Motion dismissed with costs to plaintiff in the cause and to Chapman and McGiffin forthwith after taxation, unless defendants consent to their being fixed at \$20. Statement of defence to be delivered in a week.

Judges' Chambers.
Before Middleton, J.
Re Johnson and Johnson—T. R. Sloan (Hamilton) for applicant. F. W. Harcourt, K.C., for infants. Motion by applicant for an order confirming report for distribution thereunder and for vesting order to purchaser. Order made.

Re Sweet—F. W. Harcourt, K.C., for administrator. Motion by administrator for an order authorizing payment of certain moneys into court. Order made.

Re Pannabecker—F. McCarthy for applicant. F. W. Harcourt, K.C., for infants. Motion by applicant for an order for payment out of court of certain moneys. Upon production of further medical evidence, order to go.

Re Ireland—J. M. Ferguson for mother. F. W. Harcourt, K.C., for infant. Motion by mother for an order for maintenance. Order made.

Louisey v. T. H. & R. Ry Co.—F. W. Harcourt, K.C., for infant. Motion on behalf of infant for an order for maintenance. Order made for payment of \$75 a year.

Re McMinn—F. W. Harcourt, K.C., for executors. Motion by executors for an order giving leave to pay \$666.67 into court to credit of infants. Order made.

Re Blacker—F. W. Harcourt, K.C., for executors. F. W. Harcourt, K.C., for infants. Motion by executors for an order giving leave to pay certain moneys into court for the discharge of the executors. Order made.

Taylor v. Green—F. Aylesworth, for plaintiff. Motion by plaintiff for an order for payment of \$100 out of court. Order made.

Re Coulter Estate—F. Aylesworth, for mother. F. W. Harcourt, K.C., for infant. Motion by mother for an order for maintenance. Order made.

Single Court.
Before Middleton, J.
Palland v. Jennings for plaintiff. M. P. Vandervoort for defendant. Motion by plaintiff for judgment. Judgment for plaintiff for \$25,121.2 and costs, but no sale of securities to be made until expiry of one week from date of judgment to enable defendant to submit proof of any payments made by him for which he has not been given credit. The \$200 paid into court by plaintiff, as security, to be paid out to her forthwith.

Divisional Court.
Before Biddell, J., Middleton, J., Lennox, J.
Gotherman v. Werner—W. R. Smyth, K.C., for defendant. W. J. McLarty for plaintiff. An appeal by defendant from the judgment of Mulock, C.J., of April 11, 1912. By consent, at counsel's request, motion adjourned to October court.

Ontario Asphalt v. Cook—J. M. Ferguson for defendant. F. McCarthy for plaintiff. An appeal by defendant from the order of Middleton, J., in chambers of May 18, 1912. At request of counsel, motion adjourned to October court.

Dewell v. Neilson—A. R. Cochrane for defendant. N. F. Davidson, K.C., for

AMUSEMENTS.

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