

PROVINCES TO APPEAL CASES

Decision That Supreme Court Has Jurisdiction Over Legislation Affecting Fisheries.

Wallace Nesbitt Gives Notice of Appeal to Privy Council—Manufacturers Win.

Special to The Standard, Ottawa, Oct. 11.—In the supreme court today Wallace Nesbitt, K. C., with Bayley, K. C., associated with him on behalf of the provinces of Ontario, Nova Scotia, New Brunswick, Prince Edward Island, Manitoba and Alberta, moved to quash the reference made by the Dominion Government and now pending, in relation to legislation respecting fisheries, insurance and the incorporation of companies, on the ground that the British North America Act did not authorize parliament to constitute a Dominion court for the purpose of answering abstract questions on matters of the kind, the answers to which in any event would be academic, and perhaps dangerous and prejudicial to civil rights.

E. Lafreny, K. C., appeared on behalf of the provinces of Quebec and British Columbia, and intimated that they had consented to the reference in regard to fisheries and were anxious for a decision respecting them, and he also appeared on behalf of the all Canada Insurance Federation for leave to appear, file a factum, and be heard on the merits of the reference respecting insurance.

Alme Geoffroy, K. C., appeared for the province of Quebec in regard to the insurance reference, and stated that that province was anxious to have the matter submitted to the privy council, and he also appeared on behalf of the Dominion Government.

An application was made by Mr. Westcott, asking that the Canadian Manufacturers' Association should be allowed to appear at the hearing on the merits and file a factum. The motions on behalf of the All Canada Insurance Federation and the Canadian Manufacturers' Association were granted. After consideration the majority of the court was of the opinion that the court had jurisdiction to hear and decide the reference.

Upon this decision being announced, Nesbitt, K. C., asked that the hearing of the reference upon the merits should not be pressed on for the present, as it was in the contemplation of provinces represented by him that they should apply to the judicial committee of the privy council for special leave to appeal from the decision of the court that they had jurisdiction to entertain the questions referred to them in the reference made by the Dominion Government, in so far as at least, as affected the provinces on behalf of which objection to the jurisdiction was taken.

Joseph Michaud, of Waterville, Me., Fell While Hauling Load of Gravel and Sustained Fatal Injuries.

Waterville, Me., Oct. 11.—Joseph Michaud, aged 55, was killed this afternoon by falling under his cart while hauling gravel, one wheel passing over his chest and inflicting injuries which resulted in his death a short time later.

He was driving his team in place of his son who was injured a few days ago. He is survived by a widow and 13 children.

TO NEW SUBSCRIBERS. The addition of so many new names to The Standard circulation lists means considerable extra work in this office. It should not be expected that all these papers will be started immediately, as several days will be required to get the subscription lists in perfect shape. All subscriptions received on Saturday are being dated one week ahead and it is hoped that by the end of the present week the papers will be going regularly. Those who fail to receive The Standard for a day or two will therefore bear in mind that the delay is caused by the rush of work, and will confer a favor by waiting patiently for a short time. If, however, there are any who do not receive their papers regularly after Monday next, they should report the matter promptly to this office.

HARVEY D. HINMAN



A New Yorker Who Has Dared to Criticize Roosevelt. He is an Insurgent of the Insurgents and Disapproves of the Albany Platform.

MORE DELAY FOR NIobe

Canadian Cruiser Has Not Yet Left England and Date of Her Arrival is Uncertain—Middlemen Ready.

Special to The Standard, Halifax, N. S., Oct. 11.—The Nova Scotia government has purchased a handsome piece of plate for presentation to the cruiser Niobe on her arrival at this port.

The provincial government has not been informed of the date of the sailing of the Niobe from England, and her first port of call on this side of the water. She was scheduled to leave England yesterday, but did not do so and the date of her departure is now put down for the 21st instant, and her destination is still an unsettled question.

The politicians and middlemen are making a strong pull to get her here to do her outfitting, which will be a fairly good contract.

DEMOCRATS MAY RE-ASSEMBLE

Congressman Foss Suggests that Convention Should Be Called Together Again to Agree on Candidate.

Boston, Oct. 11.—A re-convening of the Democratic convention not later than Saturday next for the purpose of naming a candidate for governor, who shall be finally accepted by the committee as the choice of the Democrats of Massachusetts to head the ticket, is the suggestion made tonight in a communication to Chairman Frederick J. MacLeod, of the Democratic State Committee, by Congressman Eugene N. Foss, of Boston.

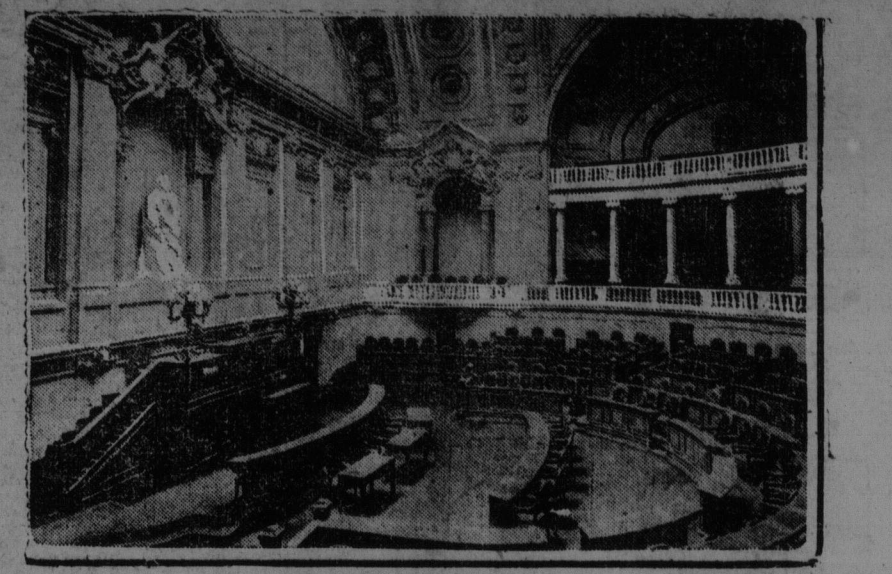
Mr. Foss led on both ballots in the state convention held last Thursday, and the committee of four, empowered by the convention to name a candidate for governor, has been for several days in a deadlock for choice between Mr. Foss and Chas. S. Hamlin.

The afternoon session of the committee lasted about an hour, and was again without result with a deadlock over the names of Hamlin and Foss. The committee decided, however, that a fifth member was necessary at once, and three names were suggested, but all were laid on the table. It was also suggested that Frederick W. Mansfield, who was given the temporary nomination, under the condition that he withdraw, when a candidate should be agreed upon, place his withdrawal paper with the committee. This was lost, and the committee adjourned until 7 p. m.

STEAMER MOLTKE WILL BE DISINFECTED. Passengers on Cholera Infected Steamer will be Transferred to Hoffman Island While Cleaning up Steamer.

New York, Oct. 11.—The steamer Moltke, from which two cholera cases have been taken since the vessel arrived last week, is to be subjected to

NEW REPUBLIC AWAITS RECOGNITION BY POWERS



THE CHAMBER OF DEPUTIES HALL IN LISBON, WHERE THE PORTUGUESE REPRESENTATIVES WILL WORK OUT THEIR BIG PROBLEM OF GOVERNMENT.

FIRST DAY OF S.S. CONVENTION AT WOODSTOCK

Special to The Standard, Woodstock, Oct. 11.—The N. B. Sunday school convention opened this afternoon in the United Baptist church and will close on Thursday night. An elementary institute was conducted today by Mrs. W. C. Matthews and the executive committee met this afternoon. After the usual devotional exercises this evening the committees were appointed and Andrew Malcolm, the president, addressed the gathering.

Among those present are Rev. G. M. Campbell, Rev. W. R. Ross, Rev. J. B. Ganong, Messrs. E. R. Machum, W. A. Brown and G. Farnham. This afternoon addresses were given by Rev. W. A. Ross, the new field secretary, W. A. Brown and Mrs. W. C. Matthews.

The proprietor of the Queen hotel, Wallace Blackie, shot a large bear near the town last evening, and it was on exhibition here this afternoon before it was put up for sale. It was one of the largest bears ever shot in this neighborhood.

Joseph Young, of Dow Settlement, died suddenly yesterday after a lingering illness, aged 70. Two children survive, Warren, by his first wife, and Mrs. Warren Wilkinson by his second wife. He was buried here this afternoon. Rev. J. W. S. Young, Ezekiah Young and Mrs. Oran Patterson are brother and sister. The funeral will be held tomorrow afternoon at Canterbury front, Rev. H. Kennedy, of Woodstock, officiating.

ALLEGED COUNTERFEITER COMMITTED FOR TRIAL

Anton Krol in Jail Awaiting Trial at New Bedford, Mass., on Charge of Making Bad Money.

New Bedford, Mass., Oct. 11.—Anton Krol, of Marvin street, this city, must stand trial in the United States circuit court in Boston on the charge of making counterfeit money of the United States, and in the meantime Krol will remain in the local jail in default of \$2,050 bonds for his appearance in court.

Krol was not as fortunate as his brother-in-law, the Fair Haven farmer, who was recently discharged from custody on the same charge as is now against Krol. It was at this brother-in-law's farm, however, that Krol is alleged to have made the bad money.

a thorough disinfection and cleansing before she is permitted to leave quarantine and proceed to her pier. Meanwhile all of her passengers will be transferred to Hoffman Island for observation.

COMING TO ENGLAND.

Gibraltar, Oct. 11.—It is announced that King George has ordered the British royal yacht Victoria and Albert to proceed to Gibraltar to embark King Manuel and the queen mother Amelie.

Lisbon, Oct. 11.—Although the city remains under martial law, pending a reorganization of the administration, the soldiers have been gradually withdrawn from the streets. Hardly any were to be seen today. The people have resumed their business occupations and perfect tranquillity prevails. Several churches were re-opened this morning.

Guards have been supplied to those establishments of the religious orders which are still occupied and flying foreign flags to prevent possible attacks. The papal nuncio, Monsignor Tonti, has departed for Aveiro, and there was no sign today of hostile demonstrations.

The government has announced that the Irish Dominican Fathers and nuns who have conducted a school here for many years will be exempted from the order of the expulsion. This step, doubtless, is due to the desire of the republicans to keep on good terms with Great Britain. It is said that Minister of Foreign Affairs Machado has requested Great Britain to grant immediate recognition to the new regime, ostensibly so that it will be in a position to communicate with the British government in regard to its full programme.

About 100 Killed. The casualty list from the recent fighting falls below the most moderate of previous estimates. The official estimates give the number killed as between 100 and 150. Unofficial estimates place the number still lower. One of the plans attributed to the organizers of the revolution, was to bring off the coup d'etat on Oct. 5, when King Manuel was visiting the premier in the northernmost province of the kingdom. It was arranged that the train bearing the king should continue to the frontier and the soldiers there were to prevent the king from re-entering Portugal. In the meantime the ministers who would have assembled in a body at the station at Lisbon to see the king off, were to be surrounded and arrested after the departure of the train. The republic was then to be proclaimed. The provisional government has taken possession of the houses of several religious bodies. Little opposition was met with. The contents were inventoried and the houses sealed. It has been decided to issue a decree enforcing compulsory military service.

Report of Commander. Washington, D. C., Oct. 11.—A cablegram from Commander Luby, of the protected craft, Des Moines, which arrived at Lisbon yesterday, contained the only official advice on the situation in Portugal received by either the state or navy departments today. "The revolution seems to be absolutely successful," cabled Commander Luby. "All orderly, business is being pursued as if nothing had taken place. There is, however, considerable feeling against the Jesuits, who are to be expelled. There is no further necessity of cabling as a full report is coming by mail. The only official intercourse with the new government was to return boarding calls."

Caused Excitement. Lisbon, Oct. 11.—A detachment of soldiers making the round at the Campolide Jesuit college this morning was fired on. One of the men was killed and another seriously wounded. The incident caused excitement the people believing that the attack had been perpetrated by concealed Jesuits but inquiry disclosed that it was the sentries' mistake.

CROPS BETTER IN EASTERN PROVINCES

Census Bulletin Gives Higher Percentage for all Crops Except in Western Canada—20 Per Cent. Decrease.

Special to The Standard, Ottawa, Oct. 11.—The census office publishes a bulletin on the condition of crops in Canada at the end of September. The reports show lower average conditions for the whole of Canada, than those of a year ago, but the reduction applies chiefly to the north-west provinces.

In the eastern provinces a high percentage is maintained for nearly all the crops, and quantity and quality are better than a year ago, and still better than two years ago. In Manitoba, Saskatchewan and Alberta, there is a decrease of about twenty per cent. in the quality of grain and roots, but the threerings indicate that the yield will be larger for wheat, oats and barley than was promised at the end of August.

Peas and beans are nearly eight per cent. lower in condition than a year ago, but nearly ten per cent. higher than in 1908. Buckwheat is about the same as last year and twelve per cent. better than in 1908, whilst mixed grains are better by five per cent. than last year and by 1947 per cent. over two years ago. The condition of potatoes is 76.06 at the end of September, compared with 70.37 last year. The estimated yield of rye this year for Canada is 1,634,000 bushels; of peas, 6,444,500 bushels; of beans, 1,089,500 bushels; of buckwheat, 7,100,000 bushels; of mixed grains, 20,105,000 bushels; of flax, 4,314,000 bushels, and of corn for husking, 17,682,000 bushels.

NOT READY FOR MORSE PARDON

President Taft Tells Son-in-law that He will Not Act Until Official Papers are Placed Before Him.

Beverly, Mass., Oct. 11.—President Taft announced today that he would decline to take any action whatsoever on recent applications for clemency in the case of Chas. W. Morse, the convicted New York banker now serving a term in the federal prison at Atlanta, until the papers in the case come to his desk through the regular routine channels and with a report from the department of justice.

The latest application in behalf of Mr. Morse was made today by Bert A. Peavey, of Boston, whose daughter married a son of the former banker. The president told Mr. Peavey that he was not ready to act on the case, and would not be until the papers had reached him and he had had time to examine them. Just when this would be Mr. Taft said he did not know.

While generally opposed to hearings in pardon cases, the president told Mr. Peavey he would give him a chance to be heard before he had finally disposed of the case. Mr. Peavey came to the president with a letter from Representative McCall.

POISONING OF ONTARIO FAMILY

DR. ALVAH H. DOTY



Health Officer of New York, who is Establishing a Strict Quarantine Against Strains From Countries Infected With Cholera. He is Fighting the Battle of the Whole of the American Continent.

SHELDON IN NEW YORK

Montreal Investment Broker who Professed to be Able to Scalp Market Missing and Clients Unpaid.

Special to The Standard, Montreal, Oct. 11.—Considerable excitement was caused in Montreal financial circles today by the news that Charles D. Sheldon, an investment broker, had left for New York. This announcement, coupled with the information that private bankers, with whom Mr. Sheldon did his business, were refusing to cash his checks, led to a belief that Mr. Sheldon had decided to end the business which he has been conducting for nearly two years.

At Sheldon's office it was emphatically denied that the end had come. The statement was made that Sheldon had gone to New York for the purpose of closing up some stock transactions and that one circumstance which attracted him thither was that tomorrow is a holiday on the New York exchange and it was necessary for his presence there.

The office force could give no explanation of the stoppage of payment of the checks except that perhaps Mr. Sheldon wanted to protect his business in his absence. It was said that Mr. Sheldon would be back in a day or so. The news of Sheldon's absence caused a rash of clients to his office, but they were told that they could not make any withdrawals until Mr. Sheldon's return.

Has 3000 Clients. Sheldon is said to have had 3,000 clients on his books and the accounts showed a book value of over two million dollars. Sheldon received money for investments without giving any guarantee. He professed to be able to make enormous profits by scalping the stock market, and paid twenty, thirty and forty per cent. of a large number of people were drawing big sums every month and had considerable credits to their accounts in his books.

Sheldon's claims, however, lately attracted attention and there was a demand of the local newspapers that his methods should be investigated. This, apparently, aroused fears amongst many of his clients who made demands for his balances. Sheldon is said to have paid several hundred thousand dollars out within the last few days. His friends express confidence that he will return and pay all his clients.

IN CONFERENCE ON BILLS OF LADING

Sir Edward Holden, London Banker Confers with New York Financial Men on Question of Guarantee.

New York, N. Y., Oct. 11.—A conference relative to cotton bills of lading was held this afternoon between Sir Edward Holden, managing director of the London City and Midland Bank and a number of New York bankers, who are interested in settling the dispute with foreign financiers over guaranteeing such securities. No definite action was taken toward effecting a betterment it was announced later, but further conferences are to be held which may bring an agreement. Hope of such an outcome is strengthened by a statement of Sir Edward that he believed a satisfactory arrangement would be reached.

Moncton Woman Receives Word of Death of Her Father from Eating Rough on Rats.

Accidentally Placed in Food--Wm. Smallwood Seriously Injured--New Church Organist.

Special to The Standard, Moncton, Oct. 11.—Word was received here today of the death, by poisoning, of Thomas Stegman, of Chatham, Ont., father of Mrs. Hopkirk, accountant in the Bank of Montreal here. Mrs. Hopkirk was summoned to Chatham, Ont., yesterday owing to the serious illness of her father, but word came today of his death.

It appears that the whole family were accidentally poisoned through food about ten days ago but they partially recovered and were thought to be out of danger, but Mr. Stegman was again taken violently ill yesterday passing away today.

From what can be learned here the poison, by some mistake, got into food which was served to the family at mealtime. The poison is said to have been Rough on Rats, injury to I. C. R. Driver.

GOVERNMENT BY COMMISSION IN LYNN

New Plan Adopted by Majority of 726 at Special Election Yesterday—Patterned After Haverhill Form.

Lynn, Mass., Oct. 11.—The commission form of government was adopted by this city at a special election held today, by a majority of 726. Of the 22 precincts in the city, 18 voted in favor of the change. At the municipal election in December the voters will elect five men as a commission to govern the city, and on the first Monday in January this commission will supersede the present mayor, board of aldermen and city council. The plan is practically the same as that now in operation in Haverhill.

PAID SMALL FORTUNE IN CUSTOMS DUTIES

Charges on Mrs. W. K. Vanderbilt's Silk Gowns Totalled \$11,000—Also Carried \$200,000 Worth of Jewels.

New York, N. Y., Oct. 11.—Eleven thousand dollars in duty, mostly on Parisian gowns, was paid by Mrs. Wm. K. Vanderbilt when she returned from Europe on the Kron Prinzessin Cecilie today. This is the season's record, if not for all time, of duty paid on individual baggage.

Customs inspectors were five hours in examining Mrs. Vanderbilt's 45 trunks. They occupied space enough for a big store and were looked after by a special agent and six servants. Besides her gowns Mrs. Vanderbilt brought back with her \$200,000 in jewels, heretofore purchased and not dutiable.