

PROSECUTION GOES INTO ANCIENT HISTORY

J. S. PRITCHETT TELLS AN OLD STORY

It Has Already Been Pronounced Incredible by a Royal Commission—Counsel for Defense Objects, But Police Magistrate Allows Prosecution to Have Its Own Way—Magistrate Accused of Usurping the Functions of a Royal Commission.

[By Our Own Reporter.]

Toronto, Oct. 11.—When the investigation into the London election case was resumed this morning, Hon. Walter Scott, premier of Saskatchewan, was on hand as a witness. Hon. Frank Oliver, minister of the interior, had also been subpoenaed, but did not put in an appearance. Neither did Mr. Hunter, private secretary to Hon. Mr. Hyman, who is now away on his wedding tour in British Columbia. The crown claims that the gentlemen named were in London for some weeks previous to the election of June 12, 1905, and that they are material witnesses.

All the defendants who last week appeared in court were present, as were also Jerry Collins, the man who made the charges of corruption in West London. Tom Lewis, the crown's star witness, and a number of other Londoners who had been subpoenaed.

H. G. Lamotte, of Ottawa, clerk of the crown in chancery, who had been ordered to produce the ballots of the London election, was on hand, but as the ballots had been destroyed some months ago in accordance with the usual custom, they could not be produced. One year after the declaration of the returning officer is made, ballots are destroyed.

The crown is now looking for Mr. E. I. Sifton, who is wanted as defendant and witness.

Mr. E. B. Johnston has been retained by the defense, but as he had business out of the city today, he was unable to be present. Mr. George Wilkie appeared for Mr. George M. Reid, and Mr. Robinette looked after the interests of other defendants.

The chief witness for the prosecution today was J. G. Pritchett, the South London plasterer, who told a story some years ago of corrupt dealings in West Elgin, which was pronounced by a royal commission to be false. Pritchett told the same old story today, and the counsel for the defense pronounced it an outrage that this ancient history should be admitted in the present case, but the magistrate, as usual, let the prosecution have its way.

J. G. Pritchett, a London contractor, was first placed in the box. Witness said he and John O'Gorman had worked together in elections in this province. He had conferred with O'Gorman on election matters in both Toronto and London.

Mr. Robinette protested against any questions being asked which did not relate to elections held in 1904 and 1905, but the magistrate said that as he was merely holding an investigation, the scope of the inquiry could be widened.

"I will show there has been a continuing conspiracy," Mr. DuVernet said.

Magistrate Denison further declared that if there was any wrong doing even as far back as 1903, in a continuing conspiracy, it was his duty to inquire into the election of that year.

"But you must understand that you are under the law the same as the rest of us," Mr. Robinette said. "You are investigating specific charges, and you have no right to go back for years and years and connect names of defendants with possible scandals with which they have no connection. I submit that if you are to go on as you are, it is the duty of the Ontario Government to grant you a royal commission."

Mr. DuVernet said that when these men—meaning the witnesses as one—were before on trial for participation in election corruption, the whole machinery of the law was stopped to protect them.

"Well, I desire to say we will have no one-man power in this country," Mr. Robinette said. "We must have the law administered properly."

"I am doing what I believe is right," the magistrate replied.

"They hanged men in England for small offenses years ago, and thought they were doing right even as you think you are doing right," Mr. Robinette retorted.

The examination of the witness was then continued. Pritchett said he had met in Toronto in past elections, O'Gorman, Alex. Smith, Liberal organizer, and Tom Lewis.

"Who held the money?"

The witness objected to the question as it did not relate to the Hyman-Gray election, but the magistrate overruled the objection.

Witness then said that O'Gorman was the "paymaster" when the meetings were called.

SUMMERSIDE, P. E. I., IN FLAMES; ENTIRE TOWN MAY BE DESTROYED

Summerside, P. E. I., Oct. 11.—Fire, which broke out here at an early hour this morning, threatens to destroy the greater part of the town. A high wind prevails, and at 4 a.m. many buildings, all of wood construction, had been burned. Assistance was requested of Charlottetown, and an engine company has been sent by special train.

Summerside is the second largest place in Prince Edward Island, and has a population of about 4,000 persons.

Charlottetown, P. E. I., Oct. 11.—The fire which started early today in the railway station at Summerside, and which spread so rapidly that it was summed from this city, destroyed 42 buildings, including the English and Baptist Churches, and four hotels. A gale was blowing, and the flames swept through the town with terrific speed. The loss is not estimated.

DREADNAUGHT IS FAST

New Battleship Makes 22 Knots on Her Trial Trip.

Spithead, Oct. 11.—The battleship Dreadnought anchored here last evening after a four-day trial trip, lasting eight hours, in which she reached a speed of 22½ knots, the mean average being 21½. Her horsepower, which is nominally 23,000, went as high as 28,000.

These results were achieved in the face of increased load resulting from preparations for a seagoing trip, which added two feet to her draught. The engines ran smoothly and with good reserve power, no forced draught being used. Complete absence of vibration was again recorded.

GAS FOR CHATHAM

Council Favors Company Who Would Pipe It from the Haldiday Farm.

Chatham, Oct. 11.—At a special meeting of the city council, held last night, a resolution was passed to accept the tender of Symmes & Co., of Niagara Falls, Ont., to pipe natural gas into the city from their 6,226,157 cubic feet per day well, situated on the Haldiday farm, Tilbury East Township. The following are the prices per 10,000 cubic feet: Heating and cooking, 20 cents first five years, 25 cents second five years, 30 cents third five years; manufacturing, 10 cents first five years, 12½ cents second five years, 15 cents third five years; no meter rents; city of Chatham, 5 cents. If an exclusive franchise is given for five years, as is likely, the company in addition will give free one million feet of gas to new factories employing 40 men during the first five years. The city solicitor was authorized to draw up the agreement, to be ready for the next council meeting.

VANCOUVER BRAVE TURNS BUTCHER

Has Mormonish Desires, Jealous of Stepdughter and Lover and Uses Knife.

Vancouver, B. C., Oct. 11.—The Mormon desires of Sampson Allen, an Indian of Rivers Inlet, have led him to jail. The jury at the assizes here has found Allen guilty of wounding with intent to do grievous harm, and thus a story of primal passion in the far north ends in the penitentiary. Deputy Attorney-General McLean, in outlining the case for the prosecution, said the prisoner had wounded a half-breed woman named Cecilia Ryan. He had stabbed her so severely in four places that 24 stitches were required. The deputy said the prisoner was married to the mother of Cecilia Ryan, but appeared to want his stepdaughter also. Cecilia, however, had another lover named Johnny Boulton, and while the two latter were together the prisoner broke into the house and stabbed the man. The girl said she did not want to marry Allen, because she always regarded him as her father. She confessed to an affection for Boulton, and since the stabbing she had been married to him with Christian rites. Boulton had carried her with a big knife. The prisoner, who was underfed, said he wanted Cecilia to marry him, and he determined to die with Boulton. When he rushed into the room he tried to stab Boulton, but the girl, instead, he looked after Cecilia, and had spent \$2,000 on her. He said they had been married after Indian fashion. Boulton had frightened the girl by telling her the prisoner was going to sell her. He angered him to see Boulton with the woman, and he determined to make an end of it. He thought he had stabbed the man, but when he found out his mistake he felt for his knife to end his own life, but could not find it.

"Johnny Boulton has my woman, and I want her back," he concluded.

THE WEATHER

TOMORROW—FINE AND COOL.

Toronto, Oct. 10—8 p.m.

The important disturbance which was over the lower St. Lawrence valley last night now covers the Maritime Provinces, accompanied by gales and rain. In the lake region the weather has been cold, with light local falls of snow or sleet. Elsewhere in Canada fine, and in the Western Provinces much warmer.

Minimum and maximum temperatures: Dawson, 38-50; Port Simpson, 46-54; Victoria, 64-80; Vancouver, 52-57; Edmonton, 40-58; Calgary, 32-48; Qu'Appelle, 22-36; Winnipeg, 22-46; Port Arthur, 38-53; Paris, 40-58; Montreal, 40-58; Ottawa, 34-46; St. John, 50-64; Halifax, 46-62.

FORECASTS.

Thursday, Oct. 11—8 a.m.

Today—Fresh to strong northerly to westerly winds; clearing and cold.

Friday—Fine; not much change in temperature.

TEMPERATURES.

Stations. 8 a.m. Min. Weather.

Calgary..... 30 44 Fair

Winnipeg..... 30 44 Fair

Port Arthur..... 38 53 Clear

Paris..... 40 58 Cloudy

Toronto..... 34 52 Snow

Ottawa..... 38 53 Fair

Montreal..... 40 58 Fair

Quebec..... 40 58 Rain

Father Point..... 40 58 Rain

Since yesterday morning the disturbance has hovered in the lower St. Lawrence valley and the Maritime Provinces, attended by heavy rains and gales. In the lake region the weather has been cold, with snow or sleet in most localities. In the Western Provinces it has been very fine, with summer temperature conditions in Alberta.

LOCAL TEMPERATURES.

The highest registration at the London weather bureau yesterday was 42°; low, 32°.

REBECCA DALE'S CASE

The Extenuating Circumstances Prompt Very Lenient Treatment.

Rebecca Dale appeared at the police court this morning to answer to the charge of concealment of the birth of her child, the body of which was recently found in a garbage barrel at the rear of the City Hotel. She elected trial by the magistrate and pleaded guilty to the charge. She was allowed to go on suspended sentence. In passing sentence upon the young woman the magistrate pointed out that she had been previously of good character, and that there were many circumstances in connection with the case which justified the exercise of mercy toward the unfortunate prisoner.

Joseph Marinetti, the Italian who has appeared several times on charges of selling liquor without a license and of keeping liquor for sale without having a license, appeared again. The case was adjourned for a week.

John Gilmour was remanded for one week on a charge of being drunk.

One first-time drunk was allowed to go.

TRAPPED IN TUNNEL

Explosion Causes Death of Workmen Beneath East River.

New York, Oct. 11.—Three men were killed and a dozen others rendered unconscious by an explosion and fire in the Pennsylvania railroad tunnel under Long Island City today.

The dead men were said to be a superintendent named George Chapman, a lockturner named Mike Daly, and a foreman named Joseph Perez.

The cause of the explosion is unknown. It took place under the Long Island Railroad station in a lock at the end of one of the four tubes, which are being dug to connect with tubes running under the East River to Manhattan Island to connect with subway leading to the Pennsylvania Railroad station. There were 20 men at work in the lock, and three of them were rendered insensible either by the concussion or the smoke of a fire which followed it. Elsewhere in the tunnel there were more than 30 men at work. Woodwork supporting the tunnel caught fire instantly and great clouds of choking smoke poured into all parts of the tunnel. A wild rush for the shaft, a thousand feet away and which was the only means of exit, followed the explosion. The busket by which the men were taken from the shaft to the street above could carry no more than six men and there was a desperate struggle to escape.

NAVIGATE HUDSON BAY

The Western Provinces May Unite to Further the Project.

Prince Albert, Sask., Oct. 11.—The Prince Albert board of trade has started a movement which promises to be a very important one throughout Western Canada to secure the co-operation of all the boards of trade in the three western provinces of Canada, in urging on their provincial governments and the government in Ottawa to immediate action to prepare the Hudson's Bay route to England for navigation. Prince Albert is the most northerly railway point in Canada, and it is pointed out that this old Hudson's Bay Company post is probably more in touch with the north than any other city. Veteran Hudson's Bay captains frequently declare the bay is navigable from midsummer until December, and sometimes to the end of January. The dangerous month is July, when floating ice from the Arctic regions comes swirling through the straits, and when this has disappeared nothing prevents ocean steamers running from Port Churchill to British ports up to Christmas. The feeling of the board is that eastern members of Parliament will never willingly consent to the Hudson's Bay route being opened up, and therefore a vigorous campaign to secure recognition of the west in this matter is necessary, and will become one of the chief duties of the board. It will probably receive warm support from the direction desired. The Canadian Northern already has 90 miles of line graded to pass north of Prince Albert, and next year will complete 200 miles more toward Fort Churchill.

SNOW, SLEET AND FROST

Leave Wide Path of Ruin

Great Damage Done the Fruit Districts of Niagara—Cold Grips Continent—Wires Down.

Niagara Falls, Ont., Oct. 11.—A heavy cold weather prevails in the south with light to killing frosts in the central and northern portions of Mississippi, Alabama, Georgia and the western portions of the Carolinas, including Tennessee and the Ohio Valley.

First in Years.

Hazleton, Pa., Oct. 11.—Snow fell for two hours here early today. It was the first time in many years that snow has fallen here so early in the season.

Snow at Kingston.

Kingston, Ont., Oct. 11.—A snowstorm prevailed in the city today. It began early in the morning and continued far into the day. It came from the north. Probably two or more inches fell, but when it struck the warm earth it rapidly melted.

Wires Down at Rochester.

Rochester, N. Y., Oct. 11.—This city and vicinity was visited by a severe sleetstorm early this morning, carrying down limbs of trees and telegraph wires. Telegraphic communication with Buffalo was cut off, as were both telephone systems connecting with that city. Communication has not yet been restored, various railroads report all trains from the west on time.

Hits Lake Region.

Washington, Oct. 11.—The weather bureau today was without any advice giving the details of the snowstorm in and around Buffalo. The official report given out today states that the barometer continues to fall in the lower lake region, and as a result there has been considerable rain or snow over New York and Northern New England. Unsettled weather with rain or snow, it is expected, will continue in the lower lake region and Northern New York tonight and Friday. In all other parts of the country it is stated, except the north Pacific coast, the weather has been fair and cold. Abnormally

WHITNEY WANTS SPECIAL GRANTS

Premiers' Resolution Handed to Federal Ministry.

TWO REQUESTS OF SIR WILFRID

Asks Head of the Provinces to Consider Fisheries Control and Travelers' Tax.

Ottawa, Oct. 10.—The provincial representatives tonight are hopeful that tomorrow the federal ministers will concede the greater part, if not all, of their demands for increased subsidies. The demands are three, viz.: Specific amounts for the support of the governments and legislatures, a per capita rate of 80 cents per head of the population, as ascertained by the late census, until such population exceeds 2,500,000, and the rate of 60 cents for the population in excess of that number, and 20 cents per capita towards expenditure for the administration.

Is Whitney Bluffing?

The resolution reserving to the provinces the right to ask for greater amounts than the Quebec resolutions call for is the result of the efforts of the premier of Ontario and British Columbia. It was a concession made to secure unanimity. Mr. Whitney's attitude was in substance: "I opposed the resolutions in the Ontario Legislature in 1903 as not being sufficiently favorable. How can I support these resolutions now?" So Mr. Whitney stands as an advocate of a larger draft up on the federal exchequer than his Liberal colleagues in the conference. So insistent was the Ontario premier upon the point, that according to the report, one of the other premiers charged him with putting up a political game of bluff. The course of Mr. McBride, of British Columbia, is better appreciated. That province in 1902 insisted that it stood in a different position from the other provinces, having exceptional calls upon its financial resources and contributing larger amounts proportionately to the customs revenues. But it is extremely doubtful whether the reservation to any of the provinces to make special subsidy claims means very much. In reality it appears to be a very simple device for letting exorbitant claimants down easily, and enabling them to evade a rather awkward situation.

The Premier's Request.

According to arrangement, Sir Wilfrid Laurier and Messrs. Fielding, Aylesworth and Lemieux met the provincial ministers this morning, when Hon. Lomer Gouin read the resolutions adopted and presented a copy to the Prime Minister. Sir Wilfrid, it is understood, before withdrawing with his colleagues, asked the conference to consider the question of the fisheries, and also the advisability of repealing the tax upon commercial travelers imposed by some of the provinces. A reply to the request for increased subsidies was promised in the morning.

After lunch, the provincial delegates were photographed, and then sat down to talk over the matter of jurisdiction. Continued on page nine.

BADLY BATTERED

Fearful That S. S. Monkshaven Will Be a Total Loss.

Fort William, Oct. 11.—The Canadian steamship Monkshaven, which was recently released from Angus Island after lying on the rocks at that point since the big storm of last November was washed from its moorings by the storm on Tuesday, and so badly battered against the rocks that it is now almost a total loss. It is believed another attempt will be made to save the vessel. The work of saving the boat had been under way all summer, and the vessel was to have been taken to Duluth next week for repairs.

The Monkshaven was a steel steamer, built in Scotland, and was valued at \$70,000.

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FOSTER REFUSES TO BE SCAPEGOAT

Says All Directors Must Share the Responsibility.

A MESSAGE FROM FOWLER, M. P.

Sends Word That He Will Appear Before the Insurance Commission Friday.

Toronto, Oct. 10.—"We have a telegram purporting to be from Geo. W. Fowler," announced Mr. Sheppard, "It is dated at Winnipeg. It contains the statement: 'I will be in Toronto Friday morning.' Now, that is as it may be, I don't at all take it for granted that his tardy attendance in answer to the subpoena will be condoned by his appearance here on Friday. That will be dealt with. In the meantime we are considering the propriety of securing a bench warrant and sending for him."

Union Trust Investments.

Again Hon. George E. Foster was called. He first showed a statement of other investments of the Union Trust Company in addition to those he had mentioned. Mr. Foster nodded as Mr. Sheppard read the following list:

Campbell Lumber Company \$315,000

Alexandra Palace Company shares 150,000

Alexandra Palace Company bonds 130,000

Imperial Realty Company, preferred stock 67,000

Union Bank 168,000

Northern Bank 50,000

Nanaimo shares 26,000

Crow's Nest Pass Coal 12,500

This, together with the \$449,000 invested in United States stocks, brought the total holdings in 1905 to \$1,360,000.

Mr. Foster was then questioned regarding some more yielding up of lands by the Montague syndicate to the Union Trust.

"I suppose the syndicate surrendered the land because they felt they were carrying too much land," said Mr. Foster. "I don't know whether the suggestion originated with Dr. Oronhyatekha, but the doctor and Mr. McGillivray spoke to me about it, and I cheerfully acquiesced. They thought they had too much on their hands and turned it over at cost price. Payments had been made upon the land."

Mr. Foster went over with Mr. Sheppard the transfer to the Union Trust from John Aird of 46,800 acres, in two blocks of 9,600 and 36,800 acres. The Union Trust bought this for themselves, the witness said.

Certain land was originally to go to Dr. Montague for the syndicate, but at this time it was decided to give up their holdings to the Union Trust, and Dr. Montague's name was stricken out of the document and the Union Trust substituted. After April 13, 1904, the lands were the property of the Union Trust Company, and any interest of Dr. Montague syndicate in them was extinct.

"The time finally arrived," remarked Mr. Sheppard, "when you unwillingly parted with the original lands, as you told us yesterday?"

"In face of my unwillingness, they were parted with," was Mr. Foster's way of putting it.

"At that very time the Montague syndicate lands were held by the Union Trust Company as trustees, subject, of course, to the Foresters' mortgage?"

"Yes."

"Subsequently, the lands were conveyed to the new Montague syndicate?"

"Yes. But there were other lands in the transaction which belonged to the Union Trust."

"The transaction involved the assumption by the Trust Company of the Foresters' mortgage?"

"Yes."

"Montague himself was a trustee in the Montague syndicate?"

"Yes."

"The Trust Company had ultimately to account to Montague as the trustee of the syndicate?"

"Yes."

"This purports to be an absolute release of the property by the Union Trust Company," said Mr. Sheppard, showing Mr. Foster a document dated 31st Dec., 1905.

"I was not aware of it. That document resolved the Montague syndicate into its original elements. This action was an injustice to me, inasmuch as it Continued on Page Two.

RODE INTO OPEN GULLY

Bicycle Rider Claims Heavy Damages from the City.

City Clerk Baker today received a letter from Mr. R. M. C. Toetoe, solicitor, asking that Mr. Alexander Fitzsimmons be allowed \$50 damages for personal injuries and damages done to a bicycle in an accident on Tuesday evening.

Mr. Fitzsimmons was riding at the corner of Talbot and York streets about 7 o'clock, when his bicycle went into an open gully hole, throwing the rider and damaging the wheel. Mr. Fitzsimmons claims that he sustained bodily injury, and through his solicitor he asks that he be allowed the damages named.

If the city does not settle a suit will be entered.

STEAMERS ARRIVED.

Oct. 10. Reported at. From.

Ottawa.....Point Amour.....Liverpool

Empress of.....Belle Isle.....Liverpool

Bengore Head.....Father Point.....Britain

Bengore Head.....Father Point.....Britain

Bengore Head.....Father Point.....Britain

Bengore Head.....Father Point.....Britain

Bengore Head.....Father Point.....Britain

Bengore Head.....Father Point.....Britain