TWELVE PAGES ___ SATURDAY MORNING DECEMBIR 10 1904 ___ TWELVE PAGES

ONE CENT

-POLICE MAGISTRATE WOOD.

W. J. Shibley Nov. 9, the Day

Before He Skipped.

Belleville Justice Commits Editor Carman for Trial on Libel Charge and fixes Bail at \$1000 in Defendant's Own Recognizance.

LOTT AND SHIBLEY PRIME MOVERS

ing his election by trafficking in bogus the duty of investigating this charge with extreme reluctance. Public re-As county councillor, member of the legislature and justice of the peace, I have served the public for many years, but in the discharge of my duties I never had an investigation of so obviously painful and unpleasant a nature, The publication of this libel has been amply proved, as there can be no question that the defendant is one of the proprietors and publishers of the said lewspaper, The Ontario, and that the ibel was contained in its issue on above

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The Untruth Established.

"The untruth of the libel on Mr. Porter is established by its having been proven that the scheme was conceived and brought into execution by W. J. Shibley and B. O. glott, each a candidate for election to parliament, assisted by F. J. Reilly and others, and that Porter, so far from having any hand in the outrage, was to be the victim of this nefarious plot to steal a constituency. I am constrained to say that the evidence given in other courts established

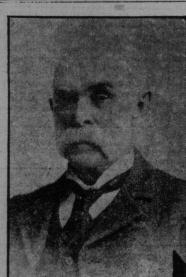
The Policy of th them to Kingston. Apparently it was not satisfactory, and the next step was to obtain a genuine box. which Reilly swears was obtained from Deputy Sheriff Asselstine, and taken to Reilly's boarding house, where it was inspected by Shibley, and there remained until July, 1904, when it was sent at Shibley's request to Watertown. This identical box, after having served its ourpose, is now produced in court with the original markings upon it of one C. Roof, who took the place of Carscallen in the manufacturing of bogus ballot boxes,

Again Shibley Sees Reilly.

"After the genuine box was sent to Carscallen at Watertown, nothing was done to Reilly's knowledge, until July or August, 1904, when Shibley saw Reilly and spoke to him about a 'slick scheme' for whaning elections, which he had learned from a man from the Southern States. Shibley then said that he had arranged with Carscallen for a new supply of boxes on an improved plan, the vital feature of which was the handle. Shibley told Reilly to look after the matter, and the latter went to Watertown and interviewed Carscallen, who refused to manufacture them, and said that his foreman, C. Roof, was Again Shibley Sees Reilly. said that his foreman, C. Roof, was doing the work. Roof, on being seen by Reilly, and being asked whether the work was finished, said: 'He had not things right.' After Reilly returned to Kingston, about the beginning of October, he was introduced by Shibley to B. O. Lott at the British Hotel, Kingston, It is shown that Lott was anxious to go to Watertown to see the boxes, and wished Reilly to accompany him. The evidence shows that it was then well-known by the parties interested that the boxes were to be used at the coming elections. About the end of first week in October, B. O. Lott and Reilly went to Watertown and registered at the Hardiman Hotel—Lott under a false name. Lott kept in the back-ground and sent Reilly to interview Roof.

Police Magistrate Wood in his report on the bogus ballot box case declared that a libel on E. Guss Porter was published in The Ontario and takes occasion to remark that public honor in Canada has steadily declined. He declares that a nefarious plot to steal a constituency has been proven. It was conceived and brought into execution by W. J. Shibley and B. O. Lott, each a Liberal candidate for election to parliament, assisted Censures George Thrasher and Editor Bremner With Others For Making it Hard to Get at Truth in Matter.

Belleville, Dec. 9.—(Staff Special.)—Police Magistrate Wood's report on the evidence in the ballotbox conspiracy fills fourteen pages of typewritten foolscap. The magistrate, after specifying the libel, and stating that the innuendo was that Mr. Porter, in order to injure B. O. Lott, devised a scheme to impute to Lott the criminal offence of secur-



against Superintendent Forbes
of the Carillon and Grenville
canals. He was president of the
Belleville and North Hastings
Railway three years, and for
three years a director of the To-

M. Mowat Elected President-All Liberal Riding Associations of

Proven That James Vance Telephoned Belleville, Dec. 9.—(Staff Special,)—Ma- work in hand was taken up energetical-

Belleville, Dec. 9.—(Staff Special.)—Masgistrate Wood to-night committed T. S. Carman, editor and proprietor of The Ontario, for trial on the charge of criminal libel, preferred by E. Guss Porter, M. P., elect. The defence furnished a surprise by showing that the article complained of was finot published on the day named in the indictment and asked that the case be thrown out. It was proved by the only witness on behalf of Mr. Carman that the date line of the paper, "Thursday, Dec. 4," was a typographical error, the atleged libel being contained in the issue of Thursday, Dec. 3, but Mr. Duvernet amended the information, and the magist trate declined to throw the case out on a technicality.

During the morning, stiping evidence was produced by the prosecution. R. B. Harpell told a story connecting E. G. Ruttan completely with the ballot-box conspiracy, and showing that the boxes wers in actual use on election day.

Father Daniel McDonald of Cornwait was called, but did not respond. He band told the prosecution that he overheard in the rotunda of the Russell House, Uttawa, Byron O. Lott tell Hon, G. P. Graham that he "had a scheme on."

It was also proven that James Vance, secretary of the Ontario beberal Association, had telephonic communication with the plot.

T. C. Robinette, K. C., was present on behalf of Hon. George P. Graham, provincial secretary.

Philip Caniff, local manager G. N. W., produced a telegram from James Vance to Shibley, Nov. 1, stating "Am surprised you have not an amonther from Vance to Shibley, Nov. 1, stating "Am surprised you have not an aware the Many Proceeding will be respectively to the maintenance of the association, and mannother from Vance to Shibley, Nov. 1, stating "Am surprised you have not an awared mannother from Vance to Shibley, Nov. 1, stating "Am surprised you have not an awared mannother from Vance to Shibley, Nov. 1, stating "Am surprised you have not an awared mannother from Vance to Shibley Nov. 1, stating "Am surprised you have not an awared mannother from Vance to S

Robert E. Harpel's Evidence.

Robert E. Harpell was called. T. C. oblinette asked that the witness be produced in view of any proceedings that in view of any proceedings that After Four Years in North.

Pig Lead, we sell Canada Metal Co TO-DAY IN TORONTO.

Foreign Pictures Exhibition, Wororeign Pictures Exhibition, Wo-man's Art Gallery.

Board of Control, special meeting, City Hall 10 a.m.

Prof. Lang on "Chemical Industries of Canada," Canadian Institute, 8 p.m.

"Pop" Concert Association Hall, 8 o'clock p.m.

Theatres—See public amusements.

Broderick's Business Suits, \$22.50

Province Were Represented

The Liberals of Ontario have lost no me in carrying out the mandate of the recent convention, requiring the formation of a thoroly representative association for the province. The provisional executive appointed for the purpose called a meeting composed of the presidents of each riding Liberal association, and the meeting took place in St. George's Hall yesterday, at 3 p.m. There was a good attendance, and the

Smokers Presents. Pipes, Cigars, low prices. Alive Bollard, 128-99 Youge St

Earl Grey Now in Canada Enters Halifax Harbor

Great Preparations Made to Give Him a Formal Reception at

ray, ministers of the local house of assembly, Mayor Crosby and aldermen, Brigadier-General Lake and staff, and many others. The band of the Royal Garrison Artillery, probably the finest military band in Canada, will also be

resent. The brigade office here was besieged with citizens yesterday, all clamoring or passes to the wharf, and a great stop at quarantine and will dock at the L.C.R. piers, probably about 3 o'clock. His lordship will make his

RECORD

FEARFUL OF A COLLISION.

Mr. Ross (nervously): My, John, I don't half like the furious manner in which Old Man Ontario

THE SOVEREIGN BANK OF CANADA

28 King St. West, Toronto. Drafts on all parts of the world.

The only way to keep proper track of your customers' credit is by using a commercial report cabinet. "Ask

A Cold Snap.

Fireproof Metal Windows, Skylights Rotting and Ceilings, A. B. Ormsby Limited Queen-George, Phone M 1725

STORY OF FURIOUS FIGHTING IN ASSAULT ON PORT ARTHUR SHOULD TAKE HIS MEDICINE

Its King-street west.

No Premiums given with Union Label Cigars.

No Premiums given with Union Label 245

MODERY OFFICE BUILDING.

Corporations or individuals requiring modern office accommodation should apply to THE NATIONAL LIFE ASSURANCE COMPANY of Canada at once for space in their building on Toonce for space in their building on Toronto-street. The plans for alterations
are now being prepared and space can
mite grenades at each other. In the first assault against the forts

on the eastern part of Riblung Mountain, the Japanese failed to gain a foothold, tho their artillery made the interior forts a seething cauldron of burst-

We are in the midst of a cold snap, and old Probs. says we may expect some more very chilly nights.

The coldest weather, however, brings thirst, just as the hottest, and nothing is more refreshing after two or three pipes of tobacco than to find a long thin glass full of your favorite whiskey and reducer water. also failed. The Japanese reached the parapets from the moat, but fled from the fire within the fort. The walls were black with assaulters, who were deluged with shells from the fort on Antse Mountain, and from a fort in the

radnor water.

The best of all mixers is radnor water, and is a purely Canadian product. and also to assist the assaulters of two Rihlung Mountain forts. This force engaged the Russians upon the fort hill slopes in a hand-to-hand encounter, which lasted for two hours.

The Japanese assaulting the east and west Rihlung Mountains attempted to rush the interior of the forts, establishing trench lines inside the approximately.

rush the interior of the forts, establishing trench lines inside the ramparis.

The struggle was absolutely hand-to-hand. The defenders of the greatest part of the bombproofs on the lower levels of the fort were annihilated, and The best proof of confidence in an 48 The best proof of confidence in an 4ssurance company is not a parliamentary
enquiry. It is, rather, the desire of the
satisfied policyholder to reinsure in the
same company, a habit acquired by
policyholders in the Sovereign Life.
Information as to how thoroughly the
interests of policyholders are conserved The strict of the bad spant several lights over the matter, but he had got some three years a director of the Toronto and Ottawa Railway, now to Lott, who was altogether sentenced to the Eible Society of Madistrian to the Lorent to the Eible Society of Madistrian to the Higher Society of Madistrian to the Society of Madistrian to the Society of Madistrian to the Society of Madistrian to the Madistrian to the Madistrian to the Society of Madistrian to the Society of Madistrian to the Madistrian to the Society of Madistrian to the Madistrian to the Madistrian to the Inversion of the fort were annihilated, and the sections and crows will be kept back by the imperial troops.

The installation will take place at II and the Madistrian to the C.P.R. Col. Wood is president to the C.P.R. Col. Wood is president to the Lor.R. Period the Madistrian to the Society of Madistrian to the C.P.R. Col. Wood is president to the C.P.R. Col. Wood is by the clear specific contract of the Sovereign Life can be had for the

tain were compelled to retire, having lost half their force.

The struggle in the two forts was East. Phone Main 1163.

The best packed.

week, for the calling of district meetings, and the impression is general that the campaign will begin with Mr. Mc-Kay's speech at Embro next Saturday.

OMMEL-On Dec. 8, 1904, at his father's residence, No. 2 Trefann-street, Frederick beloved and only son of Frederick and Elizabeth Rommel, aged 14 years

Funeral at 2,30 p.m., Saturday, to Mount Pleasant Cemetery. WARDELL-At the residence of her parents. 51 Weston-avenue. Toronto Junc-

Funeral from above address, Saturday, tery.

mined That Cabinet Shall Take

Prominent Members of Party Deterup the Scandal.

Montreal, Qec.9.—(Special.)—The Wisess says: "It was stated by a wellknown Liberal this morning that the government will investigate the Russell-Blair affair. Prominent members of the Liberal party in parliament are determined that the whole matter shall be taken up by the cabinet and representations have been made to Sir Wilfrid Laurier to this effect. This matter will receive the personal attention of the premier immediately after his return to Ottawa next week from the south, when it is said that all the details will be

that the Hon. Messrs. Prefontaine, Sifthat the Hon. Messrs. Prefontaine, Sifton and Fitzpatrick were the members
of the cabinet to which the secret of the
schame was to have been divulged, are
not any too acceptable to a large number of Liberal senators and members of
parliament, and these ministers,
in order to clear matters, and avoid
suspicion, must make a clean breast of
what they know of the scheme credited to Mr. Russell. The situation has
reached an indignation point within
Liberal ranks, as the rank and file of
the party will not be content until the
matter is satisfactorily explained."

Sir Wilfrid to Take it Up.

Sir Wilfrid to Take it Up. Senator Dandurand, when seen this morning, said that it was quite possible that Sir Wilfrid Laurier would take up the matter when he returned home. As to any scheme that might have been organized to involve cabinet ministers, and to connect them with the reported Russell-Blair deal, the senator said that he had heard or read something to that effect, but, personally, he knew nothing.

in the Confederation Life. Full particulars furnished on application to the head office, Toronto.

No Poison on Labor Union Label Cigar 246

BIRTHS.

KENNEY—At Vancouver, B. C., Friday, Dec. 9, 1904, to Mr. and Mrs. C. R. Kenney, a daughter.

DEATHS.

DELANEY—At his mother's residence, 493
East King-street, Thomas Delaney, aged 43 years.

COLD WITH SNOW.

Meteogological Office, Toronto, Ont., Dec. 9, 1904, —(8 p.m.)—Decidedly cold weather prevails from the lakes to the Maritime Provinces, with temperatures below zero in Northern and Eastern Ontario and Western Quebec. Over the Northwest Territories and western portion of Manitoba; the unseasonably mild conditions continue.

Minimum ad maximum temperatures: Victoria, 46—54; Kamloops, 34—36; Edmonton, 20—30; Qu'Appelle, 22—36; Winnipeg, 8 below—12; Port Arthur, 12 below—6; Southampton, 10—28; Toronto 4—16; Ottawa, 2 below—4; Montreal, zero—8; Quebec, 2 below—8; St. John, 6—14; Hallfax, 14—26.

from above address.

McCAFRY—At her late residence, 328
Berkeley-street, on Thursday, 8th December, 1904, Mary Lepper, wife of J. R.

Decidedly cold, with light snowfalls at Berkeley-street, on Thursday, cember, 1904, Mary Lepper, wife of J. R. McCaffry.

Funeral private, PROCTOR—On Friday, Dec. 9, at his residence, 652 West Queen-street, Toronto, John Procter, in his 74th year.

Funeral Monday, Dec. 12, at 2.30 p. m.

Funeral Monday, Dec. 12, at 2.30 p. m.

tion on Friday. Dec. 9, 1904, Fanny, youngest daughter of M. G. Wardell, monumental sculptor, aged 4 years 5 months.

The members of the medical profession in particular and the public in generates for inspect a sterilizer months.

Funeral from above address, Saturday, Dec. 10, at 4 p. m., to Prospect Ceme-when they want office furniture. Are you in that class?