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THURSDAY MORNING APRIL 16 1908

28TH YEAR

BRAKEMAN GIVEN NINE MONTHS IN JAIL AS WARNING

Newton Will Be Kept Apart From Criminals—Is Punished for Disregard of the Rules.

MILTON, April 15.—(Special.)—Nine months' confinement in the Halton County Jail at Milton, without hard labor, was the sentence pronounced by Justice Anglin to-day upon Richard Newton, the C. P. R. brakeman who threw open the switch at Guelph Junction, March 11, into which a special express train plunged, resulting in the death of Engineer Charles Armstrong.

His lordship explained that his judgment was tempered with mercy, because has was convinced that the prisoner was not a criminal in the ordinary sense of the word. If it were Newton, and Newton alone that was to be considered, his lordship would have acted upon defence counsel's suggestion, that the prisoner had been sufficiently punished for his negligence in being thrown out of employment, but it was essential for the protection of the great number of persons who were daily entrusting their lives into the hands of railway employes, that a disregard for operating rules should not go unpunished.

In discharging the jury he expressed his entire concurrence with their verdict of "guilty, with a recommendation to mercy."

Before the sentence was pronounced Mr. Robinette asked for leniency, and took the extraordinary step of suggesting that sentence be suspended. He thought it a fair inference that Conductor Baker had expected and intended the prisoner to do as had been done on previous occasions and had desired him to "get out fast" in this instance, because it was shown in the evidence that they were an hour late. Newton might have been derelict in failing to look at the semiphore; but he had done his best to rectify his mistake when he noticed it, even at the risk of his life. No doubt he had been so accustomed to having semiphore protection when he was told to "get out," that he momentarily forgot to make sure.

Justice Anglin proceeded to address the prisoner upon the presumption that his character had been above reproach and he quite understood that the prisoned had not anticipated any such ill results from his carelessnes. Newton was not a criminal in the ordinary sense and he intended to segregate him from the criminal class, and see that he came not in contact with them, by assigning him to the county jail for nine months, without hard labor.

Newton is 29 years of age and had been a particular friend of Engineer Armstrong, who was killed. Both Armstrong and Newton lived at Toronto Junction.

UTILIZED THE PRESS CAPTURES MURDERER

New Head of Berlin Police Adopts Successful Tactics in Gruesome Case.

BERLIN, April 15.—The chief of the criminal branch of the police force, Herr Vannowski, is the hero of the moment.

This morning at 3 o'clock he arrested a man, Heider, the supposed author of a crime which caused more sensation than any in years past. On Wednesday morning last in the Thiergarten a package containing the remains of a man, mutilated beyond recognition, was found by a passing milkboy. On the next day many of the missing parts were found and enabled the victim to be identified as a Jew boy.

As much as possible of the face was put together and a ghastly photograph of the same has for the last few days figured in the bureau of the Lokal Anzeiger. On the fourth day Herr Vannowski was enabled to give the name of the victim as Blecher, a bootmaker's apprentice of nomadic and vicious habits. The police traced him to a low restaurant, which he had left in the company of a man at a quarter past four on Tuesday morning last.

Herr Vannowski was now running on a hot scent, and all that remained for him to know was the street and number of the house and the name of the man. Aided by a young girl who had once been there, Berlin's Sherlock Holmes was led to the very door. Blood covered clothes were found. A trunk, which probably contains the clothes, hands and feet, is missing.

This told the whole tale, but the murderer had fled. Herr Vannowski ordered patrols made, with such success that at 3 o'clock this morning the murderer, Heider, returning from the fire which destroyed the famous old Garrison Church, was recognized by a waiter who was with the detectives and he was promptly arrested. He was found in a semi-helpless condition of intoxication.

Herr Staubenrauch, the new head of the police, in this matter pursued a new policy by giving the utmost publicity to all the developments, and as a result found the assistance given by the press invaluable.

NOTED ARTIST BANKRUPT.

NEW YORK, April 15.—Walter Russell, artist and musician and one of the most noted of American portrait painters, has filed a petition in bankruptcy with liabilities of $330,863 and nominal assets of $28,679.

Mr. Russell has painted the portrait of President Roosevelt and noted persons thruout the world, but of late has been heavily interested in building operations in this city.

ASK RATEPAYERS TO VOTE $700,000

Civic Works Committee Agree to Entrust Sea Wall Proposal to Tender Mercies of Voters on June 27.

The civic works committee yesterday fell into line with Controller Ward's proposal that a bylaw providing for the expenditure of $700,000 on a seawall from Bathurst-street to the Humber be submitted to the ratepayers on Saturday, June 27. Only Ald McBride dissented, his objection being based on the ground that people would hesitate to vote so large a sum and that the project could be more effectively realized by means of bylaws on the instalment plan.

The controller explained that the amount asked for would meet the cost of a wooden cribwork with reinforced concrete, a structure much less costly than one of solid concrete. The city engineer agreed that a seawall of the materials proposed would be amply stout to resist the buffeting of the waves.

The controller estimated that the cost from Dufferin-street to Indian-road would be $180,000, and from Indian-road to the Humber $200,000. He wished to have the section between Sunnyside and the Humber begun first, so as to provide much needed protection to the Lake Shore-road. He expressed absolute confidence that the people would vote the whole amount.

THREE KILLED IN COAL MINE AT CANMORE, ALTA

Explosion in Old Colliery Leaves Two Finlanders and Englishman Dead—Two Injured.

CANMORE, Alta., April 15.—(Special.)—An explosion occurred here in the old mine this morning which resulted in the death of three men and the injury of two others. The dead are:

Gus Capelson, single; Mat Farri, married, Finlanders, and W. Wilmot, married, an Englishman.

The injured are all Finlanders.

The explosion occurred at 10 o'clock, and there was not much damage to the mine, but the loss of life was as given above.

Wilmot was fire boss in the mine and only out a few months. He leaves a widow and four children.

The cause of the explosion has not been determined yet, and the mine has been closed pending an investigation.

"FIRES" GOOD FOR BAD

The Ungodly Hustle, But the Christians Don't "Deliver the Goods."

LOS ANGELES, Cal., April 15.—Members of the Young Men's Christian Association are deeply agitated because General Superintendent C. B. Weaver, in charge of construction of the $500,000 association building, has discharged all Christians he could find among the two hundred men employed and declined to hire any. He declares that he can "get 25 per cent. more work out of sinners than church members," and will finish the job with men making no profession of faith.

Weaver says that when he began the work he had "a few Christians, but they can't deliver the goods. They were a sissy lot of fellows, who thought that because they belonged to the church they ought to get the soft end of everything. I fired 'em."

STILL AT IT.

Burglar Gang Adds Another to Long List of Safeblowing.

LEAMINGTON, Ont., April 15.—Robbers broke into the local postoffice about 3 o'clock this morning and dynamited the government safe.

An entrance was gained thru a side window, which had been forced open by the desperadoes, and the clues left behind when officers examined the building point directly to the fact that the job was done by the same gang of professionals who have been operating in Western Ontario for several weeks, apparently defying the provincial detective force.

Luckily, however, not a thing of value was secured, as it appears the robbers were frightened away just after blowing open the outer door of the safe, for the inner door was left intact.

BULLET SHATTERED WINDOW

Chief Justice Mulock and Mr. Blackstock in Car.

WOODSTOCK, April 15.—(Special.)—While riding from Ingersoll to Woodstock to-day on a trolley car a bullet shattered a window near which Chief Justice Sir William Mulock and George T. Blackstock were sitting.

Both gentlemen had been over at Ingersoll to examine the scene of an accident which was the basis of a case in the courts at Woodstock.

It is probable that the bullet was a stray one, the result of careless shooting, but it was a close call for the distinguished Toronto gentlemen in the car.

MOUNT TEMPLE FLOATED.

C. P. R. Liner Can Move Under Her Own Steam.

HALIFAX, April 15.—(Special.)—The C.P.R. steamer Mount Temple, which struck on the Ironbound Island at the mouth of the Lahave River on the morning of Dec. 2, 1907, was floated at 6 o'clock this evening.

The compressed air system was used in floating the ship. The starboard engine was found to be in fair condition and she proceeded to Moses River, a short distance from Ironbound.

She will likely come to Halifax tomorrow under her own steam.

William Brodie, a prominent citizen of Quebec, is dead.

NEVER MET A MAN UNTIL SHE WAS 29 AND MARRIES HIM

Born and Grew Up in Peculiar Colony of Women Who Regarded Marriage as a Sin.

PHILADELPHIA, April 15.—Back of the marriage of Miss Adah Pratt of 1437 Irving-street, Washington, to B. Franklin Hoover of Philadelphia, an hotel clerk, Saturday, lies a story of unusual romance.

Miss Pratt lived until she was twenty-nine years old without forming the acquaintance of a man. She was born and raised in a community of women taught to believe that marriage was a sin. She was bound by teaching and belief always to remain single. Then she married the first man to whom she ever had been introduced. She did more than half the courting herself.

Nearly thirty years ago, in Texas, where Mrs. Hoover's mother lived at the time, a Mrs. Martha McWhirter of Waco announced that she had had a visitation from the Almighty, and had been told that it was sinful to live with man. Accordingly, she left her husband and, gathering about her a small party of women followers, went to the little Town of Belton and there established headquarters of the new creed.

It was called the Woman's Commonwealth. Its members were all well to do and self-supporting. Some were spinsters, some had been married and some had children. Mrs. Pratt was one of the converts of the religion, and, leaving her husband, she joined the colony, where, two months afterward, the present Mrs. Hoover was born. There were ten children in the colony, all girls.

Ten years ago the "commonwealth" moved to Washington, taking up a farm of 172 acres in Montgomery County, Maryland, and a large house in the city. The children were taught to beware of men. They never were permitted to have acquaintance with any of them.

Of course they saw men. Mrs. Hoover says she often had noticed them. But she never paid attention to any of them until she met Hoover. To-day she told her own story.

"Five of the girls grew up," she said, "and then slipped away to be married. Of course they were regarded as sinners. I thought them bad. But about a year ago I went downtown with a girl friend and she introduced me to Mr. Hoover.

"Somehow or other I could not get him out of my mind. I found myself wishing I might see him all the time."

There are still three unmarried girls at the commonwealth. They are 28, 28 and 33 years old.

OPERATOR WAS DRUNK ARRESTED AND JAILED

General Reduction in C.P.R. Staff at North Bay—A Daring Footpad.

NORTH BAY, April 15.—(Special.)—A telegraph operator named Russell from the United States entered the C.P.R. employ two weeks ago and was stationed at Mackeys, east of North Bay. Sunday night he was discovered intoxicated while on duty, was arrested by C.P.R. Detective Connor, brought to North Bay and sentenced by Magistrate Martin to three months in jail.

General orders have been sent out by the C.P.R. to reduce the staff all along the line. At North Bay a number of men have been laid off, and working time in the shops has been reduced to forty hours per week. This is in a measure offset by the steady expansion of the T. & N. O. Railway business at this place. A large number of men are employed with a constantly increasing pay roll.

Mrs. Wm. Mackenzie was held up on the street last night near her home by a footpad who snatched her purse and made good his escape. Three suspicious characters were arrested.

Active operations are in progress at North Bay smelter, which will be in a position to treat ore next month.

Reports from Cobalt district indicate a busy summer in North Bay, as many new finds are being made.

TUPPER TO CALL MEETING.

Is Going to Have Fight for Vancouver Nomination.

VANCOUVER, B.C., April 15.—(Special.)—Sir Charles Hibbert Tupper announced to-night that he would wait a reasonable time and then call a public meeting—a right he had under the constitution of the club—to explain his position to the entire electorate of Vancouver. Until his speech is delivered he declined to make any public statements. Many persons believe Sir Hibbert will run in any event, whether he gets the nomination or not, but on the other hand, it is a fact that his personal friends at the last meeting pledged their support to whoever is chosen by the majority of the party, even tho he is not Tupper.

Leaders of the club, including Attorney-General Bowser, make no secret of the fact they will not support Tupper, but there is likely to be a hot fight in the primaries and at the convention.

Bridge Swept Away.

PETERBORO, April 15.—(Special.)—The Bridge at Gannon's Narrows on Chemong Lake was swept away yesterday afternoon. The bridge was a floating structure, and the loss will be heavy.

EXPLAINED

MR. WHITNEY: Ah! Now I know where the reverend editor gets all the dirt he's been pelting at me.

CORONER'S JURY DECLARES MGR. FLEMING NEGLIGENT IN REGARD TO FENDERS

Evidence to Show That Arrangement Failed to Work When Norman McKeown Was Killed—Police Should Hold Cars Until Engineer Examines.

"We find that Norman McKeown came to his death on April 9, 1908, as the result of injuries received by being run over by car No. 1212 on Bathurst-street.

"We find that Manager R. J. Fleming of the Toronto Railway Company was guilty of criminal negligence in failing to have a fender on said car in proper working condition.

"We exonerate the motorman of said car from all blame, and recommend that the first police officer on the scene of a street car accident remain in charge of car causing such accident until a car officer has had an opportunity of examining the car."

This was the verdict returned by the jury empanelled by Coroner R. J. Wilson to enquire into the cause of death of little Norman McKeown, who was killed while attempting with his sister to cross the road on Thursday last in front of a Bathurst south-bound car just above Bloor-street.

The inquest was called to order shortly after 8 o'clock and the verdict was not returned until after midnight. Harry Drayton, K.C., represented the crown and D. L. McCarthy the railway company.

Motorman's Story.

Motorman Joseph Dalton, 17 Saunders-avenue, told of the tragedy. It was his first trip on that car, as it was an extra run. He saw the children when the car was about half a car length away and immediately rang the gong, and as they did not appear to heed this, he applied the air brake and put on the reverse. The car was stopped within half its own length, but the body was taken out from behind the second wheel of the first truck.

He was sure the fender was in good working order when the car left the barns, but knew that the fender did not drop, but stated that Aaron Conn, a motorman on the scene shortly after the tragedy, tripped the fender by kicking the tripping bar with his foot.

The conductor corroborated the motorman's story, and Crown Attorney Drayton read a statement from Engineer J. Bannon, who examined the car at 2 p.m., and reported fender and all in good working order.

Mrs. Murphy of 826 Bathurst-street stated emphatically that the fender was not in good working order, and that she had seen some men working around it with an oil can. A couple of men had stepped on the fender and tried in many ways to make it work, but it didn't drop.

Eyewitness Testifies.

Mrs. James McDonagh, 824 Bathurst-street, would not kiss the Bible, but gave a graphic description of the accident.

"The first I saw of the children was when they were on the east side of the road. They crossed over to my door, right in front of a northbound car, and just missed it. Then they wanted my Jimmie to go and play, but he had to run a message first. Then they all set out again, and I watched them go. I saw this car coming down and my boy called to little Eileen McKeown to look out for the car. They went on and I must have shut my eyes."

She was quite sure that the east part of the front of the fender struck the child.

Walter R. McRae was called. He is in charge of the rolling stock of the company, and fenders come under his supervision. He explained the Jenkins fender, the one in use on this car, stating that the contact would have to be from directly in front and to be of an estimated 30 or 40 pounds to be effective. He said that these fenders were inspected every night, and by the motorman each morning, and in addition by a squad of inspectors detailed on the different routes thruout the city.

Inventor Present.

Mr. Jenkins, inventor of the fender, and his solicitor were present. Mr. Jenkins claimed that when his fender is in good working order, he is willing to allow himself to be picked up by it.

Favorable Progress.

Good progress is being made towards a settlement of the differences existing between the Dominion Iron and Steel Company and the Dominion Coal Company.

No definite proposition has as yet been submitted by either party, but the ground is being cleared in such a way that an understanding may be arrived at which will form a practicable working basis for the future.

The requirements of the steel company and the cost to the coal company have been considered. The contract which has been the cause of the litigation, it seems, has for the present been left out of consideration.

Mr. Plummer and Mr. Ross both said last night that the conferences were proceeding very favorably.

OTTAWA NOMINATIONS M'DOUGALL STEPS OUT

Conservative Convention To-Night Will Probably Name A. E. Fripp and Controller Champagne.

OTTAWA, April 15.—The Conservative nominations for West Ottawa and East Ottawa take place to-morrow night. The choice for the first will be A. E. Fripp, K.C., and for the latter, Controller Nap Champagne. This is the popular choice. The last named was defeated at the last Dominion elections.

The Liberals have to seek a candidate for East Ottawa, as D. J. McDougall, the sitting member, will retire. If the Conservatives put up a French candidate he could not win. Thus the member will make way for changes. Meantime, other English-speaking possibles seek the chance, and the difficulty may grow tense with the Liberals yet. It is understood G. S. May will again contest the division as West Ottawa candidate. He will have a stern fight this time to return a seat.

James Cotter was given 18 months for breaking into a bonded car and stealing whiskey at London.

POWER CONTRACTS WILL BE COMPLETE WITHIN TEN DAYS

All Municipalities Except Brantford Represented at Yesterday's Conference—No Real Objections.

The final signing of the contracts between the hydro-electric commission and the municipalities of the Niagara Power Union, will, it is hoped, be brought about within the next ten days, good progress being made at a conference in the parliament buildings yesterday afternoon.

The session, which lasted from 1 p.m. to 6 p.m., was attended by representatives of 15 municipalities. Brantford alone failing to send its solicitor. The commission was represented by Hon. Adam Beck, W. K. McNaught, M.L.A., Solicitor A. F. Lobb and Engineer Sothman.

"The contracts were taken up clause by clause and discussed thoroly," said Hon. Adam Beck afterwards. "Some points not clearly understood were explained and there were not real objections raised to any of the clauses."

Solicitors J. S. Fullerton, T. C. Meredith, K.C., and H. Guthrie of Toronto, London and Guelph, respectively, were appointed to act with Mr. Lobb in final consideration of the contract.

"I hope in the course of a week it will be finally arranged satisfactorily," said Mr. Beck.

WILL SEND BATTLESHIP.

United States to Take Part in Quebec Pageant.

WASHINGTON, April 15.—A favorable response will be made by the United States navy department to the courteous invitation of the Dominion Government, to be represented at Quebec by a war vessel at the coming visit of the Prince of Wales to Canada, in July.

The present intention is to despatch the fine new battleship New Hampshire, recently put into commission, and in command of Capt. Cameron McR. Winslow. The finishing touches are now being put on the vessel.

MAKES KIPLING JEALOUS

To See Aliens Taking Treasures in Canada.

LONDON, April 15.—(C.A.P. Cable.)—Kipling, in The Morning Post, deals with Winnipeg and the wheat belt. He urges the need of labor, and says if a tenth of the energy wasted in England on social reform could be diverted to supervised emigration work, "We might do something worth talking about. It makes one jealous and afraid to see aliens taking so much of this treasure of good fortune for the sane and living."

Chief Detective Improving.

MONTREAL, April 15.—(Special.)—Reports sent out to-day that Chief Detective Carpenter was in a critical condition from the wounds he received ten days ago from Dillon, the mad book agent, are denied at the Montreal General Hospital.

A bulletin issued to-night says that the chief shows continued improvement and that he is in no danger whatever.

Fire gutted the Mahon block in Victoria, B. C., yesterday. The total loss will be $20,000. The Ogilvie Hardware Co. are the sufferers.

ONTARIO SELLS BONDS WELL IN LONDON

Provincial Treasurer Matheson Steals Very Clever March on Canadian Northern Flotation.

LONDON, April 15.—(C.A.P. Cable.)—Arrangements were made to-day whereby bills of the Province of Ontario for nearly half a million sterling were placed privately on Lombard-st. The bills are dated May 1 and appear to have been discounted at the low rate of 3 per cent., which, it is pointed out, certainly reflects favorably on the credit of Ontario.

Col. Matheson, the provincial treasurer, was out of town and no information was available from the treasurer's office yesterday. The bills referred to are evidently a portion of the $4,000,000 authorized loan to offset the T. & N. O. expenditures, and will replace the money paid for the railway out of the treasury.

Col. Matheson's clever forestalling of the flotation of the C. N. R. bonds in this way may be accepted as evidence that the threats of The Financial Post are made without knowledge of the government's financial and financeering resources.

MAY BE HOMEWARD BOUND.

Capt. Harbottle's Cable Home Gives That Impression.

Capt. Henry Harbottle of Cleveland, Ohio, brother of Colin C. Harbottle, under arrest at Havana, Cuba, for embezzlement, is in the city. He called on Chief of Police Grasett yesterday afternoon and arranged to forward a letter to his brother, advising him to come home without delay. Later, he cabled to the same effect and last evening received a reply which led him to think that Mr. Harbottle may be leaving for Toronto in the custody of the Pinkerton man who found him, without waiting for the government officer.

Capt. Harbottle confirms the report that his brother was arranging to return and give himself up and he himself was preparing to meet him in the south and accompany him home.

The local police do not think that the Pinkertons have sufficient authority to bring the ex-secretary back now, altho such was the original arrangement of the Bank of Nova Scotia with the Pinkerton Agency.

Should this be true, it would obviate the expenditure of a considerable sum of money by the bank, which is footing the bill, as the allowance of a provincial detective, in addition to his net expenses, is $2 per day for incidentals. Further, the Pinkerton man is on the scene, while a government officer will of necessity have to make a return trip. It would also expedite the return.

RETURNING STOLEN GOODS.

Five Cases of Dry Goods on Way Back From London.

Five cases of goods, the property of various Toronto wholesale firms, are on their way to the city from London, England. These goods are those which form the basis of fraud against Morris and Reid, now fugitives from justice and against J. Goldman, who failed to appear for trial at the last sitting of the sessions, upon a charge of conspiracy to defraud.

County Crown Attorney Drayton was notified of the shipment by Inspector Gough of Scotland Yard thru the Toronto police.

The goods, which are valued at between $2000 and $3000, left Liverpool March 25, and will arrive in the city, consigned to the chief constable, in about a week.

CHILDHOOD SWEETHEARTS.

Were Cousins and Had to Marry in Windsor.

WINDSOR, April 15.—(Special.)—With Mayor Wigle as one of the witnesses, Lieut. Carl Rademacher of Emperor William's Dragoons and Miss Clara Whilmenie Von Walthausen of Bay City, Mich., were married at noon to-day at the Crawford House.

They were childhood sweethearts in the fatherland, but 20 years ago, when the bride's family came to this country. The ceremony was performed by Rev. Thos. Manning. The reason the couple came to Windsor to be married is because they are cousins and could not wed in Michigan.

San Diego Sees Jackies.

SAN DIEGO, Cal., April 15.—A parade of blue jackets and marines, landed from the United States battleship fleet, 5000 fighting men, fresh from a cruise of more than 13,000 miles, marked to-day the ceremonies of official welcome to the State of California.

Sixty-four companies of sailors and sixteen companies of marines formed this most notable of the navy's land display.

THE ELECTIONS.

The World ventures a guess that Wednesday, the 3rd of June, will be as near as anyone has come yet to the date of the provincial elections.

The government will probably announce the date this afternoon.

All the ridings will be polled on the same day.