

The Evening Times

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YEAR'S JAIL FOR LABELLING KING

Morganatic Marriage Story Refuted in Court EVIDENCE GIVEN

Mylius, Who Circulated Libellous Article, Sought to Have His Majesty Present—Suit in Protection of Monarch as Man, Husband and Father

(Canadian Press) London, Feb. 1.—After brief proceedings today a special jury before Lord Chief Justice Alvestone cleared King George of imputations against his personal character by finding Edward K. Mylius guilty of circulating a libel. Mylius was sentenced to one year's imprisonment.

Mylius was charged with distributing in England copies of the Liberator, a Paris publication edited by Edward H. James and in which it was alleged that His Majesty while Prince of Wales, had contracted amorganatic marriage with the elder daughter of Admiral Sir Michael Seymour at Malta in 1890.

The crown called the admiral as a witness and he testified that the daughter, now the wife of Captain Napier of the British navy, had never seen His Majesty until 1888 when the king called upon him at Portsmouth. His only other child died in 1885 and for three years preceding her death had been his commander in chief of the Mediterranean squadron. The king had not visited Malta while his daughters were there and the younger daughter had never spoken to him.

The prosecution was conducted by Sir Rufus Isaacs, the attorney general, assisted by Sir John A. Simons, solicitor general, and Attorney-General Rollett and Muir.

Mylius had no counsel, looking after his own defence. He depended chiefly on the assertion that the admiral had never been used against him had been unlawfully seized and demanded their return. This was refuted. The defendant had also sought to have the king summoned as a witness but this was refused on constitutional grounds. He then demanded that the king's presence in the court on asserting that he could not be legally tried in the absence of his accuser. Lord Chief Justice Alvestone again ruled that the defendant declaring that the admiral knew perfectly well that under the constitution His Majesty could not be present.

In a dramatic speech Sir Rufus characterized the story of the morganatic marriage as an absolute fabrication, and that His Majesty was not permitted to personally face his slanderer, and concluded with the declaration that the suit had not been brought to protect the monarchy, but that King George had sought the protection of the court as a man, husband and father.

It did not take the jury long to find Mylius guilty of circulating a libel and the court forthwith condemned him to one year's imprisonment. After the formalities of opening the proceedings were concluded, Mylius began his case by demanding the returning of his private letters which he asserted had been seized in violation of his legal rights. He then said: "I wish to ask whether the king is present. I demand his presence. Every accused person has the right to be confronted by his accuser and secondly, because in a libel the prosecutor must be in court in order that the defendant may see him, and thirdly, because there is no proof that the prosecutor is present alive."

Chief Justice Alvestone replied: "That has already been the subject of an application before me, and you know perfectly well that the king cannot be present."

The Prosecution Sir Rufus then opened the prosecution. He said that the alleged libel attack on the king's honor was intended to lower him in the esteem of right-minded citizens. The libel, he said, was of the grossest character and charged His Majesty with having contracted a shameful marriage at Malta in 1890 with the daughter of Admiral Sir Michael Seymour by which there had been an offspring. That His Majesty had "fornically abandoned" this lady in order that he might marry the princess. The charge had been repeated by Bryce. Hearing his voice and with a dramatic gesture the attorney-general exclaimed: "I tell you at once that there is not one faintest vestige of truth in these slanders."

He regretted that it was impossible for the king to appear in court and concluded by stating that the suit against Mylius had not been brought to protect the monarchy, but that the protection of the monarch had been sought for the king as a man, a husband, and a father. Admiral Seymour said the king never was at Malta while he and his daughters were there. The second daughter had never spoken to His Majesty, and in fact, had never seen him except possibly at a garden party at Marlborough House after his marriage with Queen Mary. As to his elder daughter Sir Michael said that she might have seen Prince George when he was a cadet on the training ship Britannia in 1870. It was possible

MAY BE CLUE TO THE SIGEL MURDER

New York Police Believe They Have Found in Connection With Chinatown Crime

(Canadian Press) New York, Feb. 1.—Considerable sections of the city's detective and government secret service forces have been engaged Monday in what is believed to be an important line of investigation in a revival of the Sigel murder case, the puzzling mystery which agitated the country in 1900. Elsie Sigel, a granddaughter of Gen. Franz Sigel, a general in the Civil War, was murdered and her body placed in a casket in the hands of a young Chinaman, who disappeared a little before the crime was discovered and no trace of him has ever been found.

As a part of this seizure recently made in the alleged headquarters of a Chinese opium syndicate here, it is announced that federal authorities had discovered a great mass of correspondence between Chinamen of the underworld bearing on the Sigel murder. Most of this correspondence is in Chinese, and it is in the hands of a "silent interpreter," who will gather all the information he finds into a lengthy report to the secret service officials.

FIRST STEP TOWARDS TECHNICAL EDUCATION

(Canadian Press) Toronto, Feb. 1.—Twenty thousand dollars provided in the supplementary estimates of the province for evening industrial classes is the first step of the government in the direction of providing technical education for Ontario. The total estimated expenditures for the year is \$10,282,787, including \$6,000 for additional agricultural instruction, \$20,000 more to pay immigrants' passages, \$5,000 for liquor license act enforcement.

ORCHESTRA PLAYED AS THE SYNAGOGUE BURNED

Tragedy at Wedding in Toronto is Prevented by Presence of Mind

(Canadian Press) Toronto, Feb. 1.—A wedding party of 200 persons broken up by an outbreak of fire and the guests leaving to lively airs played by an orchestra was the scene at the University Avenue Synagogue last night. Through the presence of mind of the musicians, Messrs. Jacob Gordon and the men of the party, all reached the street in safety.

WILL WAIT FOR HIM

(Canadian Press) Toronto, Feb. 1.—Dr. Beattie Nesbitt reported seen at Key West watching McCurdy's flight.

IN STRANGE ATTIRE

(Canadian Press) Long Beach, Cal., Feb. 1.—A masked man in a bathing suit and woman's stockings was ground to death last night under a trolley car which he attempted to push off the tracks. The car crew found a large quantity of silverware near the body.

A FIND BEARING ON THE LOS ANGELES EXPLOSION

(Canadian Press) San Francisco, Feb. 1.—(Canadian Press) A suit case identified as belonging to J. B. Bryce, one of the men suspected in connection with the Los Angeles Times explosion, was found yesterday by the detectives at a news stand near where it had been found.

LOOKING TO ST. JOHN

A delegation from the city of Des Moines, Iowa, is en route to St. John to study the system of city government which has proved such excellent results here.

SEVEN DIE IN SHACK IN WEST?

Mounted Police Say Report of Tragedy Near Kindersley Exaggerated

(Canadian Press) Regina, Feb. 1.—A report resided the city yesterday to the effect that seven homesteaders in the Kindersley district had met death in a shack by autoaction. It is stated that six of the men went to pay a visit to a neighboring homesteader. A blizzard came up and they had to stay all night and next day all were found dead.

TORONTO STREET CARS WERE OVERCROWDED

(Canadian Press) Toronto, Feb. 1.—This morning after seven hours, the street cars, which have been hearing the common nuisance case against the Toronto Railway Company, returned a verdict of guilty on the count, stating that the company had over-crowded its cars to such an extent as to endanger the comfort and property of the passengers.

TEN CASES OF SMALLPOX IN MONCTON NOW

(Special to Times) Moncton, N. B., Feb. 1.—With the discovery of some five or six new cases of smallpox in a house in Harper's Lane this morning the total number of cases now existing in Moncton is ten. The cases are being investigated by officials of the local board of health, and an emergency meeting is called for this evening when an official report will be made and steps taken to cope with the situation.

PEOPLE OF NOTE

(Canadian Press) Toronto, Feb. 1.—The current in police circles that Dr. W. Beattie Nesbitt, had been seen at Key West, Florida, at the time aviator McCurdy started on his long flight. When asked if the crown would attempt to bring him back to Toronto inspector of detectives Walter Dunsen can, said the authorities would wait till the doctor came back to Canada.

NINE HURT IN C. P. R. WRECK IN THE WEST

(Canadian Press) Calgary, Alta., Feb. 1.—Nine persons were seriously injured and several others were slightly injured when westbound Canadian Pacific train No. 1, was derailed near Cleghorn, fifty-five miles east of here last night. The train, travelling fast, struck a broken rail.

TORONTO LAWYER KILLED

(Canadian Press) Toronto, Feb. 1.—(Canadian Press)—Alexander Cecil Gibson, barrister, died yesterday at his home from a fractured skull, the result of a fall from a street car.

CONDENSED DESPATCHES

(Canadian Press) New York, Feb. 1.—Word has been received at the office of the Aero Club of America from the Royal Aero Club of the United Kingdom that the race this year for the Coupe Internationale D'Aviation, which is to be held in England will probably take place before July 1.

APPEAL TO POPE

(Canadian Press) Windsor, Ont., Feb. 1.—(Canadian Press)—A petition, which already bears several hundred signatures is in circulation, appealing to the Pope to grant a decree which will make it obligatory for both the French and English languages to be taught in the parochial schools of Windsor.

GLOUCESTER MEN DIVIDE OVER IT

Reciprocity Support From an Unexpected Quarter MANY IN FAVOR

(Special to Times) Boston, Feb. 1.—A split has developed in the ranks of the Gloucester fish interests regarding reciprocity. It was supposed that Gloucester men were unanimous in opposing the free admission of Canadian fish, and an anti-reciprocity delegation is to be heard at Washington tomorrow.

PROGRESS IN WORK IN THE LOCAL PARK

(Canadian Press) G. S. Fisher reports on Year's Work and Says Coming Season Will be Devoted to General Cleaning up—The Arboretum Report

Hon. J. D. Hazen, president of the St. John Horticultural Association, is presiding at the annual meeting being held this afternoon in the Board of Trade rooms. Reports submitted are here given:

Your construction committee began to report that it has during the past year made very substantial progress in park improvement due to a more liberal grant from the city. During last winter and early spring John Henry made of various designs, using order of special shapes collected from various places in the park. Alexander Taylor was appointed caretaker on April 1 and moved into the park cottage. The replanting of the wire divisions in Lily Lake for the spring, grass and ducks was attended to in the spring usual.

BROTHER OF SIR EDWARD GREY SEIZED BY LION

(Canadian Press) London, Feb. 1.—Sir Edward Grey's brother, George, had a thrilling escape from a lion on Sunday. He was with a party of sportsmen near the Ash River, British East Africa, when he rashly got up to a lion.

GRAFT INQUIRY IN AN ONTARIO COUNTY

(Canadian Press) Woodstock, Ont., Feb. 1.—The men who have been under the probe of the royal commission on graft in Oxford county, will know what final disposition will be made of their cases at the end of this week.

MAKE THE MARKET SQUARE BEAUTY SPOT

(Canadian Press) Colonel George West Jones, president of the St. John Horticultural Society has sent a communication to Mayor Friel, suggesting that the common council allow the society to convert the centre of the Market square into a beauty spot with grass and trees.

DEAD AT AGE OF 106

(Canadian Press) Duluth, Minn., Feb. 1.—(Canadian Press) Miss Victoria Kuchera, aged 106 years, died here yesterday. She retained clear mental faculties to the last, she was born in 1804. She is believed to have been the oldest spinster in the United States.



John A. Dix

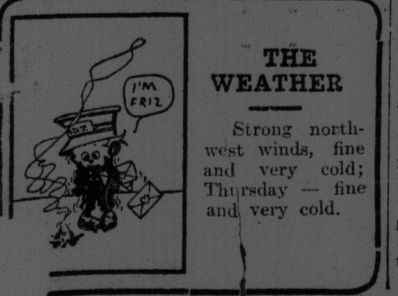
THE TIMES' NEW REPORTER

searly, it had never heard of the St. John plan. Now that its attention has been called to the fact that St. John is the best governed city in Canada—and some more—it is sending a delegation here to get full information.

The visitors will be given an illustration of a measure introduced in the council sent by it to a board, sent by the board to a committee, brought back to the board, then to the council, and finally sent to the dump.

The story of the waterworks, the Harman pavement, the street department, the ferry service, the assessment system, the vacant lots, the market promotions, the features of the St. John system will be laid in detail.

There can be no shadow of doubt that Des Moines will get a lot of information of priceless value when these men go home.



THE WEATHER

Strong north-west winds, fine and very cold; Thursday fine and very cold.