

## STRONG APPEAL FOR HAYWOOD

Attorney Richardson Declares Orchard Had a Lust for Murder

### A VILE CONSPIRACY

Charges Mine Owners and Pinkertons, Through the Work of Their "Hired Assassin," With Plotting to Destroy the Western Federation of Miners.

Boise, Idaho, July 23.—Forsaking the theory of vengeance as Orchard's motive for the murder of former Governor Steunenberg, E. F. Richardson, of Haywood's counsel, today argued that Orchard was employed by the Pinkerton detective agency when he killed Steunenberg, and that the murder was a part of a conspiracy to hang Haywood. This sudden change of position was followed by a tremendous denunciation of Captain McFarland and the Pinkertons, and the passionate vituperation of Orchard. Governor Gooding of Idaho, Senator Borah, Governor Peabody of Colorado, and in fact all who had acted on the side of the prosecution of Haywood came in for a share of the avalanche of Richardson's peroration.

### "A Lust for Murder."

Declaring Harry Orchard was a man possessed with a lust for murder—a desire to glut a disordered brain with blood of his fellow man—Attorney Richardson continued his plea for the life of William D. Haywood, and told the jury that the defense was ready and willing to admit that Orchard accomplished the taking of Governor Steunenberg in the manner described by him on the witness stand.

Mr. Richardson asserted that Orchard had a motive against Steunenberg for the real or fancied loss of his interest in the Hercules mine through being driven out of the Coeur d'Alenes.

Of Orchard's story of his many attempts upon the life of men said to have been marked for death by the federation, Mr. Richardson said it was the most absurd thing on the face of the earth.

He declared that it would be a long time before the law would sanction a conviction on such testimony as has been adduced against Haywood, and he pleaded with the jury not to put the life of William D. Haywood in the hands of the mine owners' association and its representatives.

As to the disappearance of Jack Simpson, following the death of Governor Steunenberg, Attorney Richardson said he too would have fled to hiding under similar circumstances, although there was not as lot of evidence to connect him (Simpson) with the crime. Simpson had had one experience in an Idaho bull pen and his only safety was in flight.

Dr. I. L. McGee, the witness for the defense who was arrested on the charge of perjury, was discharged from custody today by the magistrate before whom the preliminary hearing was held. The justice ruled that the evidence brought by the prosecution was insufficient to warrant him in holding McGee. Orchard was on the stand again this afternoon as a witness in the McGee case.

Boise, Idaho, July 24.—The career of Frank Steunenberg, the murdered former governor of Idaho, was discussed at length this afternoon by Clarence Darrow in his plea in behalf of W. D. Haywood, charged with the murder. Justifying the articles published in the Miners Magazine, the official organ of the Western Federation of Miners, Mr. Darrow said the action of Steunenberg in seeking for United States troops to quell riot and the establishment of martial law in 1899 was unjustifiable and had properly stirred intense feeling in labor circles against the governor.

Mr. Darrow's argument, unfinished tonight, developed into an appeal for labor against capital and a denunciation of all opposition to labor unions. He held an audience startled and open-mouthed, as one after another of the sentiments poured from his lips. His attack on Orchard was anticipated and in this respect he fulfilled and surpassed the limit of expectation. Three hours were given to Orchard and it was only after the vituperation, physical force and words were spent that Darrow turned to James H. Hawley, the leading counsel for the state, and the Pinkerton detectives for something on which to pour the lesser volume of abuse.

The state of Idaho came in for a large share of Darrow's denunciation for the part it has played in the prosecution. Culture, education, the constitution, the supreme court and wealth came in turn as described as constituting a part of a combination against the working man.

Mr. Darrow sneered at universities. "And what is a cultured man?" he exclaimed, "but a cruel tyrant always."

Orchard Scored.

Mr. Darrow declared that Orchard had been so contradicted by witnesses that there was no truth left in his story.

"Why," he said, "if George Washington, with all his great reputation for veracity, had come here as a witness and had been contradicted as Orchard has been, the 'Father of his country' would have gone out of this court room disgraced and accounted the greatest Ananias of the age. But if you men can convict Bill Haywood on Orchard's testimony, why, go ahead and do it. I have seen with you men, for two or three months and I have tried to read you. I have laid awake at night thinking of you. There may be some hideous plan deep down in your souls—I cannot see them—but somehow or another, I have never felt that there was any danger of your believing that perjuring monster. But if you do believe him, if I am mistaken, as to that, if you must have the life of this man on such testimony as this, why gentlemen of the jury, we will furnish you the victim with a flag and cheerful heart."

Reviewing the crimes confessed by Orchard, Mr. Darrow said that it was logical to believe that he now had turned to lying to save his neck. He said he had been promised no immunity whatever, but neither Governor Gooding nor Detective McFarland had taken the stand to corroborate him.

to get anything, has he gotten

anything for delivering these enemies of the Mine Owners' Association in the lion's den? He looks fat and sleek, and in no danger of sudden death. I had not put the blame of his crimes on Moyer, Haywood and Pettibone, the grass would be growing over his grave these twelve long months. He must be saved till Haywood and Moyer and Pettibone have been sent to the gallows.

"There are 40,000 members of the Western Federation of Miners, 40,000 criminals yet to be dealt with—to save Orchard, for as long as there is neck to hang why should we kill Orchard? Jack Simpson is yet to be caught, yet to be hanged and Orchard must not be done away with 'till Jack is dealt with.'"

### Doubts Orchard's Conversion.

Mr. Darrow next turned his attention to those "sickly, slobbering idiots who talk about Orchard's religion and regeneration" and declared that before Dean Hinks, his religious adviser, had persuaded him to lay his sins on Jesus, "Father" McFarland, the detective, had persuaded him to lay his crimes on Haywood, Moyer and Pettibone.

"It was a sick game of slippery Harry, this religion dodge, but you might have had more faith in this man if he had not confessed to McFarland to save his life before he confessed to Dean Hinks, to save his soul."

As to religion, Mr. Darrow said, he did not confess to know much about it. He had endeavored to solve the intricate mystery, but he found he could only bow his head in the presence of it, and say "I do not know."

"But, gentlemen, I have never asked for the life of a human being and never shall, to the end of my days. I do not ask for Orchard's. If he stood convicted today and no one else would say a word for him, my petition would be there praying for his life. Because I do not believe in taking away the life of any fellow being. It is not for me to say what, if we were born, if we were moulded, if we were surrounded as Orchard was, we should have done."

"But if Orchard has religion, men of this court, I say to you that I never want it. Before he made his confession Orchard was bad enough, but it remained for religion, and I am carefully weighing my words, to make him totally depraved. Before he got religion there was some spark of humanity, some spark of manhood left in the creature, but after his conversion, there seems to have been none. What show of remorse, of pity, of regret, did this man make as he appeared before you to tell this awful story?"

Mr. Darrow declared that once before in his life Orchard had been converted—had become a student of a Sunday school—and he could not say the first.

### Crowning Infamy.

"Through years of crime Orchard protected the name of his family from infamy and disgrace. It was the one spark of goodness in his criminal breast. Other criminals had shot through the trap-door to hang at the end of a rope, but they kept locked within them the secrets of their family name to protect those whom they believed for Orchard, after his conversion, to reveal to the world his name, then to send back to the Horsey family, in Ontario, stories of his wild career, so that people driving by the grave of two old Quaker parents might point to them and say 'there lies the father and mother of the greatest monster of modern times.'"

The attorney also told of the disgrace which this act had brought upon the deserted wife and daughter back in Canada. The blowing up of the Independence depot was a sacrament compared to the stabbing in the heart of that little nine year old daughter, with the knowledge of her father's shame.

"Orchard," Darrow claimed, "has been told by a miserable Pinkerton detective that if he told his real name his story would be great weight upon the jury and would help to tie the rope about the neck of Bill Haywood."

"No man, save Hawley, I might say, no sane man," he declared, the charge, "can ever think of Harry Orchard with anything but loathing."

Mr. Darrow continued: "You men of the prosecution, you men of the Mine Owners' Association, you men who are seeking the life of William Haywood, not because he is Haywood, but because he represents a class, don't be so short-sighted, so foolish as to believe that you will strangle the Western Federation of Miners when you tie a rope around William Haywood's neck. Don't be so blind as to believe that when you make three fresh new graves here in Idaho, that you have killed the labor movement, the Western Federation of Miners, millions of other willing hands will carry on his work to victory in the end."

At 11:40 a. m. a recess was taken until 2 p. m. when Mr. Darrow continued, resuming his arraignment of Orchard and McFarland.

### BOARD OF HEALTH TO ISSUE WARNING

A Certain Prepared Food to Be Put Under Ban for Safety of People—General Matters.

Several important matters were dealt with at a board of health meeting Wednesday afternoon. The smallpox situation at Shantlin Settlement was discussed, and the quarantine ordered raised. The matter of prosecutions for neglect to comply with the board's provisions for clean premises, was gone into and the inspectors' reports received.

Acting on a communication received from the chief analyst of the dominion, the board voted to place advertisements in the local papers warning the public against a prepared food which is being placed on the market. The analyst stated that he had analyzed several samples of the food and found it contained bacteria in large numbers, which may or may not indicate putrefaction. Hearing promises, the board acted on the advice of the analyst decided to give warning.

The milk question came in for some discussion and it was reported that the milk men were gradually complying with the requirements and taking out licenses, and that no further trouble was anticipated.

### C. P. R. MAY ABANDON QUEBEC AS A PORT

Montreal, July 24.—Sir Thomas Shaughnessy today stated that C. P. R. officials are considering the advisability of making Three Rivers the St. Lawrence terminals for the Empire steamships, instead of Quebec as at present. This is the first official confirmation obtained on the report which has been current to that effect. It is claimed that the facilities at Quebec are not adequate and that the labor problem is always a difficulty.

### OBJECT TO MONCTON LIQUOR FINES BEING LEVIED IN SHEDIAC

Moncton, July 23.—(Special.)—The jurisdiction of Shediac magistrates to fine Moncton liquor dealers is again to be questioned, local dealers having decided to continue the campaign against the liquor enforcement or the Canada Temperance Act by Shediac authorities.

Three cases in which convictions were entered last week will probably be appealed. It is understood that the right of the Shediac authorities to use money obtained from Moncton dealers for the purpose of the campaign against the liquor is also to be questioned.

### The Halifax Election Cases Again

Halifax, July 24.—The full bench judge today to the effect that the election trials of Messrs. Roche and Carmichael are not to be taken against the accounting of these funds.

## COREA'S SEALS FORMALLY TRANSFERRED TO CROWN PRINCE



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Seoul, July 24.—The former emperor formally transferred the seal July 20 to the Crown Prince in the presence of the high court officials in the afternoon. Marquis Ito and the foreign consular representatives were received in audience. This is regarded as a recognition of the prince as the absolute emperor, though the imperial edict of abdication which might be rescinded. The Japanese official view is that today's action removes that possibility.

When the demonstration of the mob was at its height in Chong-ni Nenter, a residential district, a company of Korean soldiers, exasperated at seeing the Japanese police using their swords on the Koreans, fired on the police. A general melee ensued, in which seven Japanese and six Koreans were killed. It is reported that a large number of persons were wounded.

### CHIEF OF CANADIAN MINT AT OTTAWA

Expect to Commence Coinage Later Part of This Year

British Journalists, Who Are Touring Canada as Guests of C. P. R., Entertained at the Capital Yesterday.

Ottawa, July 23.—Dr. James Bonar, of London (Eng.), who has been appointed by the imperial government to be master of the Ottawa branch of the Royal Mint, has reached the capital and will spend a few weeks here making arrangements for the establishment of the new mint, which will be opened probably before the close of the year. The building, which is a very handsome stone structure facing on Sussex street, is now nearing completion.

Dr. Bonar is a close personal friend of the British premier, and is a man of fine scholarly attainments. He is a son of the famous hymn writer.

The twelve visiting British journalists, who are touring Canada under the auspices of the Canadian Pacific Railway Company, being in charge of George H. Ham, spent today at the capital. They all displayed a lively and intelligent interest in Canadian problems and the parliament buildings by Hon. R. W. Scott, secretary of state, who, in a brief address, pointed out the advantages to be gained by the establishment of the all-land line, alluded to the extent and variety of Canada's natural wealth and to the large projects for further developing the transportation facilities of the dominion. In this connection, he referred especially to the proposed Georgian Bay canal, which is now pressing upon the attention of the government.

The visitors were taken, in company with the resident newspaper men, for an automobile ride around the city and along the establishment government drive-way constructed by the Ottawa Improvement Commission. After that they were entertained at luncheon by the C. P. R. at the golf club. They left for Fort William on the Trans-Canada Limited this afternoon, after expressing most favorable impressions of the Canadian capital.

### TWENTY-FIVE CASES OF SMALLPOX AT TORONTO

A Man Affected Taken from C. P. Train at North Bay—Other Passengers in Car at Large.

Toronto, July 24.—A passenger on the C. P. R. train at North Bay Monday was found to be affected by smallpox. Dr. Bell, provincial inspector, who had been called to the scene, discovered that all the passengers, who had been riding in the car in which the smallpox patient had been seated, had scattered, except the patient himself. He was taken in charge and provided for.

Among the passengers who may have contracted the disease are three Chinese men who are supposed to be in Toronto, and the authorities are having a big look for them. The city now has twenty-five cases of its own.

### EXCITING SCENES IN GEORGIA LEGISLATURE

Women and Children Invade Hall to Ask for Passage of Prohibition Bill—Filibustering Minority Prevents Vote.

Atlanta, Ga., July 24.—Barely, if ever before in the history of Georgia have such scenes of excitement been witnessed in legislative halls as have marked the effort to pass the state prohibition bill. All day the fight was waged and a filibustering minority prevented action on the bill which was adopted by the senate more than a week ago.

Hundreds of the regular order of business of the house, in which motions to reconsider, precedes the order of the day, a motion to reconsider the bill abridging the city court of Hamilton, was brought up, and on this subject every tactic known to parliamentary law was brought into service.

### FOREIGNER WITH DIRK THREATENS I. C. R. CONDUCTOR

Moncton, N. B., July 23.—(Special.)—A foreigner, who was a passenger on No. 9 train this morning, from Halifax, when the train stopped at Moncton, threatened the life of the railway official.

The man was travelling with a crowd of foreigners and occupied a bunk in the second class car. The party were creating considerable of a disturbance and the conductor, who was in charge, was unable to stop the noise.

The train official, upon approaching one of the men seated upon a bunk, and who was more noisy than the others, requested him to keep quiet. Immediately the foreigner drew a long murderous-looking dirk and threatened to do violence to the conductor. The brakeman caught the man's arm and prevented him from using the knife. Eventually the dangerous passenger was quieted down and the disturbance stopped. It is felt by the train official that the foreigner might have used the knife had the brakeman not been on hand to grab his arm.

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### MARINE BIOLOGICAL STATION AT ST. ANDREWS

St. Andrews, N. B., July 24.—Professor Toulmin, of the Canadian Biological Commission, is here arranging for the erection of a permanent marine biological station for eastern Canada. A lot of land has been purchased near Joe's Point from the C. P. R. and upon this the station will be built.

In addition to a laboratory for twelve full-time workers, there will be an aquarium, museum, museum and dormitory. A wharf will also be built.

The station will be similar to that maintained at Woods Hole (Mass.) by the U. S. government.

## FAVORITES LOST AT FREDERICTON

Northern Spy, After Winning Two Heats, Defeated by Miss Litha

Fredricton, N. B., July 24.—The horse races at the Driving Park this afternoon can easily be classed with the best this city has witnessed for many years. Dr. Band captured the 215 event in straight heats, lowering the record of Lady Bingen, the favorite in the pool selling, and Northern Spy, another favorite, lost to Miss Litha, a Fredericton horse, in the 221. There were only two events and both were hotly contested from start to finish.

Miss Litha's victory was both surprising and sensational and sports who staked their cash on the little grey gelding from Newport are sadder and wiser tonight. The weather was fine and cool and the track in perfect condition. A crowd of about 800 spectators was in attendance. The fastest time made was 2:16, which is one and a half seconds slower than the track record, made by Lady Bingen two years ago.

Dr. Band, driven by the veteran Lewis Cox, drew the pole in the fifteen class and was never headed during the entire race. Lady Bingen did good work and pressed the Doctor hard at times but did not seem to have the speed to overhaul him.

Estell Boy took on a spurt in the third heat and managed to finish second. It took five heats to decide the 221 event and all were hotly contested. Northern Spy won the first two with Miss Litha right on his wheel, Meadowvale making a stiff fight for third place. In the third heat Litha passed the Maine gelding on the home stretch and got the wire by a length. This seemed to take the bottom out of Northern Spy and from that time until the close of the race he was simply not in it. In the final heat Miss Litha broke going into the back stretch and Spy took the pole but lost it as soon as the mare regained her feet and soon afterwards dropped to the rear of the procession.

Miss Litha's victory was heartily cheered by the spectators. Although the number of starters in this event was exceptionally large, every horse remained and fought it out to the finish.

Summary:

215 Class; Purse \$200.

Dr. Band, W. M. Bryson, West New.

Lady Bingen, Springhill Stables (Warren).

Estell, H. C. (Irish), 1.1 2 4 3

Man, 2:16, 2:18, 2:19.

Time—2:16, 2:18, 2:19.

221 Class; Purse \$200.

Miss Litha, W. C. Allen, Fredericton (Collins).

Northern Spy, C. L. Jackson, New.

Meadowvale, Harry Gibson, Marysville (Stewart).

Regal Pandist, Springhill Stables.

Daisy Wilkes, Hugh O'Neill, Fredericton (Cox).

Joe, H. C. (Irish), 2.1 1 1 2 4 3

Stock (Dugan), 2.16, 2.18, 2.19.

Kremont, J. H. Calder, Fredericton (Holmes).

Time—2:16, 2:18, 2:19, 2:20, 2:23, 2:24.

Starter—Chas. Dorris.

Judges—H. Fleming, E. L. Jewett.

Timers—W. P. Flewelling, James Gallagher.

Official clerk—J. A. Edwards.

Distast Judge—Henry Dwyer.

## CABINET CRISIS IN NEWFOUNDLAND

Attorney-General Morris Differs from Premier Bond and Tenders Resignation.

St. John's, Nfld., July 24.—Attorney-General Morris tonight tendered the resignation of his portfolio owing to a difference with Premier Bond over a question involving the rate of pay for laborers on public works. On account of the situation, which is regarded as amounting to a cabinet crisis, Sir Wm. MacGregor, governor of Newfoundland, who has been on the west coast and was above and beyond traveling with Earl Grey, governor general of Canada, has been hurriedly recalled. Governor MacGregor is traveling by express and is expected to reach here tomorrow.

## FELL FROM OCEAN LIMITED AND WAS SCALPED

Dalhousie, July 24.—(Special.)—A young man, said to be from Chatham, fell from the Ocean Limited today, between Chatham and New Mills, Restigouche county, and had his scalp torn off from neck to forehead. With a companion he was stealing a ride on a freight car when the car was taken to Jacques River and is now in the doctor's hands. It is supposed the two men were riding on or near the engine when the accident occurred, about two miles below Chatham. The companion of the unfortunate man at once notified the engineer, and the train was stopped at New Mills, the next station. By order of the superintendent the train went back in search of the man, and after traveling about four miles he was found lying about three feet from the track. His whole scalp was torn off, and it appeared that the injury had been caused by his falling on a heap of old rails. A doctor on the train rendered what aid was possible with bandages and he was brought on to Jacques River and given in charge of a doctor who resided near the station, his companion remaining with him.

## SAY GRAND TRUNK HASN'T BOUGHT CENTRAL ROAD YET

Montreal, July 23.—(Special.)—Rumor that the Central Railway of New Brunswick has been purchased by the G. T. P. is denied by Secretary Phillips of that road (G. T. P.). Mr. Phillips admits that such a step might be taken in the future, but says no negotiations are now on foot and it is not now being considered.

## SUES FOR BIG AMOUNT

Sydney, N. S., July 23.—(Special.)—J. T. Burchell, of Sydney, has issued a writ in the supreme court at Halifax against the Gormie and Blockhouse collieries, claiming \$116,200 due him under bonds and stocks of the company.

## THREE-FOURTHS CROP IN THE WEST

Dr. Saunders' Estimate After Touring Through the Country

### CABINET MEETING

No Respite for Italian to Be Hanged August 1—Sir Wilfrid's Public Testimonials from English Cities on Exhibition—Ottawa Population Over 80,000 Mark.

Ottawa, July 24.—There was a meeting of the cabinet this afternoon. An order in council was passed allowing the law to take its course in the case of Cappelletti, the Italian, who stabbed and killed another Italian at Parry Sound (Ont.), in a row. Cappelletti will be hanged on August 1.

Sir Wilfrid Laurier has lost no time in carrying out his promise made to the citizens of Ottawa, on the night of his arrival here from England to enquire into the reasons for the delay for not proceeding with the new central railway station and hotel. The premier has had a conference with C. M. Hays, and William Wainwright of the Grand Trunk, and also with Mayor Scott. There is every reason to believe that the first minister will succeed in straightening out the tangle and that the work will be commenced on both projects at an early day.

The railway commission has prepared an order calling on all the companies operating in Canada to make statements as to their agreements on through tariff rates with connecting lines at certain points, and also asking them if they are willing to quote the same rate by other alternates, and if they are not they are asked to give reasons.

### Ottawa Population Over 80,000

According to the new Ottawa city directory the population is more than 80,000. Dr. Wm. Saunders, who has just returned from a tour of the west, says that there will be a three-fourths crop this year. The area in which there was a partial failure, owing to drought, is restricted. He does not share the pessimistic reports recently published as to shortage.

Through the permission of Sir Wilfrid Laurier, the Ottawa public are enabled to view the magnificent testimonials and addresses presented to the premier during his recent visit to England by the cities of London, Manchester and Bristol. Today the testimonials containing the parchments conferring the honors of these centres upon Sir Wilfrid, were placed on exhibition in the window of a Sparks street jeweller. Seldom have more beautiful specimens of the goldsmith's art been seen in Ottawa while the coloring and artistic finish of the different addresses is a revelation of the high standard reached in England in this respect.

## BIG INDUSTRY FOR DALHOUSIE

Ratepayers Vote to Accept Cascapedia Trading Company Proposal to Start Million Dollar Mills.

Wednesday the rate payers of Dalhousie by a vote of 162 to 2 decided to accept a proposal made to the town by the Cascapedia Trading Company, a Vancouver plant for the manufacture of lumber, to cut it, it is said, in the vicinity of \$10,000. Hon. C. H. LaBelle, chief commissioner of public works, the secretary of the last evening found a telegram awaiting him announcing the result.

Speaking to a Telegraph reporter, Mr. LaBelle said he was very much pleased with the decision and regretted only he had not been able to record his vote before leaving.

"If the town of Dalhousie," he said, "does not secure the new lumber industry which the Cascapedia Trading Company propose to establish, the Bay Chaleur section, it will not be the fault of the progressive ratepayers. The telegram I have received announces the acceptance of the proposal, '162 aye, and 2 nay.' The company own 1,700 square miles of timber limits in Bonaventure county, and by their plans, it is understood, they will erect a \$1,000,000 plant, including a long timber saw mill, shingle, pulpwood and planing mills and dry kilns."

## CANADIAN BISLEY TEAM WINNINGS

Bisley Camp, July 22.—During the rifle competitions which have just closed at Bisley the members of the Canadian team made the following winnings for the team: Sgt.-Major J. Caven, 225; Sgt. G. S. Barr, 24; Lieut. B. E. Converse, 26; Sgt. W. Gregham, 26; Corp. F. B. Fisher, 20; Staff-Sgt. A. Graham, 214; Staff-Sgt. H. Kerr, 21; Sgt. D. MacKay, 22; Capt. W. Hart McFarlane, 24; Lieut. J. McVittie, 22; Pte. Geo. Miligan, 28; Pte. A. B. Mitchell, 28; Capt. C. N. Mitchell, 19; Pte. J. E. Moore, 25; Col.-Sgt. J. A. Moscrop, 22; Sgt. F. H. Morris, 28; Pte. J. S. Stevenson, 24; Corp. R. O. Snowball, 23; Pte. W. A. Smith, 20; Major O. W. Wetmore, 214.

For himself each member of the Canadian team won as follows: Caven, 20; Carr, 217; Converse, 203; Gregham, 24; Fisher, 22; Graham, 2273; Kerr, 2512; McFarlane, 24; McVittie, 216; Mitchell, 23; Moore, 2710; Moscrop, 29; Morris, 2210; Stevenson, 29; Snowball, 229; Smith, 20; Wetmore, 2415; Bayles, 242.

## Sues for Big Amount

Sydney, N. S., July 23.—(Special.)—J. T. Burchell, of Sydney, has issued a writ in the supreme court at Halifax against the Gormie and Blockhouse collieries, claiming \$116,200 due him under bonds and stocks of the company.