## KELLY DOESN'T GO ACROSS THE BORDER, BUT IS DISCHARGED.

Judge Gregory Gave His Decision in the Case Before Him at Woodstock for Extradition of Debec Man for Assault on United States Customs Officer.

Woodstock, N. B., June 13-this afternoon. A large number of Kelly's (Special)—When the hearing in the Burns-Kelly case was resumed this Eloquent addresses were delivered by F. morning Judge Gregory said he had concluded he would not be justified for the prisoner.

morning Judge Gregory said he had concluded he would not be justified in deciding on Mr. Currey's application to discharge the prisoner at the present stage, but that the defence must decide whether they would call witnesses before he gave a decision.

The judge asked the prisoner if he wished to say anything in answer to the charge. He said he had nothing to say and did not want to call any witnesses.

Mr. Currey then presented his final argument. He urged no legal jurisdiction for Burns firing the shots. There was no evidence of intent to kill, except on the part of Burns. Burns' life was not in danger when he pulled his revolver. Admit that the law is proved that customs officers have a right to seize, he must have reason to suspect.

The judge read that in order for Kelly to be extradited the assault must have been with intent to murder. The charge with intent to kill was useless in this information. Killing an officer to resist lawful arrest was murder, but the code and its defence should consider if Burns had died a proper charge of murder could not have been laid. The prosecution would need to show that Burns was a deputy appointed by Phair, the collector of customs, who only had power to appoint a special collector.

The judge said there was no evidence in the prisoner. The circumstant in the extradition acts is an assault with intent to murder. The words in the information that he did depends on the establishment by the present lies in this, that in the case he may be sent up for trial on a different offence from that alleged, in the other there must be evidence enough to have him committed for trial for that particular offence alleged. If the offence had been committed in Canada, in this case he could not see that there was prima facie of intention, he was bound to discharge the prisoner. The evidence, he held, must be sufficient to justify the prisoner being put on trial according to the laws of evidence of Canada. There must be evidence enough to be available to be a supported by Phair, the collecto

toms, who only had power to appoint a fence

special collector.

The judge thought it his duty to determine whether or not the uncontradicted testimony of the prosecution was sufficient to commit the man for trial. He would say he did not think he could instruct the jury to find the man guilty of intent to murder. As a justice of the peace he did not think he would commit there argument he announced that he there argument he announced that he is such that there was no evidence brought forth by the prosecution on which a trial judge could rule that there was also shown that Burns acted on the authority of Phair, collector of customs, who, alone the coat of arms of the United States or a blue fleld. In the new flag the 13 star was a want of sufficient evidence to justify a trial of the offence of assault with this man for trial in Canada. After further argument he announced that he ther argument he announced that he been committed here, and he would therefore make an order discharging the priswould give his decision at 3 o'clock. The usual crowds attended the hearing oner.

FATHER KILLED SON WHO REFUSED

Escapes Bullet by Jumping Through Window.

TO GIVE UP ALL HIS WEEK'S WAGES.

Tragedy at the Dinner Table - Boys Had Been Left With One

Dollar of Their Earnings, and Made Objection-One

PROMINENT PEOPLE.

Not for a century has the Garter beer

St. Helen's (England) Museum possess a model of an African buck wagon made by Christian De Wet's cousin, F. G. De Wet, while he was a prisoner of war.

Dr. S. Schechter, of Cambridge Uni versity, England, who is to become president of the Jewish Theological Seminary of New York city, is said to be the bes living authority on Jewish literature.

known, is the oldest cyclist in France He has just been presented with a meda by some cycling admirers at a banquet given in his honor at Ambroise, near

Prof. W. J. McGee, of the government geological survey, declares that the Great Salt Lake of Utah may disappear entirely n the near future, because contributing streams are used for irrigating the land

Halsutta Mioco, a full blood Indian, has asten the dissolution of the Seminol

The Rev. Sam P. Jones, the sensations Georgia preacher, is doing well financially. He is about to erect a \$25,000 business block in Cartersville, and has made other investments of his surplus income that promise to make him independently rich.

The design of the United States president's flag is to be aftered. It now bear the coat of arms of the United States or a fibur field. In the new flag the 13 stars

President G. Stanley ersity, has been studying the alm otal absence of insanity among negroe He believes it is because, being newer t eivilization, the race has not run through so many different and crucial experience

cossion of Queen Victoria, the birth of a her children, and her two jubilees, and for the accession of Edward VII.

return to rescue him, Calcoen went down in his vassel.

Like all other United States senators Mr. Dietrich, of Nebraska, has a gree many engagements, but being a trifle fo Webster, Mass., June 14—Enraged at the refusal of his two boys to give him their wages Frederick Charles Turner, a German weaver, shot his second son, Ralph, 19 years old, through the head, at the dinner table this noon. He then turned his revolver on his oldest son, Albian, who had also refused to give up his earnings, but the young man leaped head foremost through a window and the bullet passed over him. He cut his leg badly. By this time two other sons and three daughters who had also been at the table fled to the front of the house and then the father fired a third shot this time turning the weapon on himself, but only tearing a hole in the front of his yest.

The leaves who was a shot immed from his control of the family are weavers.

It appears that Albian, and Rudelph. getful about such things he has adopte an emphatic method of reminding himse He carries with him a small alarm cloc If he has an engagement, say at 3 o'clock the alarm goes off 10 minutes before tha time. Then he sets it for his next ap pointment and so on through the day.

Booker T. Washington, the famou

only tearing a hole in the front of his vest.

The boy who was shot jumped from his chair as soon as the bullet struck him and run 100 yeards out into the backyard before he dropped dead. It was afterwards found that the bullet had passed straight through his head.

In a very short time the house was surrounded by a throng of neighbors, but every one kept a respectable distance from the shouse for Turner stood in the doorway brandishing his revolver. Finally Deputy Sheriff Clare arrived and persuaded him to throw his weapon down, then rushed in and overpowered him. Turner was driven to the jail but as the carriage was leaving, Albian came rushing up with blood steraming from his leg and, calling his father everything he could United States Pension Commi Ware has made it a practice all his li to preserve his letters. In his office Topeka he has a great letter file, contain ing more than 25,000 letters of a private character and another file containing about as many of a business characte He has these letters indexed in such manner that he can turn instantly to a one of them by name, date or subject

The Shah of Persia, who is now visiting in Europe, will not travel on a railroad faster than eight or 10 miles an hour. large staff of detectives travel with imperial majesty. Another Oriental poten tate is also in Europe, being now in Par on his way to see the coronation of King Edward. He is the Maharajah of Jaipur, an Indian ruler, who travels with a suit comprising 20 dignitaries and 123 servants. The baggage of this party weighs about 50

in reality a very chamning girl, and has a bright future ahead of her, for she will ere long wed Ian Malcolm, a membe of parliament and a very wealthy man. Miss Langtry has been well treated since the day of her debut in fashionable society, and everybody wishes her happing. ness. She is, if anything, prettier than the 'Jersey Lily' when the Lily was at

Homesickness.

White Edition 1 to 1 long for the fresh, quiet country. The green fields, so peaceful and still: The cool mountain brook swiftly flowing Adown by the old moss-grown mill. I long for the hush of the forest, The sough of the wind through the pine, The scent of the sweet fern and hemlock The song of the woodthrush divine.

O, to lie on the soft, green mosses,
And gaze where the sun filters through
The leaves, which like laces are tangled
In emerald web 'gainst the blue.
O, to rest, just to rest, on the bosom
Of the life-giving earth, mother earth;
Till the turmoil within me is quiet.
And my soul finds relief in new birth.
—Townsend Allen, in New York Tribune.

HE PLAYED BURGLAR.

But He Did It Innocently and Did It Artistically as Well.

To the man whose shingle bears the in scription "Safe Expert" and whose little shop, not far from the great dry goods district, contains a full assortment of imple ments for the forcible opening of safes, the writer said, "Would you be well qualified to play the burglar?"

"Yes," said the little keen eyed man,

running his fingers through his scant hair reflectively. 'I once did play burglar. In fact, I played the star role in a safe cracking enterprise. I was the innocent mean by which a wholesale house was robbed of several thousand dollars which had been taken in too late in the day to b banked. "I was in bu iness then in another city I was sitting smoking at my shop door about 8 o'clock one evening when a messenger boy came with a note on the letter

pro perous looking man sat at a roll top desk, while two c'erks, perched on stools were working at some books.

" I am Mr. ---,' said the portly one, giving the name of the head of the firm. Something has gone wrong with the safe, and I want you to open it. The combination is 6 27-45, but something must have broken inside, for it won't open, and we have got to get some books cut of the safe

man had given me he explained that he had locked the safe when he went out to dinner and was unable to open it when he came

"It was o e of those 'alum' filled saf and I suspected rust had done it's work in-" Nothing to do but drill it open,

"Go ahead,' sain the portly one, 'and don't keep me here any longer than you can

worked away unsuspectingly. There was dead sil nce except when the man at the desk spoke to one or the other of the clerks about some account, and the tread of

policeman on that beat coul! be heard as he

passed the office. "I did not realize until afterward that I was working out of view of the passing policeman, for the safe was behind the bookkeeper's desk, but the shades were up bookkeepers could be plainly seen from the

and soon steel was biting steel, but the sound of the ratchet was drowned by the click of t'e typewriter, for the portly party began dictating to one of the clerks as soon at I began drilling the safe. When I thought it all over afterward, it occurred to me that this was to cover the sound of my

"In half an hour I had a hole in the front of the safe, and a little manipulation got the tumblers into place, and the door swurg

"Here you are, sir,' said I and the portly man came around to the safe. " 'Very neatly done,' he said. 'You'd make a good burglar.'

"But the sound of the ratchet would bring the "cops," 'said I. " 'True,' remarked the man, and draw ing out a roll of bills, he handed me \$ 0.

"Is that right?' he asked. " Quite right ' I replied. 'chall I come in the morning to fix the safe?' " 'No,' said he, 'I will have the makers

of the safe attend to it.'

"As I gathered up my tools the portly min directed one of the clerks to get out the books that were needed, and he went back to the desk.

"I trundled back to my shop, meeting the policeman at the corner; and while I was standing chatting with him the trio came out of the office.

"You can come down an hour later than usual in the morning,' said the portly man as he climbed into a hassom that had.

"WANTED—A good general servant."

AGENTS—Prespectus of our new b "Roberts, Kitchener and The Great War," by T. G. Marquis, now ready. complete history of Boer War published, sides exhaustive biographics of these great soldiers, and thrilling accounts of the Wars in which they have fought. For erick Hamilton, War correspondent of Globe, contributes a thrilling story personal observation. Big, handsome be Magnificent illustrations. Low retail. I gest commission. Gold watch premiu canvass. Going like whirlwind. Lins. Publishing Company, Toronto.

man as he climbed into a hansom that had rolled up to the office, and, shouting the name of a well known club to the driver, he pulled the doors to and was driven

Before noon the next day the policeman whom I had talked with and a detective came into my shop. "'That was a neat job you did last

night,' said the policeman "What?' I asked, the rature of the work I had done not yet dawning on me. " 'The looting of -- 's safe,' said the

"The portly ptrson who employed me to

policeman. 'Come along.'

open the safe was a well known burglar who had 'made up' to impersonate the head of the firm, and the two clerks were confederates, one of whom had got a place with the firm to get the lay of the land. "They had taken possession of the office after it was closed for the day, and, not daring to blow open the safe, because that would have made the police swoop down on them, they had boldly sent for me to 'do the job,' neatly pos-essed themselves of rearly \$4 00') that was in the safe and were across the Canadian border before the robbery was discovered when the office was opened the next day.

bery was discovered when the office was opened the next day.

"I told my story to the magistrate and was released on bonds to appear as a witness when the trio were caught.

"The papers called me "the innocent burglar," the name stuck to me and hurt my business, and the police fere rather attentive to me, so I came here some years ago."

—New York Times.

bears the Signatur Genuine Castoria alv of Chas. we gave her Castoria d, she cried for Castoria. When she When she

### MEN'S SUITS FOR SPRING 1902.

M. R. & A.'s Unrivalled, | M. R. & A.'s Unrivalled, Tweed, \$10 Suits for Men.

M. R. & A.'s Unrivalled, Cheviots, \$10 Suits for Men.

M. R. & A.'s Unrivalled, Worsted, \$10 Suits fo Men

come at once with my tools to the office of M. R. & A.'s Unrivalled Black, \$10 Suits for Men.

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Checked, \$10 Suits for Men.

M. R. & A.'s Unrivalled Striped,

\$10 Suits for Men.

M. R. & A.'s Unrivalled Fancy Mixed Worsted, \$10 Suits for Men.

M. R. & A.'s Unrivalled New Gray, \$10 Suits for Men.

M. R. & A.'s Unrivalled. Fancy Mixed Tweed, \$10 Suits for Men.

Gauzy Muslins For Summer Wear and Evening Dresses.

Satin Striped Organdy Muslin, with handsome floral printng. Colors: Pinks, Blues and Heliotrope, at 35c. yard.
Taped French Organdy Muslin with floral and shadow inting; all colors, at 30c. yard.
Irish Dimity Muslins. Colors: Blues, Pinks and Gray, at

at 30c. yard. Honiton Stripe Muslins. Colors; Pink, Blue, Green, Linen Color and Gray, at 15c. yard.
American Dimity Muslins, all new colorings, at 10c., 12c.,

14c. and 15c. yard. Batiste for Lining Muslins in Black, White, Light Blue,

English Cambric very pretty patterns and fast colors; 29, 31 and 33 inches wide, at 10c., 12c. and 14c. yard. SAMPLES OF THESE GOODS SENT BY MAIL.

Scotch Zephyrs For Waists and St.

Fine Scotch Zephyrs in Colors, Pink, Blue, Old 1 Linen Color and Gray; 28 to 32 inches wide, at 14c., 16c. Plain White Organdy Muslin; 40 inches wide, 25c

White Taped Organdy Muslin; 32 inches wide, 20c White Cord Dimity Muslins; 32 inches wide, 20c. and

White Muslin, open and cord stripes; 28 inches wide, 12c., 15c., 16c., 20c., 25c. yard. White Checked Muslins; 28 16c., 20c. yard. Black Grenadine Muslin, checked and striped; 25 inches wide, at 13c., 15c., 16c., 18c., 22c., 25c. and 28c. yard.

and the man at the roll top desk and the bookkeepers could be plainly seen from the 95 King Street.



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WANTED. We will have ready in a short time the complete and authentic story of the awful calamities caused on the islands of Martinique and St. Vincent by the volcanie cruption of St. Pelee and Soufriere, as told by eye-witnesses and edited by the well-known historian and traveler, J. Martin Miller. A large volume of over 500 pages, illustrated with half-tone and other engravings showing the scenes of devastation. Handsomely bound and stamped; cloth, \$1.50. Agents wanted to act at once. Best terms guaranteed. Outfit free on receipt of 10 cents to cover cost of postage and wrapping. Address R. A. H. Morrow, Publisher, 59 Garden street, St. John, N. B.

THE MARTINIQUE DISASTER. Dr. J. Collis Browne's Chlorodyne.

THE ILLUSTRATED LONDON NEWS, "If I were asked which single medicine I should prefer to take abroad with me, as likely to be most generally useful, to the exclusion of all others, I should say CHLO-RODYNE. I never travel without it, and its general applicability to the relief of a large number of simple allments forms its best recommendation." Sept. 28, 1895, says:

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Is a liquid medicine which assuages PAIN of EVERY KIND, affores a calm, refreshing sleep, WITHOUT HEADACHE, and invigorates the nervous system when exhausted. Dr. J. Collis Browne's Chlorodyne

Rapidly cuts short all attacks of Epilepsy Spasms, Colic, Palpitation, Hysteria.

IMPORTANT CAUTION — T
IMMENSE SALE of this REMEDY has given
rise to many UNSCRUPULOUS IMITATIONS.
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SOLE MANUFACTURER-J. T DAVENPORT, St. London W. C

Diarrhœa, Dysentery, Cholera, Coughs, Coc

Asthma, Bronchitis. | Dr. J. Collis Browne's Chlorodyne -DR. J. COLLIS BROWNE (late Army

Medical Staff) DISCOVERED & REMEDY, to denote which he coined the word CHLORO DYNE. Dr. Browne is the SOLE INVENT DYNE cannot possibly be discovered by and alysis (organic substances defying elimina-tion) and since his formula has never been published, it is evident that any statement to the effect that a compound is identical with Dr. Browne's Chlorodyne must be false. This caution is necessary, as many per-sons deceive purchasers by false representa-

Dr. J. Collis Browne's Chlorodyne -Vice Chancellor SIR W. PAGE WOOD, state BROWNE was undoubtedly the INVENTOR of CHLORODYNE, that the whole story of the defendant Fretman was deliberately un-true, and he regretted to say that it had been sworn to.—See The Times, July 18, 1894.

Dr. J. Collis Browne's Chlorodyne Is the TRUE PALLIATIVE in No Gout, Cancer, Toothache, Rheumatis

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Sugar Cured, Fine Flavor. Mess Pork, Plate Beef, Butter Tubs, Baskets. One car Granulated Sugar landing; price low.

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# MOTHER NEAR GRAND FALLS THROWS HER CHILD INTO THE RIVER; THEN SUICIDES.

Mrs. Cyr, a Young Widow, Demented Because of Her Circumstances, Takes the Life of Her Daughter; Then Her Own-Failed to Throw Her Son Into the Water.

Grand Falls, June 13 .- A sad case of suicide and murder occurred yesterday aiternoon. Mrs. Dennis Cyr, a young widow in destitute circumstances residing a few miles above Grand Falls, whose husband died a short time ago, took her two children, a little girl, aged five, and a little boy seven years old, for a walk yesterday afternoon. Approaching the bank of the St. John the distracted mother took the little girl in her arms and flung her as far in the river as her strength allowed. Holding the little boy by the hand, she attempted to raise him in her arms for a similar purpose, but the boy, alarmed at the awful rate of his little sister, struggled and freed himself and ran crying towards his now desolate home. The demented mother than flung herself into the rushing river and her body after floating a few minutes on the surface, was engulfed by the water. The body of the child was recovered this morning, but the body of the unfortunate woman has not yet been found. Neighbors state that the poor woman had been despondent lately on account of her destitute circumstances. When married her father-in-law gave her husband a house and lot of land, but after his son's death her father-in-law recently re-possessed himself of the same. Despairing of her ability to continue the hard struggle for existence alone and unfriended, she sought surcease of sorrow in the now turbulent waters of the Sta John. The fact that she first caused the death of her child is of itself ample evidence of her diseased mind.

bestowed upon so young a man as the Duke of Marlborough, Consuelo Vander

Aged 92, "Father" Galloux, as he

Lady Pauncefote, through the press, has thanked the American people for their great tribute of esteem and affection to the late Lord Pauncefote and the wor derful wave of sympathy extended to her

been elected chief of the Seminole tribe in the Indian Territory, defeating John F. Brown, a half breed. The election may

James Haworth, aged 81 years, intends to pull the bell rope in St. Paul's cathedral on Coronation day. He rang the bells for the death of William IV, for the ac-

While a Dunkirk steam trawler was sinking off Iceland. August Calcoon, a Belgian, refused to risk his comrades' lives by stepping into the already overlader boat in which they were being transferred to a fishing smack. Before the skiff could return to rescue him Calcoon went down

negro educator, declines to go on the lecture platform, though he has received several offers of \$1,000 a week to do s He does not think he could fill such engagement and do justice to his Tuskeg school at the same time. Mr. Washingt also refuses to talk politics, saying he already furnished the newspapers wit

"When in London not long ago, I saw Miss Jeanne Langtry," said a New Yorker who returned recently from Europe. "She

I am sick, soul sick of the city,
I am tired of the noisy street:
The din of the cling clanging car bells,
The endless tramp, tramping of feet;
I am tired of the strain and worry.
The push and the struggle and strife;
The scramble for loaves and for fishes,
While starving for true bread of life.

FOR SALE.

WANTED—A second-class teacher; ca each both French and English, for schot listrict No. 7, Parish of Drummond, o obique Road. Apply, stating salary—sen ecommendations—to Joseph N. Desjardins scretary of trustees, Price Burg, P. O., Vicinia county (N.B.)

FARM FOR SALE—The subscriber offer for sale his very desirable farm contains 120 acres situated on the post road in the county of Annapolis (N. S.), four miles we of Granville Ferry; 20 acres under good cutivation, 75 acres of wood land and a good pasture, 175 apple trees in good condition farm cuts 20 tons of hay and good comfort able buildings consisting of house, one bar and other outbuildings. Reason for selling is old age and unable to work. Apply owrite to Wm. Barry, Lower Granville, Annapolis Co., N. S. 11 STABLE BUSINESS FOR SALE-Hack

MONEY TO LOAN on city, twn, village ir country property in amounts to sait as ow rate of interest. H. H. Pickett, solicitor, Princess street. St. John. 3-13-dw. NOTICE.

MONEY TO LOAN.

oard without any just cause, or pro ion, I do hereby forbid any person or ALTON B. RICHARDSON,