

43RD YEAR

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**THAW'S FIGHT
FOR LIFE IS ON****New York Believes "Unwritten Law" Will Be Defense.****TO AID IN SELECTING JURY****Women Spectators May Be Barred From Courtroom—Great Preparations to Report the Trial.**

New York, Jan. 23.—The trial of Harry K. Thaw for killing Stanford White will begin today before Justice Fitzgerald in the criminal branch of the supreme court. Two talesmen have been summoned, and it is expected that it will take at least a week to fill the jury box.

The selection of the jury will be one of the important features of the case, and during the examination of the talesmen it is expected that the line of defense will in a measure be indicated. Criminal lawyers generally have taken an interest in the case, and it is their opinion that the "unwritten law" and emotional insanity will play a large part in the efforts of Thaw's lawyers. This being so, it is expected that Thaw's counsel will endeavor to obtain only such jurors as would be influenced by the plea indicated.

Thaw may elect jury. Thaw is said to have been studying up criminal trials during the last few days. It is understood that he intends to take an active part in the selection of a jury. Thaw will be seated beside his counsel, at the head of which will be Mr. Harridge. Mr. Demas, the California lawyer, will play an important part later in Thaw's defense. On the prosecution's side there will be District Attorney Jerome and Assistant District Attorney Garvan. The latter will attend mostly to the selection of the jury, while Mr. Jerome will cross-examine the defendant's witnesses, and conduct the direct examination of most of the people's witnesses.

Of Thaw's family there will be in court his mother, his wife, his two sisters—Mrs. Carnegie and a Countess of Yarmouth—and his brother Edward. The Thaws will occupy seats directly behind the defendant. This was arranged yesterday.

Women May Be Barred. There will be no room for outsiders, certainly not while the jury is being selected. It has been suggested that women be not allowed into the courtroom at all, except the women of the Thaw family, and those that are on duty for the newspapers.

Great preparations have been made to report the trial. One company has strung wires into the courtroom, and a telegraph office has been erected temporarily on the main floor. Many out-of-town newspapers will have reporters present, and even London and Paris are expected to send correspondents, so widespread is the interest in the remarkable tragedy.

Scenes of Disorder. Scenes approaching absolute disorder, attended the opening of the trial of Harry K. Thaw, in this city, on the charge of murdering Stanford White. Most of the clashes were between reporters and correspondents and the police. Of the newspapermen there were perhaps 200, and the police force was perhaps 50. Great squads of bluecoats were commanded by police inspectors. Only about 50 newspaper writers were admitted, the remainder of the space in the courtroom being reserved for the 200 talesmen summoned on the special jury panel. When the newspapermen had been disposed of, there seemed to be more policemen than any others in the neighborhood of the big building. The public had been warned in advance not to attempt to get into the courtroom, and few appeared.

The quarrels with the police, which had filled the hour preceding the trial, were quickly forgotten at 10 o'clock, when William Thaw, of Pittsburgh, the mother of the young defendant, appeared in the courtroom. She was dressed in her customary black and was veiled.

Following her came the Countess of Yarmouth and Mrs. George Lauder Carnegie, her daughters. Mrs. Evelyn Nesbit Thaw, wife of Harry, came next, and was closely followed by May MacKenzie, the actress, to whose home Evelyn Thaw fled the night of the tragedy on the Madison Square Roof Garden, June 25 last. The party of relatives was completed by Edward Thaw, Harry's brother, and George Carnegie, his brother-in-law.

Thaw to the Bar. When the rollcall had been completed, Mr. Jerome moved that the trial proceed. Justice Fitzgerald admonished the throng in the courtroom that absolute order be maintained throughout the hearing.

"Harry K. Thaw to the bar," shouted the clerk, and there was a hush of expectancy. The prisoner appeared almost instantly from the jury room. He walked somewhat nervously at first, but when he caught sight of his mother and wife, and the other members of his family, his somewhat solemn face lighted into a smile. He bowed graciously as he passed to his seat beside his counsel.

Thaw wore a dark blue suit and carried a plaid ultra overcoat on his arm. It was rather chilly in the courtroom, and Thaw threw the coat about his shoulders. Without further ado, the task of selecting a jury was begun.

**Coldest Night of Winter
Mercury Down to 10 Below**

My, what a dip. The mercury almost slipped through the bottom of the bulb last night. For the first time this winter it dropped below zero. Through the night the lowest registration was 10 below, and this morning at 8 o'clock the weather man was holding his own. But in the crisp, bright sunshine of the morning the people of London did not appear to feel the cold. Ten degrees above zero on a damp day is worse than 10 below when the weather is hard and dry. Nevertheless, there was not a little plumbing put out of business last night.

People who have been in the habit of allowing faucets to run to keep them from freezing are afraid to take a chance now for fear the inspector will call around and cut off the supply. Consequently, many outside hydrants were split by the frost last night. The fall of snow has provided light sleighing in some quarters, and the merry jingle of the sleighbells is now heard on the fashionable avenues.

**SEVEN MEMBERS OF A METCALFE
FAMILY DOWN WITH SMALLPOX****Disease Also Makes Its Appearance in Home of Mount Brydges Postmaster.**

Smallpox in this district appears to be spreading, in spite of the efforts of the health authorities to check it. A dispatch from Strathroy announces that there are seven cases of smallpox in the home of Mr. Duncan McAlpine, of the township of Metcalfe, near Walker's postoffice.

So far the authorities are at a loss to account for the outbreak, as none of the family had been in the smallpox district. Dr. Elliott has quarantined the house, and has taken every necessary precaution.

Yesterday another case of smallpox in this section was reported. It is in Mount Brydges, in the home of Mr. H. A. Bartlett, the postmaster there.

About a month ago Mr. Bartlett's cousin, Mr. Wm. Lockford, came to visit him from Moosejaw. He was only at Mr. Bartlett's a week or so when he took ill.

Smallpox was not suspected for some days, when the family physician called in Medical Health Officer Hutchinson, of London, who is an expert on such diseases.

Dr. Hutchinson pronounced it to be a mild case of smallpox, and the patient was at once placed in quarantine.

Dr. Hutchinson reports that the young girl in the local isolation hospital is improving rapidly.

**CITY READY TO
MAINTAIN SCHOOL?****Location of Hygienic Institute in London Said to Depend on That Point.**

Is the city of London ready to agree to pay the cost of maintenance for all time of a hygienic institute? It was said at the city hall today that upon this question depends whether London shall get the institution. The Government, it was declared, thinks that if it establishes the school, the city might maintain it.

Several of the aldermen think not. They are of the opinion that the people might be induced to vote a sum sufficient to provide a site for the institute, but that they would not be willing to go further.

All are ready to admit that the hygienic institute would place London on a high plane from a medical education standpoint, and that this city would be the western mecca of medical men in search of higher knowledge. But the aldermen fear the shoudering of an annual expenditure of \$15,000 or \$20,000 at any time to come.

It has also been pointed out that the moment the institute was established here, there would be a great influx of patients from all over the western peninsula to local hospitals, and the already overcrowded Victoria Hospital would have to have its capacity doubled.

Though it is not known to many Londoners, Victoria Hospital is at all times crowded to the doors, and it is not infrequently the case that patients are kept waiting for weeks for a room. If the city builds an isolation hospital, the rooms now occupied by contagious patients will be turned over for other patients, and some of the congestion will be removed, but this extra accommodation will be scarcely adequate, it is said, if the hygienic institute comes to London, and doctors from outside send their patients here in large numbers.

The whole matter is likely to come before the council shortly, when more light will be thrown on the Government's attitude on the question.

SUING FOR \$10,000. Ottawa, Jan. 23.—The widow of Cornelius O'Leary, C. P. R. conductor, who was killed on his way to church last summer, is suing the street railway company for \$10,000 damages. The case is in the high courts.

TWENTY BELOW. Williamsport, Pa., Jan. 23.—Central Pennsylvania is in the grip of the first real cold weather of the winter. The temperature was about 20 degrees below zero at Nordmont, Sullivan County, at daybreak today, and at Eaglesmere it was 16 below. In this valley the temperature varied from 3 to 8 degrees below zero.

**TORONTO COUNCIL
BADLY BUMPED****The Railway Board Orders Cars Back to Routes Favored by the Company.**

[Special to The Advertiser.]

Toronto, Jan. 23.—The city council— which tied up the street car service yesterday by using police to force cars on routes desired by the city engineer, and opposed by General Manager Fleming—was thrown down hard by the Ontario railway and municipal commission this morning, when an order was issued that the services affected be restored as they were before the city interference.

General Manager Fleming agreed to get the cars back on the routes affected in five minutes. The city is restrained from any further interference, pending the settlement in the courts of the question of jurisdiction concerning routes. Public sentiment is not entirely with the council, as their precipitate action was taken in defiance of Corporation Counsel Fullerton's advice. Mr. Fullerton may resign over the question.

**FORMER GLENCOE MAN
DIES IN THE STREET**

J. C. McRae, Journalist and Teacher, Dies Suddenly at Detroit.

Detroit, Mich., Jan. 23.—John C. McRae, who was found on the street on Monday night and died in the ambulance on the way to St. Mary's Hospital, was born in Glencoe, Ontario. He was formerly employed as a reporter on the Toronto Globe, and also taught school. He had been afflicted with heart disease for some years. Four sisters survive. The body will be taken to Glencoe today for interment.

**CRY FOR ASSISTANCE
FROM THE STARVING**

Missionaries in China Cable That a Million and a Quarter Face Famine.

New York, Jan. 23.—The American Bible Association has received the following cable from its agent in China: "Notify all boards that the Shanghai Missionary Association, 274 members, urges an appeal for famine relief through all churches. A million and a quarter are starving. Many deaths already, though five months' suffering has only begun. General relief committee representing all interests in this part of the east unite in placing work of relief entirely in responsible hands of missionaries. This is the opportunity of the century to impress China."

Representatives of missionary bodies met in New York yesterday, in response to this cablegram, and it was by them unanimously recommended that churches, societies and individuals be urged to contribute liberally and promptly.

LOBO'S VOTE ON OPTION

Majority Was Secured for Bylaw, But Not Required 60 Per Cent.

The following are the returns of the local option vote in Lobo Township: Wards: 1 2 3 4 5

For 81 65 78 60-345
Against 42 76 43 57 60-273

Against, by a majority of 67 for the bylaw, the bylaw is carried. A total of 373 votes was necessary under the 60 per cent clause. Local option was repealed in Lobo a few years ago by thirteen majority. The present vote shows a substantial gain for temperance. There are two licensed hotels in the township—one in ward 1 and the other in ward 2. The figures would indicate that ward 2 is satisfied with its present position, while ward 1 gave a decided vote again the bar.

FINE FOR TUFTS.

Boston, Mass., Jan. 23.—Through the recent death of the last child of the late John Frye, a produce merchant, Tufts College comes into a bequest of \$200,000.

**WANT NO LEVEL CROSSINGS WEST
OF WELLINGTON STREET, THEY SAY****Members of Railway Committee Think They Can Be Overcome—Closing of William St.**

Despite the fact that negotiations looking to the elevation of the company's lines in London are not likely to be reopened with the Grand Trunk Railway for some weeks, city hall circles are discussing the proposed work daily.

The mayor and aldermen appear willing to take the matter up again in a business spirit, and Chairman Booth, of the railway committee, is of opinion that the tracks will be elevated this year.

In addition to the sticking point encountered last year in regard to the liability clause, it is expected that there will be trouble over the matter of level tracks.

It is known that several members of the railway committee are of opinion that under no circumstances should there be any level tracks west of Wellington street. They say that while it is only natural that the company should seek to protect its business by providing sidings to deliver goods to and take shipments from those merchants and others located on the company's lines west of Wellington street, there is no good reason why these business men should not be served by an overhead instead of a level track.

It merely means, it was argued today, that shippers, instead of having a platform on the ground floor, will have to have the platform elevated sufficiently to meet the height of cars on the elevated lines.

The old trouble about the closing of William street is also being revived. There still appears to be a doubt in the minds of the people of that neighborhood that the tracks cannot be elevated clear through to Rectory street, despite the statements of competent engineers, one of whom, the late Engineer Jennings, was specially employed by the city, to the effect that it is a physical impossibility. Though it is difficult to make the people believe it, the elevation of Adelaide street is about the same as the elevation of the company's lines on the new level at the city bridge. And if the elevation was carried further east than William street, it would mean that there would be a raise in the tracks from William street to whatever point east of Rectory or Egerton streets was decided to drop down to the true level again.

It was said today that the people of William street will, nevertheless, petition the council to refuse to close the street, when the negotiations are reopened. And the company says that even less the street is closed to vehicular traffic, the city and the company may as well not negotiate.

It is hinted that on all other points, the city included, the city and the company included, the city and the Grand Trunk will find no difficulty in getting down to terms.

PERTH'S NEW WARDEN.

Stratford, Jan. 23.—John A. Hacking, of Listowel, was this morning elected warden of the county of Perth.

**SWETTENHAM EXPLAINS INCIDENT;
WILL BE PUT INTO A BLUE BOOK**

London, Jan. 23.—The Government here has heard from Governor Swettenham concerning the incident involving the withdrawal of the American warships from Kingston. Absolute secrecy is maintained at the colonial office, but the fact was elicited that during the night a good many telegrams were received from Swettenham, some of which deal with the incident. These, it is understood, confirm the main features of the affair as already published.

It is not the present intention of the colonial office to make the telegrams public, the official view being that it is a personal affair between a Government department and an official, which is properly adjustable between them, and the authorities incline to the view that general interests will best be served by having the replies appear in a blue book at some distant period; in the meantime being dealt with through the usual diplomatic channels, for intercourse between power and power.

THE WEATHER.

TOMORROW—MILDER.
Toronto, Jan. 22-4 p.m. The weather has become much milder today in Alberta. Elsewhere in Canada it has been for the most part very cold. Minimum and maximum temperatures: Ottawa, 34 below-26 below; Atlin, 20 below-20 below; Victoria, 42-38; Edmonton, 2-38; Prince Albert, 24 below-2; Winnipeg, 38 below-12 below; Pelly Sound, 4 below-6; Toronto, 2-16; Ottawa, 12 below-4; Montreal, 8 below-2 below; Quebec, 16 below-2; St. John, 4 below-16; Halifax, 6-16.

FORECASTS.
Wednesday, Jan. 23-8 a.m. Today—Fine and very cold. Thursday—A little higher temperature, with light local snow. Detroit, Jan. 22.—Lower Michigan: Wednesday—Fair. Thursday—Partly cloudy and warmer; light to fresh north to east winds.

TEMPERATURES.
Stations. 6 a.m. Min. Weather.
Calgary 25 22 Clear
Winnipeg 4 -12 Cloudy
Port Arthur 24 -26 Clear
Toronto 8 -8 Clear
Ottawa 12 -16 Fair
Montreal 10 -10 Clear
Quebec 8 -8 Fair
Father Point 2 -10 Snow

The sign indicates below zero.

WEATHER NOTES.
The cold wave is now centered over Ontario. Quebec, where the thermometer at the local observatory for the 24 hours ended at 8 p.m. Tuesday were: Highest, 13°; lowest, 7° above zero.

LOCAL TEMPERATURES.
The highest and lowest readings of the thermometer at the local observatory for the 24 hours ended at 8 p.m. Tuesday were: Highest, 13°; lowest, 7° above zero.

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**AMMUNITION AFIRE
IN SOUTHERN CITY****Three Hundred Dollar Conflagration in the Heart of Richmond, Virginia.**

Richmond, Va., Jan. 23.—The Williams Building, located in the retail business section, was burned early today, estimated loss, \$300,000. Insurance unknown. For a time the fire assumed threatening proportions, and it was feared much valuable property would be destroyed. The flames, however, were confined to the building in which they started.

The principal losers are the Surburg Tobacco Company, Adams Express Company, and the Richmond Light Infantry Blues, whose armory was located in the building. The Blues lost their entire outfit and a visit to the visit to the Jamestown Exposition, which had been planned, will have to be abandoned. The fire was a spectacular one and attracted great crowds. The explosion of 50,000 rounds of ammunition, stored in the armories, made the work of fighting the flames dangerous. Captain Kaake, of truck company No. 2, was seriously injured by falling walls.

**TWENTY MEN PERISH
IN MINE EXPLOSION**

An Appalling Accident Reported From Primero, Colorado.

Trinidad, Colorado, Jan. 23.—Twenty miners are reported killed in an explosion at the Colorado Fuel and Iron Company's mine at Primero. The explosion occurred today in the main entry, and is supposed to have been caused by a windy shot.

CONSERVATIVE SCANDAL

Vancouver, B. C., Jan. 22.—A big Conservative scandal has been unearthed. It is charged that a leading member of the party received \$30,000 in shares from a syndicate in return for favors done by the department of land and works. The McBride cabinet, it is alleged, knew of it six months ago, but took no action.

**ROBBERS TORTURE
WEALTHY HERMIT**

His Fingers and Toes Amputated and Finally Murdered With a Hatchet.

Euclair, Mich., Jan. 23.—The body of Daniel Heaton, a wealthy hermit, was found yesterday frozen in his own blood in a small hut near the house where he had been living alone. There were evidences that the old man had been tortured to make him reveal the hiding place of his money. Amputated fingers and toes lay scattered about, and the appearance of a heavy rope and of a beam over which it hung, coupled with marks on the victim's neck indicated that he had been strung up to the rafters for a time. Apparently a blow in the head with a hatchet had finally ended his sufferings. It is thought that the murderers secured the booty they sought, as no money was found.

**GUARDING WATER
SUPPLY CLOSELY**

The Inspectors Making House to House Inspection to Prevent Waste.

Inspectors Platt and Platt, of the waterworks department, acting under instructions from the commission, are taking strict measures to husband the water supply of London.

A house-to-house inspection is being made, and woe to those who waste the Springbank aqua pura. The inspectors meet with some peculiar experiences.

Inspector Platt the other day located a house where the supply was cut off and the tenant was getting water from next door.

The landlord was notified, but he said he would see the tenant's tongue a yard before he would have the water turned on.

"They owe me three months' rent now," the landlord said. "I'm applying the drought means to drive them out."

In many places people are found with pumps in their yards, but they let the water next door. And in most instances the pump is found to have been out of commission for some months.

Not infrequently people who pay water rates are found with two or three horses on their premises. Needless to say, in the future they will be looked after.

STEAMERS ARRIVED.
Reported at. From.
Mongolian St. John, Nfld. Glasgow
Minnetonka London New York
Petersburg Lihau New York
Canopic New York Boston
Itella Lehigh New York
Turcanian Bristol Portland

HOT AFTER RAISULI.

Tangier, Jan. 23.—War Minister Gabbas is concentrating men, munitions and friendly tribes at Zienat, announcing that he intends to make a move to capture Raisuli before the departure of the French and Spanish squadrons from Moroccan waters.

A NEW PORT.

Brussels, Jan. 23.—It was officially announced today that the Port of Zeebrugge would be opened to commerce July 1, with appropriate fetes. Zeebrugge is the harbor of the new Bruges-Hoyst Canal, which will be available for sea-going ships of the largest size, and cost about \$5,000,000.

**SEC. ROOT GIVEN
BIG RECEPTION****Great Crowd at Ottawa Hears Canada's Guest Speak.****SIDESTEPS IMPORTANT TOPICS****Dwells on the Splendid Friendship Between the United States and Canada.**

Ottawa, Jan. 22.—A sincere friend of Canada is the Hon. Elihu Root, and every word of his address to the Canadian Club of Ottawa at the Russell House today breathed appreciation of this country's great progress and wonderful possibilities, and desire for a lasting peace between the two peoples. The Secretary of State from Washington prefaced his speech by reading a cablegram from the governor of Jamaica, returning thanks for the practical aid given to the people of the island by Admiral Davis and by the United States squadron. The audience, which confronted Mr. Root, consisted for the most part of men high in political, professional and commercial circles. In addition to Earl Grey and Sir Wilfrid Laurier, six cabinet ministers were present—Messrs. Patterson, Fielding, Aylesworth, Emmerson, Fisher and Sir Frederick Borden. The speakers of both Houses, Hon. R. F. Sutherland, and Hon. Raoul Dandurand, the leader of the Opposition, Mr. R. L. Borden, and Hon. Richard Harcourt, were also among the guests. When the distinguished visitor arose there was a remarkable demonstration. The hall echoed with three hearty cheers and a tiger, followed by the singing of "He's a Jolly Good Fellow."

Mr. Root was the recipient of an enthusiastic ovation as he arose to respond to the toast of his health, proposed by the president of the club, Sir Wilfrid Laurier, rising first and leading in the cheers. He said:

"Mr. Chairman, Your Excellency, Sir Wilfrid, Gentlemen of the Canadian Club of Ottawa: "I thank you for your cordial and most friendly greeting. I beg you to believe that I am deeply sensible of the honor conferred upon me by the presence at this luncheon table of the Governor-General and the Premier of Canada." (Applause.)

"Another kindly greeting has been received by me since I took my seat at the table from a gentleman who, for reasons which you will readily appreciate, was unable to be present. I will take the liberty of reading it to you. It is a telegraphic dispatch, dated Jamaica, Jan. 20, received in Washington yesterday, and repeated to me: "To Hon. Elihu Root, Secretary of State: "Jamaica profoundly grateful for your excellency for expression of sympathy and for the very practical aid so kindly given by Admiral Davis and the entire particular service squadron of the United States navy."

"(Signed) "GOVERNOR SWETTENHAM." (Loud applause.)

Feels at Home. "I do not feel at all a stranger here, partly, perhaps, because in your climate blood has to be thicker than water— (laughter and applause)—partly because in your atmosphere every one born and bred under the stars of England and under the principles of justice and liberty that the English-speaking race has carried the world over wherever it has gone, must breathe freely in Canada." (Applause.)

"It is 100 years since I paid my first visit to Canada. At brief intervals during all that period I have been returning, sometimes to one part of the Dominion and sometimes to another, but always keeping in touch with the course of your development, and with the trend of your opinion and spirit. During that time what wonderful things we have seen. We have seen the feeble, ill-compacted, separate, independent colonies growing into a great and vigorous nation. We have seen the two branches of the Canadian people—the English-speaking and the French-speaking—putting behind the old rivalries and steadily approaching each other in tightening bonds of sympathy and national fellowship—(applause)—a happy augury for the continuance of that 'entente cordiale' which the great nations of the world are making other side of the Atlantic is making for the peace of the world. (Applause.)

A Race of Builders. "We have seen, not merely growth in population and in wealth, but we have seen here great examples of that constructive power, examples of a great race of builders which have made and are making and are to make the western world unexampled in the history of mankind. The spirit of the Norse Vikings, the spirit of the great navigators, of Columbus, of Vasco de Gama, of Prester John and of Drake and Froisher, the spirit of the Spanish conquistadors, the spirit of the men of power and might who have been the great influence of the world, has found its development in this western hemisphere, in the great builders and within ourselves we have seen in Canada one of the greatest of all the groups of the great building men of constructive power and energy. (Applause.)

"We have seen and are seeing now the growth of that historic sense, the growth among the people of that appreciation of the great examples of their own past, which is so essential to the making of a nation, and as you are drawing away through the course of successive generations from that past, the great figures of the makers of Canada loom more and still more lofty. The courage, the fortitude, the heroism, the self-devotion of those of (Continued on Page Three.)