

## The Evening Times.



VOL. V. No. 291

ST. JOHN, N. B., WEDNESDAY, SEPTEMBER 15, 1909

EIGHT PAGES—ONE CENT

BOLIVIA  
AND PERU  
MAKE TERMSBoundary Dispute Settled and  
War Averted — Countries  
Make Exchange of Territory  
—Does Not Molest Republic

Rio Janeiro, Sept. 15.—The Journal of Commerce in its issue yesterday said that telegrams from the Pacific coast announced that an agreement between the governments of Peru and Bolivia on the recent boundary dispute which at one time threatened to plunge these states into war, had been, or was on the point of being signed. The basis of the understanding in this dispute is the decision handed down by President Alcora of Argentina on July 9 last, and this decision is by the terms of the new agreement, recognized by Bolivia.

According to the Journal of Commerce, Peru surrenders to Bolivia a very small extent of territory lying between the Madre de Dios River and the Acre, traversed by the river Tahuamanu and Boyasano, which together form the river Orton, an affluent of the Beni River.

This territory, with an area of about 6,000 square kilometers, was discovered and colonized by Bolivians, who today are in possession of numerous prosperous industries there. Peru gets possession of all the upper course of Madre de Dios from its headwaters to the confluence with the Beni River.

"Such slight modification as the foregoing from the decision reached by the arbitrator," says the Journal of Commerce, "in no way molests the Argentine Republic. The work of an arbitrator terminates when he has delivered his finding, and Argentina has no objection to a generous relinquishment of territory on the part of Peru, an act undertaken to assure friendly relations between Peru and Bolivia."

"Conciliatory arrangements deserve the approbation of all who desire peace and concord in South America, and we are rejoiced that the Argentine is sincerely desirous of seeing a policy of peace carried out."

"Public opinion in Brazil," says the Journal of Commerce, "is sincerely desirous that Peru, in the interest of peace and concord, show herself friendly to Bolivia, her neighbor and former ally, and concede the little she asks. Such a step would mean no important sacrifice to Peru nor would it show any lack of courtesy to the Argentine."

"The essential thing for South America is that the present complications and difficulties be done away with as soon as possible. It is today impossible to forecast the dangerous consequences of a continuance of the recent situation. The present difficulty once composed, the road will be opened for a reconciliation between Argentina and Bolivia, which it is to be hoped other nations will also follow."

INVESTIGATING  
DEATH OF WOMANHusband Finds Her Unconscious  
With Bruise Under Ear—  
Funeral Delayed.

Milford, N. H., Sept. 15.—The authorities of Milford and Mount Vernon, a village near here, are investigating the death of Mrs. Mary Jane Dalton Boutwell, wife of Harry Boutwell of Mount Vernon. By order of the town officials, the funeral, which was to have been held today from the rooms of a Milford undertaker, was deferred to enable the medical referee to examine the body.

Mrs. Boutwell was found in bed in an unconscious condition last Saturday night, by her husband. There was a long black bruise under the woman's ear, extending down the neck. Investigating further, Boutwell found part of his wife's set of false teeth outside the house near the door.

An amateur physician was called, but nothing could be done to save the woman's life. At the time the town officials understood that death was due to natural causes.

Yesterday Constable John Follansbee, of Mount Vernon, who had been informed of the discolored area on the neck of Mrs. Boutwell began an investigation. He came here and consulted chief of police James W. Ryan, of Milford. Chief Ryan decided to refuse to permit the funeral today.

Mr. Clark was a member of the Flood & Conkling Varnish Co. He requested that his brother, Dr. A. M. Clark, of Youngstown, Ohio, be notified of his death.

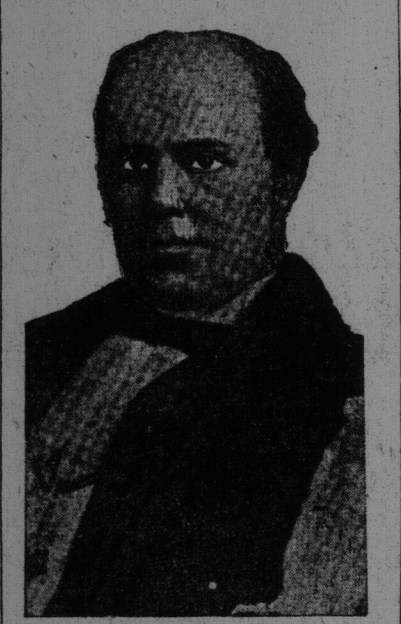
BUSINESS AND HEALTH GONE;  
CLARK PUTS END TO LIFE

New York, Sept. 15.—After writing a note to the coroner stating that he had drunk cyanide of potassium because of business failure and failure of health, David Clark committed suicide in the Prince George Hotel in East 27th street today.

Mr. Clark was a member of the Flood & Conkling Varnish Co. He requested that his brother, Dr. A. M. Clark, of Youngstown, Ohio, be notified of his death.

CANADIAN  
BISHOP  
FOR JAPANRev. Arthur Lea to be Con-  
secrated by Archbishop of  
Canterbury in November—  
Only 36 Years Old.

Toronto, Sept. 15. (Special)—Rev. Arthur Lea, son of Joseph Lea of this city, is to be consecrated Bishop of Japan, by the Archbishop of Canterbury in Westminster.



Archbishop of Canterbury

Abhey on November 30th. Rev. Mr. Lea has been a missionary in Japan for the past twelve years. He is thirty-six years old, and a graduate of the University of Toronto and Wycliffe College.

Corwall, Ont., Sept. 15. (Special)—Richelieu and Ontario Company's steamer Rapids King is disabled at Cotau Landing. Soon after the vessel left Orono yesterday her steering gear became disabled and she had to be towed back into the St. Lawrence Canal by a tug. About three hundred passengers were on board and will be taken into Montreal by a special train over the Grand Trunk.

NEW CHAMPION  
WOMAN SWIMMEREighteen-Year-Old Brooklyn Girl  
Wrests Title From Miss Golding.

New York, Sept. 15.—The annual Coney Island swimming race for the women's championship of the world and a \$500 gold medal, was won last night by Miss Ethel Byington, an 18 year old Brooklyn girl, who swam the distance of 210 yards, in three minutes 44.5 seconds.

She finished less than a yard ahead of Miss Elaine Golding, another Brooklyn girl, who has held the title for the past five years. Mrs. Helen Laessle of Cleveland, who won the King Edward medal for the championship of England last year, finished in fourth place.

OVERDUE SCHOONER  
REACHES PORT

Russian top-sail schooner Lembit arrived at port this morning from Middleboro, N. B., with a cargo of salt. The vessel was 64 days on the passage. Captain Wells reports a head wind and calm weather all the way across the Atlantic. Otherwise the passage was uneventful.

The Lembit is of peculiar rig, and very few of her kind ever come to this port. She will discharge her cargo at Walker's Wharf.

DROWNED TRYING  
TO SAVE GIRLS

Ocean Park, Cal., Sept. 15.—While trying to rescue two young women who had fallen off a diving raft just beyond the breaker line, Charles W. Cleary, an attorney, was drowned. The girls were saved.

Cleary had practised in Los Angeles since his graduation from Georgetown University a short time ago.

TIMES SPECIALS  
IN SHORT METRE

Quebec, Sept. 15. (Special)—The body of a new born infant was found at St. Marie, Beauce, on a veranda yesterday. The circumstances point to murder.

Toronto, Sept. 15. (Special)—Fire yesterday destroyed the stables of Heary & Co., Grand Trunk carriage agents.

Toronto, Sept. 15. (Special)—The Ontario government has decided to start work of rebuilding the parliament buildings and will make the whole structure fire proof.

McDUGAL CASE AGAIN IS  
MARKED BY BATTLE OF LAWYERS  
Sharp Passages Over Evidence and Methods of  
Examination of Witnesses—The Kay Cartoon  
Occupies a Good Deal of Time—Mirisses,  
Called From Jail, Appears With Beard.Sharp Passages Over Evidence and Methods of  
Examination of Witnesses—The Kay Cartoon  
Occupies a Good Deal of Time—Mirisses,  
Called From Jail, Appears With Beard.

The trial of C. Bruce McDougall, on a charge of publishing a defamatory libel in Free Speech, resumed in the circuit court today. His Honor, Mr. Justice White presiding. The attendance was large again this morning, showing that interest in the case is still keen.

Express Agent Testifies  
The first witness was Ambrose H. New, manager of the Dominion Express Company, Montreal. He recognized an order made out in June as having been paid by him.

He produced a press copy of the original order and a copy of the original. He could not say whether he paid any of the money or not, but he would not pay them unless endorsed by C. B. McDougall.

The orders were offered as evidence, but it was found that they had already been admitted in Cameron's evidence.

The witness testified to sending to the Union Paper and News Depot, St. John, N. B., at different weekly periods, several packages of newspapers. C. B. McDougall was the shipper in every case but one. The witness did not know of a person called W. C. Loggie.

The witness was asked by Mr. Baxter whether or not he had seen a cut in Free Speech, produced in court, referring to Magistrate Kay.

"Do you know whom it is intended to represent?"

Mr. Ritchie—"I object." Objection overruled.

Witness—"I think it is intended to represent Magistrate Kay. The picture resembles his features."

The witness said that he would take no meaning but ridicule from the words accompanying the cut.

Mr. Baxter—"Mr. Baxter, I am surprised at you making suggestions to the witness."

Mr. Baxter—"Do you find any suggestion as to further meaning regarding 'air spaces' in Magistrate Kay's head?"

Both counsel for the defence objected. To Mr. Mellish the witness said he had heard the name of W. C. Loggie mentioned as editor and publisher of Free Speech.

Mr. Hazen objected to Mr. Mellish questioning the witness as to general public opinion regarding the competency of Magistrate Kay and was told that the inference would be that his thoughts were centered on his stomach.

Detective Lucas Called  
Frederick Lucas, night detective of St. John, next gave evidence, and testified that he was similar to what has already been given in court, regarding the sale of Free Speech in the store of Geo. Mirisses in Union street.

Mr. Ritchie objected to the witness reading an article in Free Speech entitled "The People's Forum" as the copy was not in evidence and his objection was sustained.

The attorney-general asked the witness what meaning he would take from the article in Free Speech referring to Dr. A. W. MacLachlan.

Mr. Ritchie objected saying that the crown was endeavoring to impress the jury.

The witness answered that he thought it would mean the man in question was in the habit of frequenting the Sydney Hotel.

Mr. Ritchie moved to have this evidence stricken out, as it would not serve the purpose of the crown.

The judge refused to pay attention to the statement and said that the witness may stand aside.

Lucas testified that Gertrude McKee was a street-walker, and an alleged prostitute.

Mr. Hazen attempted to ask the witness something but before he finished Mr. Ritchie interposed and brought forth from Mr. Hazen quite a lengthy discourse on the defence's manner of objecting.

Mr. Ritchie objected to Mr. Hazen reading, from a paper which was not in evidence, articles referring to Dr. MacLachlan and the mayor.

Mr. Hazen—"If my learned friend insists on prolonging the case, I will have the statement in evidence that I offered this paper as evidence. The witness may stand aside."

F. C. Wesley  
Frederick C. Wesley, photo engraver, recognized a cut produced in court as his manufacture. The cut accompanied the drawing. The cut when finished was sent to Moncton by express.

The crown offered the letter as evidence, claiming the handwriting similar to that of the prisoner.

Mr. Ritchie objected, submitting that it would have to be proven that it was the same handwriting.

Considerable discussion ensued as to the identity of letters marked No. 1 and No. 2 in evidence, there being a slight difference in the wording between the stenographer's notes and those of the public men. He regarded the cartoon of Magistrate Kay in the light of a joke, the same as those of other public men.

There has been an intimation that there was a filthy suggestion intended in connection with this cartoon.

Mr. Hazen—"I object. He does not know."

Mr. Ritchie—"You did not intend to have a filthy idea in the cut."

That suggestion which comes from the crown, was not your idea."

"No, sir."

BOARD OF HEALTH  
TAKES CASES  
INTO COURTOfficials Recount Bad Con-  
ditions—Woman Fined \$10;  
Milk Dealer a Like Amount

The police court this morning was occupied principally with board of health cases.

Allan Carson, of Sherbrooke street, a milk dealer, was reported for doing business without a license.

It was said by Secretary Burns of the board that in two families where Carson sold milk there was typhoid, a child of a Mrs. Cunningham, living in the same house, and Mrs. Crawford, who had been taken to the hospital.

Carson explained that he had been under the impression that his wife, who went to the country yesterday, had taken out a license. He had just returned from Dr. Simon to the effect that his cow was in a healthy state, so that the disease could not have been contracted from the milk.

Secretary Burns asked that the full penalty, \$40, be imposed, as the milkmen were only playing with the matter.

After cautioning Carson Judge Ritchie fined him \$10.

Mrs. Deborah Thompson was reported for having the yard and premises of her house, 160 Britain street, in a filthy condition.

Inspector Solomon McConnell said that the yard was strewn with ashes and other refuse matter. A quantity of material had been allowed to accumulate in an alley adjoining, so that the family of Claude Wilmet, at 162, had to stuff the window casings with cotton wool on account of the odor. The outbuildings were in a filthy condition also and the odor arising from the common of the place was complained of by people across the street. Claude Wilmet was suffering from dysentery, and one of the tenants of Mrs. Thompson had moved out.

Secretary Burns remarked that Mrs. Thompson was an old offender and the board had had trouble with her last year. Mrs. Thompson said that her tenants had moved out because they owed her more than \$20 and another about \$10. She said they were responsible for the condition of things. She complained that neighbors were in the habit of depositing rubbish in her yard and alley.

Mr. Burns said that she had broken a number of the board's regulations and that she was fined \$10, though it was pointed out to her that she was liable to a \$40 fine.

Thomas Morash was reported for not getting out a milk license as he had not been notified.

Mr. Burns explained that as he was an old man, and it was probably difficult for him to get out a license forthwith, other milkmen reported were Wm. Coyle, Robert Edward Doyle, and William Burns. None of them were present.

The first sent word that he had sold his cow a month ago. Dean had taken his cow to Moncton, and Baxter had not been notified.

The St. John Real Estate Company and S. B. Bustin were reported by the board for bad condition of yards adjoining their properties in German and Irish streets respectively. It was said for both that the matter had since been attended to.

CROWN WITNESS NOW  
CALLED FOR DEFENCE

Pass Case in Fredericton  
Court—City Thronged With  
Exhibition Visitors

Fredericton, N. B., Sept. 15. (Special)—The preliminary examination of George Pass, charged with sealing jewelry from a C. P. R. train, was continued this morning. Rose Sinclair, a waitress, who gave evidence for the prosecution last week, was called by the defence today.

In her former evidence she swore that Pass gave her a ring some time between July 1 and 12, but today she swore positively that she received it on July 4.

A. J. Gregory, counsel for Pass, intimated that he would call another witness to prove the girl had the ring on July 4.

Col. Marsh said that he did not attach much importance to the Sinclair girl's testimony, as she had contradicted herself.

Frank Wry, C. P. R. operator, late of St. Stephen, and Miss Katherine Massie, youngest daughter of Mr. Massie, were examined this morning at the bridge home of Rev. Dr. Smith in the presence of friends and relatives. The happy couple left on a trip to Fortland one o'clock.

They received many valuable presents, including a cheque from her brother, A. E. Massie, Joseph Cain, employed on the C. P. R. continental at Grand Falls, and Miss Letta Feeney, were married by Father Lacey in St. Dunstan's church this morning.

City is thronged with visitors and turnstiles at the exhibition are kept on the move. About all the exhibits are now in place, and the show is running in full place. More cattle arrived today, and it has been found necessary to construct sixty additional stalls to accommodate them. One of the finest herds of jerseys on the grounds is that of Joseph J. Young of St. John.

The race meeting will open tomorrow at the driving park, with the 219 trot and pace, and 221 trot.

New York, Sept. 15.—Chas. Follen McKim, head of the firm of McKim, Mead & White, architects, died suddenly last night at his country home in St. James, Long Island, of heart disease.

(Continued on page 3.)

WATER FILLS  
SEAMER,  
CREW ASLEEPViking Sinks at St. Stephen—  
Engineer Aroused and  
Awakens Crew—Insurance  
\$6,000 on the Vessel

St. Stephen, N. B., Sept. 15. (Special)—The little steamer Viking, 88 tons, owned by the Bruce Island and Campbell Steamboat Company, and plying between St. Stephen and the Islands of Passamaquoddy Bay, filled and sank at her wharf here at 4 o'clock this morning. Her boiler was officially inspected yesterday, and found to be satisfactory. The cause of the accident is supposed to have resulted from the pipe that supplies her pumps having rusted off.

The crew were asleep on board when the engineer was awakened by the sound of running water, and alarmed the others in time to enable them to escape. Fortunately, the tide was low, and when the vessel touched bottom she was only partially submerged.

A lot of freight and furnishings were taken from her, but there is still a considerable amount of freight on board. When the tide rose she was submerged almost to the top of her smokestack. There is \$6,000 marine insurance on the vessel.

COOK ON THE  
ADONIS HURTC. J. Thompson Struck by  
Sling Load of Pork and  
Nearly Knocked Into Falls.

Steward C. J. Thompson, of the schooner Adonis, nearly lost his life yesterday afternoon about 3 o'clock. He was hastening on board the vessel at Cushing's mill when a sling, containing a barrel of pork, struck him in the side and pinned him to the rail, nearly knocking him into the falls.

Thompson's side and hip were badly hurt. Captain Brown had the man sent to the hospital.

The schooner charged to-day for New York, and the captain will have to secure another cook.

SCOTLAND YARD  
GUARDS ASQUITH  
FROM SUFRAGETTES

London, Sept. 15.—Premier Asquith has gone to Limpling Castle. In view of his numerous parts of the country, that a large crowd of potatoes has been raised but owing to the amount of rain which they have had, the potatoes are now rotting badly. Some of the potato fields, he reports, are under water. He states that a great many potatoes are now coming here, but as a large of five days is allowed by law between arrest and extradition, Ferron was remanded to jail.

MANY AT FUNERAL  
OF MRS. FLANAGAN

Chatham, N. B., Sept. 15. (Special)—The funeral of Mrs. Roger Flanagan was held this morning at 9 o'clock to the cathedral, and as attended by many, including people from the surrounding towns and country. The body was conveyed from the Bower House to the church at 9 o'clock. Upwards of fifty carriages were in the procession, and a large number of people walked.

The pallbearers were Sheriff O'Brien, J. P. Whalen, J. D. Johnston, Michael Morris, James Stohart, W. B. Snowball, and Howard McKendry. Father O'Keefe celebrated requiem mass. The body was interred in St. Michael's cemetery.

POOR CROP OF  
BALDWIN APPLES

Rochester, N. Y., Sept. 15.—At a special meeting of the New York State Fruit Association here it was reported that in the western New York apple belt the outlook for the Baldwin yield is not encouraging, more so than that of the Northern spy, King, and Russet.

It is estimated that 65 per cent of the crop will be fit for the evaporator and cider mill, and that the remainder of the crop will be divided between first and second barreling stock.

COMBAT SOCIALISM  
THROUGHOUT ENGLAND

London, Sept. 15.—More than 1,000 applications have been received for admission to the school of speakers organized by the Anti-Socialist Union. A fortnight ago the union appealed through the newspapers for speakers capable of combating socialism in all parts of the country.

Free training in the school is offered, and speakers who are engaged will have travelling expenses and maintenance paid. They will also be paid a fee. The school will open next week. Only 500 applicants will be taken. Many have offered their services without fee. The school will include a large number of women among its pupils.

VETERINARY PUPS BAN ON  
PUBLIC TROUGHS FOR HORSES

Chicago, Sept. 15.—Public watering troughs for horses were condemned by the state veterinarian of Missouri and by Dr. Schoenbein of Kansas yesterday's session of the Inter-State Association of Live Stock Sanitary Board.

Dr. J. M. Wright, state veterinarian of Illinois, asserted the public watering trough was in no way a spreader of disease if the water in it were kept running.

SAY FATAL  
QUARREL WAS  
OVER A DOGLondon, Ont. Woman Now  
Must Answer Charge of  
Murder—Beer Siezed, Bar-  
rels Used for Bridge

London, Ont., Sept. 15. (Special)—Mrs. Wesley Scott, charged with murdering her aged father-in-law, Harvey Scott, on Monday, will be tried at the fall assizes here next month. Likely her plea will be justifiable homicide, although it may be changed to self-defence.

According to a story going about, Scott attacked his daughter-in-law's pet dog with a stick, and when the woman took the dog's part, he flew at her.

Elk Lake, Ont.—(Special)—Barrels, 168 in number, whose contents of seven per cent. beer and porter were emptied into Montreal river a few days ago by inspectors, are being used to support a floating bridge which joins the town of Smyth and Elk Lake.

Some ten barrels were stolen during the seizure, but were subsequently located by the licensee men.

TO STAND TRIAL FOR  
MURDER IN LOWELLProceedings for Extradition of  
Henri Ferron Begun in  
Quebec.

Quebec, Sept. 15. (Special)—Henri Ferron, who is alleged to have murdered Flora Lariviere in Lowell (Mass.) on August 26th last and whose arrest was effected in St. Sebastian, Beauce county, was arraigned here yesterday before Extradition Commissioner Chauveau.

As it will require time to get extradition papers at Washington, and as a law, and as a lapse of five days is allowed by law between arrest and extradition, Ferron was remanded to jail.

ARROSTOOK POTATOES  
SUFFER FROM ROT

Too Much Rain Has Played  
Havoc—The New York Mar-  
ket.

Bangor, Me., Sept. 15.—V. S. Odlin, a Waterville real estate man, who has just returned after a trip through Arrostook county, confirms reports received from various parts of the county, that a large crop of potatoes has been raised but owing to the amount of rain which they have had, the potatoes are now rotting badly. Some of the potato fields, he reports, are under water. He states that a great many potatoes are now coming here, but as a large of five days is allowed by law between arrest and extradition, Ferron was remanded to jail.

PROPHESIES ERA  
OF PROSPERITY

Kansas City, Sept. 15.—Vice Pres. Jas. S. Sherman yesterday night for his home in Utica, N. Y. At a reception tendered him by the Missouri Republican club, he made a short address, discussing the Payne tariff law and prophesying an era of unexampled prosperity.