

THE WHITMORE MURDER TRIAL.

Only Circumstantial Evidence So Far.

Whitmore Says He Has an Alibi.

Great Crowds at Wife Murder Trial.

New York, May 28.—To-day is expected to bring to a close the case of the prosecution in the trial of Theodore S. Whitmore in Jersey City, the Brooklyn man who is charged with having murdered his wife and thrown her body into Lampblack Swamp in Harrison. Already all the principal witnesses for the State have been heard with the result that the network of evidence that has been wound around the accused man is purely of a circumstantial nature. Much interest centres in the plan which will be adopted by the defense to meet the case set up by the State.

Whitmore has declared that he has absolutely no doubt whatever of the outcome and that when his turn comes he will convince the jury beyond question that he had no part in the crime which is charged against him. His attorney at the same time has declared that a perfect alibi has been found accounting for Whitmore's presence every minute for hours before and after the time the tragic death of Mrs. Whitmore is known to have occurred. As the trial has progressed public interest in the case has increased rapidly. The court room is filled to its capacity at every session and often the streets outside the building are jammed with hundreds unable to gain admittance.

The prosecution brought its case to a close soon after the opening of to-day's session. Counsel for Whitmore immediately made a motion for the dismissal of the indictment on the ground that the State had not proven its case. The motion was dismissed.

Alexander Simpson then began the opening argument for the defence. George Dickinson, the woman with whom Theodore S. Whitmore is alleged to have been infatuated, was expected to appear as a witness for the prosecution at to-day's session of Whitmore's trial. Miss Dickinson was taken into custody in Boston soon after Whitmore's arrest, which followed the identification of the victim of the Lampblack swamp murder as his wife. She has been in jail since that time. When she goes on the stand Miss Dickinson will be questioned concerning her relations with Whitmore both before and after the disappearance of his wife. It has been charged that Whitmore met Miss Dickinson in New York a few hours after Mrs. Whitmore's body had been thrown into the Lampblack swamp and made her a present of some of his wife's jewelry.

Justice Swayze announced to-day that he would admit as evidence the "Lena" telegram, which was identified yesterday by Mrs. Schmitter, a sister of the murdered woman. The telegram is alleged to have been sent to Mrs. Schmitter to mislead her as to her sister's whereabouts. Henry Siegel, conductor on an elevated train in New York on which Whitmore was formerly motorman, told of various conversations he had with Whitmore, both before and after the murder. (Continued on page 5.)

ARE BECOMING SICK OF DELAY.

ANOTHER POSTPONEMENT OF THE WHOLESALE GROCERS' CASE.

Crown Seeks Enlargement Until September—Guild Has Been Trying to Have the Trial Proceeded With.

To the great annoyance of the wholesale grocers, and against their wishes, the long delayed suit of Rex vs. the Grocers' Guild has once more been postponed. It was set down for trial on Wednesday next, June 3, but at Toronto yesterday Mr. Blackstock, K. C., acting for the department of the Attorney-General of Ontario, of which Hon. J. J. Foy is the head, made application to Chief Justice Falconbridge to have it postponed until Sept. 29. The reason given was that the Crown was not ready to proceed. The application was granted.

This case has been dragging for years. It is two years since it was sent up to the higher court, and almost a year since a true bill was brought in. Once the Grocers' Guild asked for a postponement because essential witnesses were absent, but since that time they have been trying to have the case brought on and disposed of, but always without success. The Attorney-General's department has three times succeeded in getting it put off.

Mewburn & Ambrose, of this city, are acting for the Guild.

A TROLLEY ROUTE.

Ottawa, Ont., May 28.—A party set out yesterday from Ottawa to look over the route of the proposed Ottawa & Brockville Electric Railway. They inspected four water powers, and now are looking over terminal facilities at Brockville.

The Smokers' Headquarters.

There is only one way to be absolutely sure, be governed by our good name and long experience. The headquarters for reliable goods for smokers is at Pease's cigar store, 107 King street east.

DR. CHAPMAN HAS DECLINED

To Come to Hamilton on Conditions Stated.

Prefers to Bring All His Own Workers.

Meeting To-morrow to Consider the Situation.

Dr. Wilbur Chapman, the noted evangelist, who carried on remarkably successful campaigns in some of the large cities of the United States and Canada during last winter, and who has been invited by the evangelical churches of this city to come here for a similar campaign next autumn, has written to Rev. W. H. Sedgewick, secretary of the local committee, declining the invitation upon the terms named.

It has been the practice of Dr. Chapman to provide his own workers and have complete charge of the campaign. The idea of the Hamilton Ministerial Association was to get Mr. Chapman and some of his lieutenants to carry on a series of meetings simultaneously in a number of the churches of this city, but the ministers thought local church people could be provided to do a large proportion of the work, under Dr. Chapman's direction, and so specified in the invitation to him.

The Ministerial Association was to have met yesterday afternoon to consider Dr. Chapman's reply, but Rev. Mr. Sedgewick had not received it in time for that meeting. It arrived this morning, however, and a meeting of the association has been called for to-morrow afternoon at 5 o'clock to consider it.

The meeting will discuss the advisability of sending an invitation to the great evangelist to come and bring his entire band.

FROM HIS MAJESTY.

King Edward Pleased With Success of the Unveiling.

Mrs. John S. Hendrie, President of the Queen Victoria Memorial Statue Committee, has received from His Excellency, the Governor-General, a copy of a cable message sent to him from His Royal Highness, King Edward VII., in reply to a message sent to the king informing him of the unveiling of the statue here on Monday. The message reads:

I thank you for your telegram to me. Glad to hear that the ceremony of unveiling the statue of Queen Victoria went off so successfully. Edward R.

WAS DEAR TO HIM.

Is Owen Sound Murderer Too Crazy to be Hanged?

Port Huron, Mich., May 28.—Professing his love for the wife he murdered, James Creighton, of Owen Sound, Ont., who also killed his two step-children and attempted to put himself out of existence, wrote Judge Harris, his father-in-law, two weeks ago referring to his victim in gushing terms. How, after writing an epistle of this kind, Creighton could so terribly mutilate those whom he said were so dear to him is a puzzle to Judge Harris. The latter can only account for it on the theory that Creighton must have been insane. The daughter, Mrs. Creighton, had been expected to visit her relatives in this city within a few days.

19TH INVITED.

Regiment May Spend Dominion Day at Rochester.

(Special Despatch to the Times.) St. Catharines, May 28.—The officers and men of the 19th St. Catharines Regiment have been invited to spend Dominion Day in Rochester, N. Y., as guests of the regiment stationed there. No action has as yet been taken in the matter, pending information regarding transportation, which is being secured. If the invitation is not accepted, an outing of the regiment will be arranged for that day at some other point, perhaps Niagara-on-the-Lake.

SAW WHALES.

Big Fellows With Big Heads Traveling in Pairs.

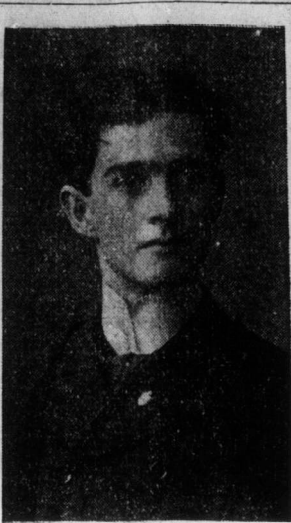
New York, May 28.—A large school of whales, some of them more than 60 feet in length, were sighted between the Banks of Newfoundland and Sandy Hook lightship by the crew of the Russian steamer St. Petersburg, which arrived during the night from Libau and Rotterdam. Capt. Salsky, of the St. Petersburg, said six of the whales were seen after Nantucket lightship was passed. They were big fellows, with very large, blunt heads, and were traveling in pairs.

We Deliver in Toronto Fresh.

All orders for Huyler's candies are prompt attention. If you have friends in Toronto you wish to remember with a box of Huyler's candies, let us attend to your order. Huyler's candies are always fresh. Phone your orders. We will deliver them. Parke & Parke, druggists.

Turbina's Reduced Rates.

Commencing to-day tickets on the Turbina from Hamilton to Toronto will be 35c single and 50c return. See ad. for time table and particulars.



DR. J. EDGAR DAVEY, Newly Elected Assistant Secretary of the Ontario Medical Association.

THE MAN IN OVERALLS

Trust the people. Let us have a decent campaign. Earl Grey should come and stay a while. Does Dr. Carr mean to say that Mr. Scott gave the city the Dunurn Park? MacKay put it all over poor Mr. Whitney.

NO WAGES.

Foster Holding Up the Salaries of Government Officials.

(Special Despatch to the Times.) St. Catharines, May 27.—Owing to the obstruction being carried on at Ottawa by the Opposition, thus preventing the passing of supply, the post office officials, as well as the men on the customs staff, have not yet received their last month's salary.

The firemen's pension fund and the police promotions have been hung up so long that people have forgotten about them.

The Dundas Star hasn't a good word to say for Gordon Wilson. What's the matter with the man, anyway? If you have taken them off keep them off.

Our new story is a pretty love tale, full of blissful interest, romantic and enchanting. Read it. It will repay you.

It was worth a quarter to hear McClelland and Wardrope speak.

"Marguerite" is the heroine of our new story. She has a secret, as most young ladies have. If you would know what it is read the story. It will repay you.

That was a nasty, mean slap Mr. Scott gave the church people. Do you remember? I will have to look it up again.

They are jealous because neither Mr. Hendrie nor Mr. Scott can make a speech like either Mr. McClelland or Mr. Wardrope.

Let us have a decent campaign, Mr. Scott.

Our new story begins to-morrow. Mr. Milne should understand that the long green men will be pretty well watched this time. There is no need for Mr. Scott spending a lot of money.

Come up to the Liberal rooms and see what you can do to help elect our two candidates.

An easy one.—Who is the most unpopular man in Hamilton? The whole class—Scott.

I hear that some of the servant girls are also wearing merry widow hats. Is that allowed?

The Spectator didn't like Mr. Wardrope's speech, so it abuses him. But the speech wasn't prepared to please the Spectator.

This looks to me as if it were to be a year of drownings. Keep away.

From what Mr. Scott told his hearers the other evening he must intend to spend a lot of money this election. That will be good news for the hungry ones.

The Tories must be getting awfully scared of the temperance vote, for they are doing their best to rattle the temperance people.

When John Milne blames the Laurier Government for the shut-down of his factory he either doesn't know what he is talking about or doesn't care.

So I see the Herald is working off its little spite against Mr. McClelland. The Herald can be awfully mean when it tries.

It is all off with Colonel Hendrie in West Hamilton. Sam Garrity, the City Hall elevator man, has to work on election day.

New Story Begins To-morrow

SAFETY DEPOSIT BOXES.

To rent at \$2 a year and upwards, for the storing of deeds, bonds, stocks, wills, silver and other valuables. TRADES BANK OF CANADA.

MYSTERIOUS MAN STOLE IT

And Poor Michael Baxter Gets the Blame.

Bicycle Thief Goes Down For 23 Months.

Boys Accused of Illtreating a Horse Acquitted.

Michael Baxter, 19 Locke street south, provided no end of fun for the back-benchers in the police court this morning. He is the man who was arrested by Constable Tuck yesterday at noon on a charge of walking into Mr. Mellroy's house at 125 Victoria avenue north and appropriating a rain coat. The excuse he offered up was a poor one, to say the least, and one that Magistrate Jelfs had thought he had put an end to as it was particularly prevalent in this city a few years ago. "I got it from a stranger who wanted me to get him some money on it. He told me it belonged to his wife." was what he told the court, and this was greeted with grins of amusement by those who knew Magistrate Jelfs' plan with these individuals. The owner positively identified the coat. The constable told of arresting the prisoner as he was trying to dispose of the coat in a John street south second hand store. Baxter took the stand this morning and said he met a man on King William street, near John, and this strange individual gave him the coat and told him to sell it and meet him at the corner later.

"What was this strange man like?" asked Mr. Washington. "He was short and wore a white collar and a tie," said Baxter, without a stop. "I know that fellow well," said Mr. (Continued on page 5.)

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MAN AND DOG

Found on River Bank Killed by Lightning.

Plattsburg, N. Y., May 28.—Search for Caleb L. Chesbro, a well-known farmer of West Beekmantown, who disappeared last Tuesday, revealed the fact last night that he was killed by lightning. Chesbro went fishing early Tuesday and when he did not return at night search was begun by the family and neighbors. Last night his body and the body of his dog, both badly burned, and disfigured by lightning, were found on the bank of the stream, under a clump of trees. The trees were splintered and torn by the lightning. Chesbro left a widow and five children. He was 46 years old.

BLAMED COMPANY

For Not Supplying Aprons and Sufficient Light.

The inquest into the death of Frederick Sutton, who was run over and killed as a result of falling from a gravel car on the B. & H. line a week ago, was resumed last night. The evidence was the same as the story already published. The jury brought in a verdict as follows: The deceased, Frederick Sutton, came to his death by being run over by a gravel car on the B. & H. line. The company are to blame, in that they did not supply aprons and lights sufficient to prevent a man falling from the car or to see his footing.

The deceased is the Burlington man who died at the City Hospital, after living over night with both legs cut off. He was only about 24, and leaves three little children, their mother having died over a year ago.

Beach Trade Growing. Every day we are adding new customers to our Beach list. Would be pleased to add your name. Daily supply of Grimsby tomatoes, preserving pineapples, green peppers, fresh cut mushrooms, cucumbers, new cabbage, Bermuda onions, strawberries, new potatoes, water-cress, grape fruit, Oka cheese, maple syrup, etc.—Bain & Adams, 86, 91 King street east.

PEOPLE WILL HAVE THE FINAL VOICE



DR. J. HUERNER MULLEN, Newly Elected Treasurer of the Ontario Medical Association.

No Record.

London, May 28.—The Cunard Line steamer Mauretania, which left Liverpool yesterday, four days later than her usual sailing schedule, owing to her disabled propeller, passed Fastnet at 6.19 o'clock this morning, Irish time. The vessel is going direct to New York, without calling at Queens-town.

The officials of the Cunard Co. say there is no possibility of the Mauretania making a record on this trip as the repairs to her propeller were not finished up to the time she left Liverpool. They declare that only three propellers will be used during the voyage, with which an effort will be made to keep up an average speed of 22 knots.

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SCANLON CASE.

Defendant Gives His Mother House and \$300.

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Is the Opinion of All on Power Matter.

City to Undertake Care of Statue.

Indianapolis Firm Likes Hamilton.

City Solicitor Waddell discovered this morning that there is a special clause in the power by-law passed last January by the ratepayers which authorizes the Council to sign a contract with the Hydro Commission without submitting the question to the people again. He recalled that this clause was put in to cover the ground because the contracts were not in the hands of the municipalities at the time, and thinks this a strong argument against submitting the by-law again. The opinion is practically unanimous in municipal circles that the recommendation made last night by the Power Committee, that the form of contract be submitted to the people, will be sanctioned by the Council to-morrow night. Mayor