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The Toronto Daily Telegraph

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VOL. XLII.

ST. JOHN, N. B., WEDNESDAY, JUNE 1, 1904.

JURY DIVIDED SIX TO SIX IN THE HENDERSON CASE.

**They Could Not Agree on Acquittal or Conviction of the Man
Whom Captain Porter Accused of Swindling Him Out of
\$500—Interesting Trend of Case in Address
of Prisoner's Counsel.**

The jury in the case of the King vs. Hurd Blair Henderson has disagreed, six against six. They retired at 5:40 o'clock Monday afternoon and after being out until 7 o'clock returned to announce that no agreement could be reached.

Monday forenoon was occupied with the hearing of evidence, and at 11 o'clock the counsel for prosecution and defence were delivered. In the morning the witnesses were James A. Bellou, Mrs. McKenna, Mrs. Nina Smith, Miss Gertrude Porter, Detective Killen, and W. A. Hurd, of 24 Pitt street. Miss Porter said she had seen George McKenna at her father's home but could not positively identify the prisoner as McKenna.

Mr. Curry's Address.
Mr. Curry said a verdict should be reached solely by the evidence. By cross-examination there had been much light thrown on the case. He put Capt. Porter through a thorough cross-examination. Capt. Porter had admitted he was successful in business solely because of his ability to display, in numerous instances, superior business acumen. It was not hard to see that Capt. Porter was a calculating, shrewd man. By his own industry he had been enabled, at a comparatively early age, to retire with a competence from the world. But his active mind could not slumber. He must be doing something. He frequently did business. Mr. Curry then related fully Capt. Porter's first meeting with accused. In the alleged transfer of property, he asked, did Capt. Porter play the part of a swindler or a man of business? There had not been a word of writing, there had been no searchings of the records. Was it natural, in the view of Mr. Curry, that Capt. Porter's captivity was not to be passed over \$500 without some written acknowledgment? His conduct was hardly becoming a man of his reputation for business foresight. If he did part from his money it must have been for some other consideration, real or imaginary, than the lot.

JAPANESE WILL ATTACK PORT ARTHUR JUNE 15.

**BUDGET SPEECH A
WEEK FROM TODAY**

**Capture Expected
Five Days
Later.**

2,000 Cossacks Said to Have Been Defeated in Korea—Report Not Credited that Kuropatkin is Going to Relief of Russian Stronghold—Czar Dissatisfied With His Generals.

Before the attack on Port Arthur, the Curia's Tokyo correspondent telegraphs, is expected to begin about June 15.

London, May 31.—(Special)—The financial minister in the house today announced that the financial statement would be on Tuesday, June 7th, that is, a week from tomorrow.

London, May 31.—(Special)—The reports published in Paris of a recent interview between General Kuropatkin and Viceoy Alexieff at Mukden and of the southern movement of the Russian vanguard below Wangtchen have given rise to rumors that the Japanese are landing troops in northeast Korea.

CLOSING EXERCISES OF MOUNT ALLISON INSTITUTIONS.

Ladies' College Graduates and Prize Winners—Male Academy Students Make a Good Showing—Honors to Be Conferred Tonight on Rev. J. A. Rogers and George Johnson of Ottawa.

Sackville, N. B., May 30—At 8 o'clock this morning the physical culture drill by the students of the Ladies' College was given on the college lawn. A large number of visitors witnessed the drill, which was without doubt the best ever seen at Mt. Allison. The evolutions of the young ladies, garbed in white, made as pretty a spectacle as one could wish to look at.

During the closing exercises of the Mount Allison institutions, the annual dinner of the alumni and alumnae society will be held in the dining room of the ladies college.

After the exercises of the Ladies' College the annual dinner of the alumni and alumnae society will be held in the dining room of the ladies college.

**SACKVILLE RESIDENCE
BURNED YESTERDAY.**
House and Contents of Sydney Brownell Entirely Destroyed—Loss \$2,000; Insurance \$1,000—Occupant Severely Burned in Rescuing Child.

Sackville, N. B., May 30—(Special)—This morning at 4 o'clock fire destroyed the residence of Sydney Brownell, Crescent street. Nothing was saved from the burning building and the occupants made their escape with difficulty.

**BOSTON CHILD KILLED
BY AUTOMOBILE**
Little Marion Holder Run Down While Alighting from a Street Car—Owner Arrested.

Boston, May 30—Marion Holder, the six-year-old daughter of H. A. Holder, of 131 Bowe street, Roxbury, was run over today by an automobile owned by E. H. Scribner, of Lowell, receiving injuries that caused her death a few minutes later.

AMERICANS EMPLOYED ON G. T. P. SURVEY

Evidence Before Government Commissioner Discloses This Fact.

Montreal, May 30—(Special)—Judge Winchester, of Toronto, the commissioner appointed by the dominion government to investigate the charges made that aliens were employed on the Grand Trunk Pacific surveys and Canadian employees were discriminated against, opened his inquiry in the court house here today.

**CARLETON COUNTY
SAWMILL BURNED**
Newburg Junction, May 29—W. W. Shaw's mill at Deep Creek, three miles north of Newburg, was totally destroyed by fire between 2 o'clock this afternoon.

Money Up for Chilian Cruisera
Santiago, Chile, May 30—Glaudio P. Flint, of New York, has deposited the value of the cruisers Esmeralda and Chacabuco with the Bankers Rothschild in Paris.

Dr. Borden's Report
During the year just closing, we have had a total registered attendance of 22,572 pupils; 123 have been in residence and 89 day pupils.

Dr. Silex. A STIRING TALE OF ADVENTURE. The New Serial. Exclusive Copyright for the Provinces secured by The Telegraph.

CHAPTER XXI—(Continued). Murmurs of astonishment went round the ring of men. They had been addressed in their own language, not spoken as I had tried to speak it, but perfectly, and with the accent of high birth and the tones of authority.

"I will tell you why," she continued. "I am a woman, and this true gentleman has defended me with his life, and would rather die than tell my secret. I am a woman, and I am not afraid." She buried her face in her hands to hide her blushes.

CHAPTER XXII. A Bird in a Gilded Cage. From the hour that the Princess declared herself to Count Guy of Marmorol, we ceased to be companions in adversity.

ment with a warm glow of heat and light. The Princess was not alone with Count Guy of Marmorol, and for that I gave much thanks. A slender, fair-haired girl was in attendance on her, and the two were laughing together on a couch as I entered.

CHAPTER XXIII. A Traitor to the King. For a moment he stood in silence. The Princess looked away and looked at him with questioning eyes.

CHAPTER XXIV. The Deler Island Notes. Deer Island Notes. A very pleasing entertainment was given by the Mission Band in the P. B. church at Fair Haven on Saturday evening last.

the story of Count Guy of Marmorol. She never spoke of him, except in terms that could have been applied to any kind and courteous lord. I think it nice delicacy on her part prevented her from discussing him in her daughter's presence.

CHAPTER XXV. Worry. That's what kills a man. It wears the brain, weakens the nerves, impairs the digestive organs.

CHAPTER XXVI. Important Changes in Oyster Regulations. Ottawa, May 27.—(Special.)—The following regulation in regard to oysters has been adopted.

I am afraid. We can afford to lose a few numbers must tell me like that? You know the reason of my inactivity. You know why I have spared your fellows.

CHAPTER XXVII. Sackville News. The parishioners of the Rev. George Seed kindly presented their last week with a superlative milk cow.

CHAPTER XXVIII. The Art Museum Exhibition. The art museum was opened to visitors yesterday morning and shows an excellent exhibition of the students' work in the past school year.

GREAT CROWDS AT MOUNT ALLISON. Visitors Pouring In to Witness Closing Exercises of Institution. ART MUSEUM DISPLAY Is a Great Credit to Instructors and Students—Rev. Mark Guy Pearse Preached Baccalaureate Sermon Last Night and Electrified a Vast Audience.

Sackville, N. B., May 29.—(Special.)—Closing Sunday at Mount Allison was well observed today. This morning Rev. David Hickley, of Barrington (N.S.), delivered the annual sermon before the theological union.

ST. JOHN MAN CLAIMS HE WAS FRAUDULENLY. A case will soon be ventilated in the courts of New York in which a former St. John man, Edward L. Temple, appears as the plaintiff.

no advanced pupils. There is, however, an admirable display of work. Among the pretty things that will attract a black vice with gilt dragon by Miss Fontaine, Miss Cassidy, seaweed plates by G. and E. Borden, poster plate, Miss Turner, marmalade jar, Miss Humphrey, nut bowl, Miss Brudell, mug with child and bird, Miss Crowell, self blue plate, Miss Johnson.

PRESENTATION TO REV. H. A. CODY. Late Rector of Greenwich Given a Gold Watch and Purse by His Parishioners—Other News of Interest.

APPOINTMENT. Ottawa, May 27.—(Special.)—D. McLeellan, of Summerside, has been named acting collector of customs at Summerside.

Worry. That's what kills a man. It wears the brain, weakens the nerves, impairs the digestive organs. HAWKES' NERVE AND STOMACH TONIC. Is a certain over-ator for the victim of worry, overstrain of mind or body, EXCESSIVE OF any nature. It restores Nervous Energy, renews Brain Fatigue, aids Digestion, restores Lost Appetite, promotes sound refreshing Sleep, and is a perfect Blood and Flesh Builder.

IMPORTANT CHANGES IN OYSTER REGULATIONS. Ottawa, May 27.—(Special.)—The following regulation in regard to oysters has been adopted: Oysters shall not be fished for, caught, killed, bought or sold in possession from the 21st day of May to the 22nd day of September in each year, both days inclusive.

