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EVIDENCE IN CONSPIRACY CASE BEFORE MAGISTRATE JACKSON

The adjourned hearing into the conspiracy charge preferred against Mr. A. B. McGill, local manager Home Bank and former manager of Farmers' Bank, and Messrs. J. Flurey and J. Coulter, late of the same institution, took place today before Police Magistrate Jackson.

The accused were represented by Messrs Stewart & O'Connor, while Mr. Harley Dewart, K. C., conducted the prosecution. Mr. A. P. Devlin, County Crown Attorney, was also present in the interests of the Crown.

There was a large attendance of spectators during the trial, and the Toronto papers were represented by press representatives. Mr. Travers, General Manager of the Farmers' Bank, was also present.

MADE OBJECTION.
 Mr. Stewart objected to Mr. Dewart, solicitor for Farmers' Bank, being allowed to act. He was acting for a private party and stood in a different position from County Crown Attorney Devlin.

WITNESSES EXCLUDED
 as follows:—Jas. Armstrong, Mr. Burn, Thos. Paul, Mr. L. Fallis, Thos. Heaslip, Samuel Stinson, Geo Hutchinson, John McGill, B. McGill, Wm. Porteous, Robt. Thompson, Arthur Brown, Robt. Hickey, Wm. Muirhead, Wm. Chapman, Wm. Johns Jas. Malcolm, David Malcolm, Andrew Malcolm.

Mr. Dewart called on several witnesses, Messrs. Fitzgibbon, Dickson, McKennedy, Haddon, Travers to be ready.

FIRST WITNESS.
 Mr. Dewart then had the first witness, J. G. Fitzgibbon, placed in the box. To the questions asked he said that he was chief inspector of Farmers' Bank of Canada, during June and July. Did know Mr. McGill and Coulter. He understood he was manager of Lindsay branch, and Kinmount, Janetville, Dunsford, Nestleton branches. On the morning of 5th the resignations were accepted—one letter from the manager resigning, and another from the same source containing the resignations of three other clerks, Flurey, Coulter and Farr.

IDENTIFYING SIGNATURE
 Considerable discussion arose over the proving of the signature as genuine, the defence contending that one who had seen Manager McGill write would be qualified to identify it.

Mr. Dewart to Mr. Fitzgibbon: Q.—To what date did Mr. Flurey remain in employ of the bank?
 Ans.—Retired on 29th June of this year. Retiring officers are required to give three months' notice, but they can go sooner if their place can be filled conveniently.

Coulter left on 4th July and Mr. McGill on 29th June. Witness had no communication over long distance phone regarding these matters. On request Mr. Fitzgibbon furnished Gazette showing Bank statement.

Mr. Stewart said reports were enlarged in Toronto, and false ones circulated, and affirmed that the deport is being used for the Farmers' Bank's own purpose.

WOULD NOT TRY IT.
 Magistrate Jackson said if it was a conspiracy case he would not try it.

Mr. Fitzgibbon displayed again the Canada Gazette report of Farmers' Bank in statement of chartered banks.

Mr. Stewart said it was not evidence put in right, and wanted the original report.

Magistrate Jackson—The entry will stand at present.

Mr. Dewart—Has Farmer's Bank stock sold as low as eleven dollars a share?
 Mr. Fitzgibbon replied that the stock was not listed and he had only the transfers to estimate the sale by and consequently didn't know.

Mr. Stewart reviewed the method of handing in the resignations. Mr. Fitzgibbon said there was nothing out of the ordinary except the three resignations coming in at once. He said he knew Flurey had resigned six weeks before and had withdrawn it.

Mr. Fitzgibbon knew nothing about the sale price of stock. The stock never was for sale, although offered in newspaper ads of brokers. He had never seen any Farmers' Bank in stock quotations.

Farmer's Bank stock was sold at 100. that is par. The first \$500,000 was sold at par, and second lot at \$125.00. All the stock was subscribed for, but some was not paid for and cancelled. He had heard that the stock had gone down. The cheapest he had ever heard was \$25.00. He didn't know when it tumbled. Not 100 shares had changed hands in four months. He was not told by Mr. Travers that it was sold for 17. He knew it had been sold for 45. once owing to circulars at the time.

Mr. Fitzgibbon's replies to Mr. Dewart were that the lowest price to his knowledge was 25. He thought it was worth 100 at 4 per cent per annum.

Mr. Stewart to Mr. Fitzgibbon—Do you know of a suit against the Farmers' Bank for \$150,000.00?
 Ans.—Yes. The proceedings were taken in Syracuse, N. Y. The result was that it was absolutely set aside, and thrown out by grand jury.

Mr. Stewart wished to continue, but Magistrate Jackson said that Mr. Stewart had closed the examination twice, and that there was no need of history because there is a sworn statement.

MAJAGER DICKSON
 The next witness questioned by Mr. Dewart was Mr. Gordon Dickson, who replied he had been with the Farmers' Bank 3 months after it had started, being first at Belleville, and having reached Lindsay 29th June. Mr. McGill was still in charge when he arrived. He handed Mr. McGill his letter of introduction, and the latter said there had been a run.

Mr. Dickson said to him that there must be some reason, and he (McGill) said he was through. Mr. Dickson said he wanted everything in order and would hold them responsible. Mr. McGill did not check over the situation, and left in 15 minutes. Witness had no knowledge of McGill's whereabouts. Mr. Dickson sent for him in the evening and he came from the home bank. He (Dickson) asked to get information regarding loans of that day and Mr. McGill said Janetville day was next and to take a good supply as he expected that several persons would be withdrawing. Again he advised him to do so, and said he would introduce Mr. Dickson to the people, but went around with the bank satchel and didn't introduce at all. Mr. Baxter came in. Mr. McGill made a curt remark on the notice on the wall regarding the bank, and then went out. Mr. McGill said Dickson was impertinent, and Dickson said he didn't regret it. Dixon asked him if he were Mayor of the town. McGill said he had friends in town, who would stop witness coming here. Flurey was not in employ, and Mr. Coulter was at Nestleton when Mr. Dickson arrived. He had withdrawals of money from July till the time the information was laid, of \$55,000. It was estimated that 44,000 was added to Home Bank.

In reply to Mr. Stewart Mr. Dickson said that he took \$1,250 to Janetville with him. He didn't know whether Mr. McGill had said anything to Mr. Baxter to withdraw or not. Mr. Dickson said he had refused to pay the cheque because he wanted to have another conversation with Mr. Baxter before paying it. Mr. Flurey had presented 8 or 12 cheques to the Farmers' Bank, he being with the Home Bank at the time.

MR. EVANS EXAMINED
 Mr. Dewart examined Mr. Evans next, who is in the employ of the Farmers' Bank, coming to town on the 29th May. He is now at Nestleton, but was in Lindsay in June as ledger keeper and accountant. He had asked for something to do and was told by Mr. McGill to read a magazine, as he hadn't any use for him. Evans thought he was to take Mr. Flurey's place, but didn't. This was in the first week of June. He had talked with Mr. McGill, who thought it would be a matter of time before the Farmers Bank would be up. Later he said, he himself (Mr. McGill) would retire.

Evans noticed that Flurey and McGill would talk matters over in the office so he could not hear them. He noticed the Bank was holding more cash than should have been held for the business done here. Mr. McGill said they would need it because the people were alarmed and he was afraid there would be a run on the Bank. They were holding probably 3000 notes and 1000 cheques, which should have been cleared, and effected a waste in cash. Mr. McGill instructed him not to clear them, Mr. McGill said he was mistaken when he mentioned he had heard that the Home Bank was coming. Flurey came in with \$17000 in cheques and Evans was told to pay them. This alarmed him and he talked to General Manager Travers. When he got to telephone office Mr. McGill came in and wanted to talk first, but was not allowed. Mr. McGill tried to discourage him to call up the head office. Evans called it up. Cheques were presented by J. J. Flurey, who was in the Home Bank. Mr. Coulter didn't bring any cheques in.

Mr. Evans cross-examined by Mr. Stewart said he was doing part of the accountants' work and had read a letter, one from head office, to Mr. McGill, about replacing Flurey.

Mr. Stewart tried to establish the idea that Mr. Evans read letters when he was in a junior position and had no right to.

Mr. McGill led Evans to believe that Mr. Travers was not a fit man to manage, and that he believed the bank was in difficulty, thinking the Toronto branch was not paying.

Mr. Evans said to Mr. McGill that the Toronto branch was doing better than he estimated.

Mr. McGill advised him to get into another institution, as he was a very young man. He quoted Mr. Farr, and said the banks were wanting clerks and there was a good opening. They were holding over \$40,000 and Evans thought it should be about \$15,000.

The witness replied to Mr. Dewart that he had read letters because he wished to learn matters of routine, and wanted to know what position he was to take in the bank.

MR. HADDON EXAMINED.
 Mr. Haddon, the next witness said he was employed in the Farmers bank in 1908, but had lately been in a Detroit bank. On 19th July he saw Coulter and McGill and said he was surprised to hear he had left the Farmers' bank. Mr. McGill said things weren't going, and as stock was at 11 a share, he thought he'd get out. He said he would soon have all their deposits.

Haddon asked Coulter what the real reason was. He said both McGill and he were afraid as things were not right. Mr. McGill had been driving around the country. Coulter said he had \$40,000 of the Farmers' bank custom and would get all. @

Coulter said when McGill was going around he had said he was opening a branch of the Home Bank in Lindsay and solicited accounts. Coulter had said Flurey was on a six weeks' vacation and McGill on a two weeks only.

Mr. Stewart learned from Mr. Haddon that he had been at Trenton and then went to Detroit after leaving the bank in the former place. He worked with the Brunswick Walker Calendar Co., and ther was engaged to take a position as accountant in the Farmers' Bank and to obtain all information for the Bank on this case.

Mr. Haddon had quarrelled with McGill, who had taken his lunch once.

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Still he wanted to get to Lindsay, even if he had to face Mr. McGill.

He said he was visiting friends and drew the men (McGill and Coulter) into conversation.

Crew of Flyer Not Taken Back
Has Been Notified That Services Were Not Required at Present

Review: For some reason or other that is not explicitly stated, it is said, the striking crew of the G.T.R. Toronto flyer, which leaves Peterboro at 7.10 in the morning, have not been taken on their train, although they expected to go back with the other men who resumed their duties on the settlement of the strike. The men of this train, Conductor Hasbill Baggageman McLean and Brakeman Monk, are the only Peterboro employees of the road who have not been taken back.

They were informed by Trainmaster McMillan that their services were not required at present, and he acted on instructions from Divisional Superintendent Lynch.

What the cause of this turn of affairs is, is not definitely known, it is claimed. It is stated that the strike breakers were taken on on a three months' contract, and this is given as the reason, but it seems strange that this should apply to certain trains and not to others.

This condition of affairs existed at several points on the Grand Trunk system.




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DRS. KENNEDY & KENNEDY, Windsor, Ont.
 Write for our private address.

Obituary
 WM. J. GEARY.

Review: In the passing of Wm. J. Geary, at his late residence early this morning, Ennismore lost a resident known and respected by all in the community. He had passed the allotted three score years, having reached his seventy-seventh year, sixty-nine of which had been spent in Ennismore. The late Mr Geary was born in Peterboro, then in its infancy. His father was a carpenter by trade, and was the contractor on the woodwork of the old brewery at the corner of Brock and Aylmer streets. The deceased left this place to reside in Ennismore, at the age of eight years. One month ago he was taken ill, and his death, not entirely unexpected, occurred at 1.30 this morning. Surviving him are his widow and a family of ten children. The sons are Messrs William, of this city, and John Michael and Alexander, of Ennismore, and the daughters are Misses Lizzie and Kitty, city Mrs. Wm. Corbett and Mrs. Peter Castercon, city; Miss J. C. Geary, Ottawa, and Mrs. Con. Sullivan, Victoria Road.

Storm Was of Long Duration
It Brought Terror to the Nervously Inclined Portion of Our Population

Last night about 8.30 a rumbling sound in the heavens hinted that a storm was approaching. It was not very long until the heavens darkened heavily, and by nine o'clock the sky seemed to be in open rebellion. The thunder rolled and lightning flashed, and the rain came down heavily. About ten o'clock the storm abated somewhat, but those who labored under the impression that it had spent its fury were badly disappointed.

Long into the night the storm raged and the wind started in to keep it company. It was an anxious night for the nervously inclined, and many spent restless and sleepless hours until after five o'clock this morning, when the storm ceased.

It was the longest storm that has visited this section in many moons, and fortunately very little damage resulted. The wind, while it lasted, whistled through the trees, and of course would have its effect on the fruit trees.

The Bell Telephone Co., escaped luckily, the only damage reported being the burning out of the long dis-

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Mrs. ... in Toronto this week. ... Whalen has given them a ... They are doing first class work and several of the farmers are likely to follow Will's example. ... Mrs. ... Mrs. Randolph McDonald, of Rose ... Passed through town on Tuesday on their way to Toronto. ... Amos ... Bert Jewell ... years. He is not tired of having a silo yet, as he is putting up a cement ... best wishes go with them. Mr. Ebi Hill takes the farm they leave. ... Form The Good Habit