LAST EDITION

# At Napanee For the Murder of Constable Richard Beard--Evidence Given Concerning Stolen Kingston Rifles.

and Witness saw the rifles leaning

the barrel of the rifles about six fest

Finding of the Rifles.

strong of Kingston was then called.

ing with Sherwood Upton on Decem-

Kingston Junction and found two 30-

calibre Remington pump rifles. The

guns were hidden under Haines

a result of a conversation he had

with Sherwood Upton. Witness askad

Sherwood Upton for information.

Witness could not remember if he

Mr. Cunningham and Mr. Rigney

Upton's Statement Produced.

ten statement from Erwood Upton

and witness identified it as a state-

ment given by Erwood Upton to In-

witness. It was dated Dec. 11th.

Witness also identified a statement

given by Sherwood Upton on the

same date. The statements were not

read to the court. A rifle was at

this stage produced by Sergt. Marsh-

all Armstrong. It was a 30-calibre

Remington and found under the

was at that time under arrest. Wit-

ness had another conversation with

Both conversations took place in

the police station. Witness also had

several other conversations with Er-

tion with Sherwood Upton. This was

Dec. 6th, the witness believed, and on

this occasion witness got a rifle at

the Upton home. Sherwood Upton

was placed under arrest on Dec. 11th.

witness said the statements were

cautioned the prisoners telling them

that any statement that they might

make could be used in evidence

against them. Several hours were

taken up in securing the statements.

The statements were typed just as

the staements were given. The pris-

Could Not Identify Men.

street, Napanee, recalled the night

of the murder. About 12.45 a.m.

he saw three men in the rear of his

store. It was very dark and he

hearing a shot fired. The evidence

of the witness was the same as he

(Continued on Page 13.

uid not see very well. He recalled

Vincent Boys, merchant, Dundas

ments were made.

Asked about the statements made,

ood. Later witness had a conversa-

Erwood on Decs 6th.

Mr. Cunningham then took the

barn near Kingston Junction.

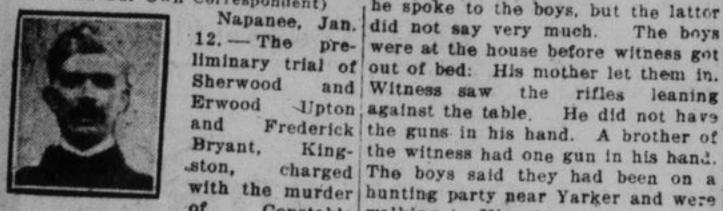
had warned Sherwood Upton at thi

Police Sergeant Marshall

Frederick the guns in his hand. A brother of

charged The boys said they had been on

.(From Our Own Correspondent) he spoke to the boys, but the latter Napanee, Jan. did not say very much.



with the murder hunting party near Yarker and were Constable walking to Kingston. A. Beard, Asked to describe the boy with EARD Napanee,

was Bryant, witness aid: "He was dark held here to-day, and after three and a little shorter." Witness had hours of evidence, Magistrate Rank- seen Bryant later, but had no conin committed the young men for versation with him. Witness hall trial at the assize court to be held been told that Bryant rode a motorthe last week of February. Counsel cycle. He said that the rifles the for the prisoners, A. B. Cunning- boys had at his house were a 30- and ham and T. J. Rigney, Kingston, 32-special. Witness had looked at claimed that there had been no evidence whatever brought out to show away. that the prisoners were near Napanes on the night of the murder and asked that the charge against them be dismissed.

Not Asked To Elect.

A crowd of about one hundred ber 11th. They went to a barn near people were at the Grand Trunk station at 11 o'clock this morning when the train arrived from Kingston having on board the Upton brothers and barn. Witness said he was looking Fred Bryant, charged with the mur- for jewelry and went to the barn as der of Night Constable Richard Beard on the morning of August 28th fast. All eyes were focused on the young prisoners as they were taken from the train by the officers. but the crowd had but a minute or time. He had only been under arso to see the prisoners as they were rest about an hour. quickly placed into auto bus and whisked off to the court house both objected to the witness telling where the preliminary took place, of conversations to be used against The case opened at 11.10 o'clock, the accused if he had not been warn-

The court room was filled, every ea. Witness placed Sherwood Upton available seat being occupied and under arrest, and was asked about many were unable to gain entrance, conversations he had with him. Er-The prisoners on being brought into wood Upton had told witness where ourt showed very little emotion, be could get some stolen goods, but hey were arraigned on the charge of when witness went to the place menaurder, but Magistrate Rankin did tioned the goods had been removed. ask them to plead or elect. A. B. Witness then told of finding a 32nningham and C. M. Smith, King- calibre rifle at the home of the Upon, apepared as counsel for the ton boys. Another gun was located Attorney U. M. Wilson, Napanee, wood Upton. Witness saw the order onducted the prosecution.

Dr. T. W. Simpson was the first order to Inspector Boyd. The rifle witness called when the preliminary found under the barn near Kingston pened. He was questioned by Junction was wrapped in a canvas Crown Attorney Wilson. He exam- bag. Witness was present at the ned the body of the late Constable trial of the prisoners. He heard Er- the premier made was that some syst Prof. James Miller of Queen's statements were typewritten. Iniversity, Kingston, in the post- Counsel for the prisoners again ortem. F. F. Miller, land surveyor, raised objection to this evidence beapanee, said he had prepared plans ing given but it was given subject the scene of the murder. These to the objection. ans were presented to the court.

Stolen Rifles.

W. B. Dalton, Jr., hardware merhant, Kingston, was the next witess. He told of having some rifles tolen from his place on Sept. 3rd. 920, and Oct. 30th, 1920. ifles were stolen and witness gave description of them. Two of the rifles were 30-calibra

os, 73029 and 67362. The 32-call re guns were Nos. 64394 and 74599 litness said the rifles had been seen him in the possession of the pole at Kingston. He identified two the rifles as his property. The umbers on two had been enipped

Farmer Remembers Bryant. William Young, a farmer urvale, gave evidence to the crown torney. He said he saw the prisons in Kingston and before this he d seen Bryan; a year ago last anksgiving day. Bryant was at tness' house at 5.30 a.m. He had a - and a 32-special Remington rifie e guns were exposed. Another was with Bryant, but witness did t know who the other fellow was. To Mr. Rigney, witness said that the occasion he met Bryant and companion, they came to his use together to get warm and dry typewritten by Chief Robinson. Witness said that Inspector Boyd had

HUSBAND AND WIFE.



ly wife lets Harold wear his Sun- gave at the inquest. He could not clothes to school.—Harold, Sr. What Does Your Wife Do ?

ALL OUR TEXT BOOKS

Discussion at Meeting of Urban School Trustees' Association at Windsor.

Windsor, Jan. 12 .- There was warm discussion yesterday at the third annual meeting of the Urban School Trustees' Association over the resolution introduced by Major Bert S. Wemp through the Toronto Board of Education.

lution carried.

Minister of Defense Opposed ed to carry on preparations for the by Same Man as in General Election.

gressives yesterday afternoon nomi-To the crown counsel he told of be-Graham, minister of defense, in the Conservatives had decided to take no part in the congratulating Premier-elect Mac nomination on the understanding power. that he would receive generous assistance, financiai and otherwise.

# SHOULDN'T ASK LABOR

Premier Drury Says System o Unemployment Insuance Should Be Devised.

Teronto, Jan. 12.-Labor should not be asked to take the lead in bringing prices down to a normal level, declared Premier ton brothers, and T. J. Rigney, in Portland village by Provincial in speaking to a large gathering of dingston appeared for Bryant, Crown spector Boyd on an order from Er- board of trade members yesterday afternoon on the unemployment proand also saw Erwood Upton give the blem. At the same time labor should be willing to fall in line and take cut corresponding to the drop in the price of goods and produce.

seard and gave as the cause of death wood Upton's evidence. Witness tem of unemployment insurance builet passing through the heart was asked about statements made by should be devised which would help nd lung. Death was due to hem- the prisoners. Chief Robinson and to provide a permanent solution of corhage and shock. Witness assist- Inspector Boyd were present. The the problem. And in conclusion he emphasized that so soon as the coun try was out of the woods of the present trouble it must grapple with the Some whole question and try to arrive at a basis of business which would prevent such unemployment coming The crown presented a typewrit-

### German Delegates Before Allied Supreme Council

spector Boyd, Chief Robinson and Cannes, Jan. 12.—The German delegation headed by Dr. Rathenau was received by the Allied supreme council this morning, the reparations commission having ported that last night's conference with the Germans had been without results.

BISHOP BRUNET BURIED

witness in hand and asked him when he first had a conversation Funeral Oration Pronounced on V with the Upton boys. Witness said ar Apostolic of N. Ontario. his first conversation took place with Mount Laurier, Que., Jan. 12. Erwood Upton on Dec. 5th. Erwood The funeral of Mgr. Francois Xavier Brunet, bishop of the diocese Mount Laurier, took place yesterday morning here. The funeral oration was pronounced in the cathedral hi Mgr. J. Hallo, vicar apostolic North Ontario, while the services was elected by Mgr. Di Marla apostolic delegate.

BRICKS DOWN IN HAMILTON

Three Dollars Less Per Thousan May Stimulate Building. Hamilton, Jan. 12 .- The price bricks has been cut \$3 a thousand. builders say this will have stimulating effect on building. A sign that business is picking un is the Sawyer-Massey Company's an nouncement that it had added on hundred men to its pay rolls.

oners were cautiond when the state- MEN SHOOT SEVERAL WOMEN IN BELFAST

Belfast, Jan. 12.--Mrs. Hogg was killed and Mrs. Maginnis and Mrs. Bowman were critically wounded when armed men invaded their home last night. Mrs. Devlin, shot on Sunday, died yesterday.

dentify any of the men. Hugh Dunget increase of fares.

# SHOULD BE CANADIAN

# About Feb. 23rd And 24th to Chose Ontario Lead-

Major Wemp contended that as Toronto, Jan. 12.—The Ontario the Coalitionist-Liberals and the Infar as possible all text books should Liberal executive yesterday held be Canadian and British. His reso- what was expected to be the last Trustee Edmunds moved that the case not so much of extinction but wing of the party were among those newspapermen that none of his party tee Godwin has been a member of Government enact legislation allow- rather of metamorphosis, since the present. ing salaries for trustees in cities of old body was to be converted into. The speakers were mostly coali- parliament. over 100,000 population. This would and merged with, the new associa. tion sympathizers who expressed a A temporary truce has been 1e- and has given much time and conaffect Toronto, Hamilton and Otta- tion to be devised and fashioned by wish for a reunion of the party in clared by the warring factions with sideration to educational matters, wa. The resolution will be dealt the big Liberal convention which order that Liberal principles should in Sinn Fein. with by the government at the next will meet in Toronto next month. have full influence in the govern- The Dail Eireann has adjourned ant post was received with great en-The new body which will probably ment of the country.

> The last act of the old executive was to appoint a nominating and convention committee of twelve members, which, in turn, proceeled to strike the other committees needbig convention.

It was decided that this would last for two days during the last week in February, these probably being Essex, Jan. 12.—South Essex Pro- Thursday 23rd and Friday 24th.

A committee of three was also apnated T. J. Willah, reeve of Mersea pointed to inquire into protests aristownship to oppose Hon. George P. ing from the recent federal election. The executive also passed a resoby-election necessitated by the lat- lution expressing its high appreciater's elevation to the federal cabinet, tion of the services of Arthur C. The vote was 132 to 29. Election day Hardy, of Brockville, who has workis Feb. 2nd. Willan was the Progres- ed indefatigably for the welfare of sive candidate in the recent general Liberalism during the years just

A vote of confidence was passeu. by-election. Mr. Willan accepted the kenzie King upon his accession to

Speaking of the success of today's meeting. President Hardy stated that it was 100 per cent, better than any meting which the executive had ever held before. Delegates had been TO LEAD PRICE-CUTTING present from all over Ontario, coming from Rainy River, Temiskaming tion and other distant points. The envailed augured well for future suc-

> More Births in Bellevi Belleville, Jan. 12.-The vita statistics of the city of Belleville for the year 1921, show that there were 159 marriages, a decrease of 20 over 1920; births, 384, an increase of 11 over 1920 and deaths. 228, a decrease of 22 over 1920. Of Injunction Restraining Britthe deaths, 49 were over the age of

Cape May Fishermer Tell of Strange Actions of Craft.

Cape Bay, N.J., Jan. 12.-Hans Jensen and Pedro Lennington, two fishermen from Cape May, reported here that they have been watching the strange actions of a submarine off the shore. They think the submarine is in the liquor running trade from the Bahames and that the small craft that have been bringing hooch into the New Jersey coast towns, and isolated beaches, have been getting their supply from the submarine.

The fishermen report they have sighted the submarine on several days off the Fathom Bank lightship, twenty miles east of Cape May, and that they also saw the submarine off the Overfalls lightship at the en-

trance to the Delaware Bay. The fishermen say that last night they were hatled by a small craft and that the skipper of the craft asked the way to Two Mile Beach.

Two Mile Beach is the only uninhabited beach on the Jersey coast from Sandy Hook to Cape May, and it has been watched as a possible cache of the liquor runners.

The fishermen report that when they questioned the skipper of the strange craft he said that he was a down east lobster fisherman and that he had lost his compass in rough weather. He also asked for

It is common talk among the fish-

## CONSIDER REUNION Conference to Heal Breach is

Sparsely Attended-No Leaders Present.

London, Jan. 12 .- A conference the calling of which excited some curiosity in political circles, was held at the National Liberal Club to consider the possibility of reconciling the differences between the two sections of the Liberal forces, namely dependents, led by H. H. Asquith. meeting in its history. But it was a 20 and 30, but no officials of either Eamonn de Valera informed the Godwin was elected chairman. Trus-

even as the new leader will be chos- dissociation from their Unionist al- ing the new Irish Free State. en to captain Ontario's legions in all lies of any claiming the title of Lib-

Cocked Hats and Gold Braid Are Said to Be Doomed.

granted, for instance, that war-like the officers of that state in an elec- Rev. J. D. Boyd. expenditure on militia will be re- tion. duced to a minimum and many cock- "I will do my utmost to put the ed hats may fall and much gold treaty with Great Britain into stbraid be eliminated in the process. fect." In Laurier's day there were but two The plans of the Griffith governabout \$5,000 a year each. To-day, lows: annual payroll of some \$9,000. The establish machinery for an Irish port, which was adopted: necessity of the retention of such a Free State. galaxy of high rank is seriously The Irish people will then be ask- Best, Bishop, Elliott and Farrell.

police will be eliminated altogether following the final defeat of de Vai- J. C. Allen, McLean, Lemmon and and that the dominion police will era.) once more become a separate body under the justice department. Naval expenditures have stready been pretty well reduced to a minimum.

### WAGE REDUCTIONS MAY BE EFFECTED

ish Empire Steel Corporation Suspended.

Scotia court of appeals has suspend- Hon. James Murdock. pending the outcome of the investi- stick." gation of the conciliation board into the wage dispute between the companies and the miners.

This means that the Nova Scoula coal companies will pay the reduced wages of from 25 to 33 per cent., announced as effective from January 2nd, until the court of appeals pronounces judgment upon the quetions raised by the appellants. Justice Russell granted the restra-

ining injunction on the ground that under the Dominion Idustrial Disputes Act no change in working KU conditions could be made by either party while conciliation proceedings were in progress.

The courts of appeal granted the suspension of the injunction on the This is the Opinion Expressed ground that as the coal companies and miners had agreed that the old Montreal agreement should expire on December 31st, 1921, and as no new agreement had been made, there was no "existing rate of wages" after the end of the year, about which there could be a dispute, as none had been fixed.

### FRACTIONS RAISING POLITICAL PROBLEM

Representation Unit Does Not Go Exactly into Population of Provinces.

ermen at Schellenger's Landing, estimates of the representatives of ing a thorough investigation. where the boats obtain their sup- the various provinces in the fifteenth plies, that a submarine started to parliament. The Quebec unit of re- hood of the present government atcome in through the jetties at the presentation has been approximately tempting to base its revision on the entrance to Cold Spring, which is at calculated at 36,000, but in no case evidence collected by the late finance the entrance to Cape May harbor, does this divide exactly into the minister, for obvious reasons, says and when the skipper of the sub- population of a province as deter- Canadian Press, but whether that marine saw that the harbor was full mined by the 1921 census. In some commission will be appointed this of steamers and other fishing craft, cases, the fraction over is large; in session, and thus enabled to start he signalled the engineer "full speed some, small. According to a ruling work immediately after the House astern," without turning around, given, however, a fraction will be prorogues, it is not certain. and went out of the jetties and off counted as the next whole number | The members of the government where it exceeds one-half. The ruling in seeking election, pointed out the There is no mother ship of sub- is of special interest to the need of tariff revision in many cases, arines in the harbor, which is the maritime provinces. New Brunswick, and when the new finance minister base for navy submarines, and it is with a population of 388,082, will, took office it was understood that reported that there is no other ship under the ruling, retain its present he was doing so tather for the purat the Delaware breakwater. When population of 524,579, will have fif- pose of seeing such a revision Hamilton Street Railway Com- the navy submarines are in these teen members instead of its present through than with any idea of staypany to reduce service, failing to waters the mother ship always ac- sixteen. In both cases there is a ing in the position once things are

# Griffith, of Dail Eir-

the South Ireland parlament has Board of Education for 1922, held The attendance numbered between been summoned for Saturday next. on Wednesdey night, Trustee W. H. would recognize the meeting of this the board for seven years, has serv-

until St. Vaienune's day, and tae thusiasm on the part of his col-Representation has been made to be modelled on the lines of the old The Independent view was ex- Griffith government has a month's leagues on the board. the Ontario Government regarding a Ontario Reform Association, will pressed by a speaker who declared respite from the attacks of Eamona At the opening of the meeting, the more careful supervision of motion represent Ontario Liberalism for that a necessary preliminary to re- de Vaiera and his followers, in which secretary, John Macdonald, read the both provincial and federal purposes union of the Liberal party was the to push forward plans for establish results of the recent election for

had objected that the Sinn Fein par- Norman and Rev. J. D. Boyd. preceding the election.

new federal administration is con- the Free State is set up and the peo- Jones, T. W. Mills, Miss E. G. Mowat, sidered certain. It is taken for ple have an opportunity to choose A. W. McLean, H. F. Norman and

there are seventeen with an average Immediate steps will be taken .o'

questioned by the new administra- ed to approve the new state by taking part in an election of officers. The probabilities are that the east- (A sweeping victory for Griffith and and Jones. ern establishment of the mounted his cabinet is confidently expected.

MURDOCK MARES REPLY.

To Carvell Regarding Hiss Attack on Railway Workers. Ottawa, Jan. 12 .- That the labor situation in Canada would never

helped by such statements as those attributed to Hon. Mr. Carvell at he sitting of the railway commissioners in Montreal and that Mr. Carvell "was not shouting the other side of the question from the house tops," was the warm reply made .o Halifax, N. S., Jan. 12.—The Nova the chief commissioner yesterday oy

Russel, restraining the British Em- Carvell as saying that the "railways liott, A Montreal despatch quoted Mr. pire Steel Corporation and constitu- are in the hands of the labor unions ent companies from reducing he and that these men need some one wages of coal miners in their employ behind them continually with a yard

> Missionaries Returning. Cobourg, Jan. 12 .- Rev. G. E. and Mrs. Simmons, who have been on furlough for some time in this country, left Stirling a few days ago to return to their mission work in

at Ottawa Regarding the Matter.

Ottawa Jan. 12 .- With the return the prime minister there is rewed talk of the possibilities of tariff revision during the coming session. In political circles here, however, it is not anticipated that this session will see any extensive tariff changes attempted, but rather that the new finance minister, in his first oudget, will be content with several slight changes, and possibly announce that a new tariff investigation is to be made before there is a general revision. That there will be such a general revision eventually is not doubted, but it is not likely Ottawa, Jan. 12 .- Fractions have that the King government would raised a problem in connection with want to undertake one without mak-

straightened out.

## This is the Aim of President Of Board of Education---Inaugural Meeting Held on Wednesday Evening.

Dublin, Jan. 12.-- A meeting of At the inaugural meeting of the

trustees, and the newly elected mem-Arthur Griffith today declared he bers made their declaration of office and his ministers would use all the before Mayor S. S. Corbett. The m chinery of the Dail to bring the new members present were Trustees Free State into being. De Valera W. R. Allen, W. J. C. Allen, H. E.

liament, established by the "repub- Following the swearing in of the lic" could not be used for this pur- new members, voting took place for pose, but the treaty supporters, se- chairman, and Trustee Godwin was cure in their majority, point out that the unanimous choice. Mayor Corthe former president and his follow- bett shook hands with the new chairers recognized the Griffith govern- man and escorted him to the chair, ment by returning to the Dail mee - and then followed the roll call. ing yesterday after their stampede hose present, in addition to the new chairman, were Trustees W. R. "I will continue to act as President Allen, W. J. C. Allen, Allan Lemon, of the Dail, and, if necessary of the F. R. Anglin, T. G. Bishop, L. T. Ottawa, Jan. 12.—That estimates Ir'sh republic." Griffith said in an Best. W. M. Campbell, J. M. Farwill be cut to the bone under the interview, "until the machinery of rell, Jas. Henderson, Canon J. W.

The Standing Committees.

The committee appointed by bylaw to strike the standing commitgenerals on the payroll, drawing ment are understood to be as fol- tees for the year, then retired and through the chairman, Trustee J. M. Farrell, presented the following re-

> Management-Trustees Campbell, Property-Trustees J. B. Cooke, W. Roy Allan, Anglin, Henderson

Finance-Trustees Newlands, W

Playgrounds-Trustees Best, Ang lin, Mills, Newlands and Norman, Commercial - Trustees Jones and Mills; Messrs, H. Metcalfe, T. D. Minnes and J. F. Rowland.

\_ Industrial — Trustees Lemmon, Rishop and Separate School representative; Messrs, Jno. Birkett, Colin Macpherson and H. C. Welch. The first named on each committee will serve as chairman.

The School Chairman. Collegiate Institute - Trustee

Victoria School-Trustee Jones. Robert Meek school-Trustee El-Central school-Trustee Anglin.

Macdonald school-Trustee W. J. Frontenac school-Trustee Nor-

Louise school-Trustee Best. Sydenham school-Trustee Far-

Rideau school-Trustee Boyd. Depot school-Trustee Bishop. Orphans' Home-Trustee Renion. "Your committee further recommends that G. H. Ogilvie be reappointed to the Public Library Board.

Mayor Corbett Speaks. Following the selection of the committees, Mayor Corbett was called upon for an address. His worship first congratulated Trustee Godwin on his election as head of the board. He said that Trustee Godwin had served on the board for several years, had given much time to the work, and he felt sure that he

would fill the position ably and well. Mayor Corbett also made some timely remarks regarding the board and its finances, asking the board to artail its expenditure as much as possible. He pointed out that this was the advice he had given to all he civic committees. He asked that in striking the budget for the year, the board cut down in every way possible. There was a great deal of unemployment, and it was desired to keep the tax rate down as low a possible. He wanted the board to know that it had the city council a its, back and at the same time he wanted the board to assist the city

After Mayor Corbett's address, the chairman called upon Rev. J. D. Boyd to offer prayer, and following (Continue On Page 7)

### TORY TO OPPOSE PREMIER KING

Toronto, Jan. 12 .- J. A. M. Armstrong received the Conservative party nomination at Newmarket yesterday after-noon to oppose Hon. W. L. Mackenzie King in the North York bye-election.

Extensive church co-operation approved by Barrie Presbyterians and Methodists.