

BRYANT ON TRIAL ON MURDER CHARGE

Erwood Upton Swears Bryant Carried Rifle That Killed Napanee Constable.

Tells About the Trip From Kingston to Napanee And What Led Up to the Death of Richard A. Beard.

Charged with the murder of Night Constable Richard A. Beard, at Napanee, early in the morning of August 28th, 1921, Frederick Bryant, aged 22, a resident of Kingston, was placed on trial before Hon. Mr. Justice Orde, and a jury, at the sessions court, which opened at half past nine on Wednesday morning. On February 21st Bryant pleaded not guilty to the charge of murder.

Although it is now over a year since the killing of the Napanee Constable, which at the time stirred the entire countryside, the interest in the case has not abated, and this was quite evident from the large crowd that assembled for the opening of the case. As early as seven o'clock, people were at the court house to make sure they would secure a seat, and they did not appear to mind the long wait for the opening of the case at nine o'clock, nearly every seat in the court room had been taken, and at nine-thirty the court room was filled.

One lady carried a baby in her arms, and just before the proceedings opened, it had a real good cry, but the mother was able to soothe the youngster. The fact that the mother was able to comfort the baby saved the seat for the mother; otherwise she would have had to leave the court room, for there is no place for a crying baby in a court of justice.

Swearing of the Jury.

The Bryant case was called as soon as the clerk of the court, J. W. Bradshaw, had called the members of the petit jury, and had them answer to their names.

It was found that four jurymen were absent without leave. Two of the absentees are farmers, and the other two, residents of Kingston. Justice Orde imposed a fine of \$15 on each of the Kingston men, and imposed a fine of \$10 on each of the farmers.

Just before the Bryant case was taken up, the grand jury reported a "true bill" in the case of Porter Bedoux, charged with robbery at Shabot Lake. This case was placed before the grand jury on Tuesday afternoon.

W. S. Herrington, K.C., Napanee, appeared as Crown Counsel in the Bryant case.

T. J. Rigney, K.C., defended the prisoner, assisted by W. F. Nickle, K.C.

Crown Attorney Wilson, of Napanee, was also present to assist the crown prosecutor.

The prisoner, Bryant, was placed in the prisoner's box shortly before the calling of the jury. He was attired in a green suit and was well groomed. He appeared to be quite nervous, but took a keen interest in the choosing of the men to be selected to decide his fate. While the task of selecting the jury proceeded, the crying baby again made things lively, and on the order of the court, the mother had to retire from the room.

Expulsion of a Baby.

"You will have to take the baby

out of the room," said his lordship, who added, "This is not a theatre or place of amusement."

In the selection of the jury, the crown challenged one man and counsel for the prisoner challenged four.

The jury sworn in was composed of the following:

Thomas Hyland, Pittsburgh; G. R. Howes, Pittsburgh; Russell Ellerbe, Kingston; Henry Angrove, Kingston; William Arniel, Kingston; J. F. Card, Clarendon; James E. Miller, Palmerston; Edward Sibbit, Pittsburgh; Albert Franklin, Pittsburgh; Arthur Keyes, Kingston; Frank Caldwell, Kingston.

F. F. Miller, Napanee, a provincial land surveyor, was the first witness called by the crown, and presented to the court a plan of the immediate neighborhood in which the murder was alleged to have taken place, and the plans were received as exhibit A. in the case.

Vincent Bova, an Italian fruit dealer, living on Dundas street, Napanee, was the second witness called by the crown. Witness said that the store west of his was Smith's jewelry store.

Mr. Herrington asked witness if anything unusual had occurred on the morning of August 28th, 1921.

Italian Saw Frowlers.

"About 1.15 o'clock I went to my back door. I saw three persons in the rear of Smith's jewelry store. There is a window and a door at the rear of this store. I went into my store and told my wife, and then I went out again to the rear of my shop. The three men were still in the laneway. I then locked my back door, and sat down on the step at the front of my store. My wife was afraid to go to bed, but I told her not to worry."

It was with some difficulty that Mr. Herrington got the story from the witness, owing to the fact that he did not appear to understand English very well. Witness said he went across the street and told Constable Beard about the three men in the laneway. Beard, on being informed, said, "Come on, we will go and see." Witness, with Beard and a man named Dawson, started for the alley on John street. Witness went as far as the entrance to the lane. Just as he was going in the alley, Beard pulled out his revolver. Witness stepped back as he got to the alley and came back towards Dundas street, and as he did so, he heard a shot fired. Witness also stated that he noticed a man coming out of another alleyway on Dundas street, leading to the rear of Smith's jewelry store. This man went east on Dundas street.

Witness said that Mr. Luffman, of the Royal Hotel, went into the alley after the shot was fired. Witness did not go into the alley.

Duncan Heard the Shot.

Hugh Duncan, Napanee, recalled



FRED BRYANT

the tragedy, "About one o'clock I was sitting talking to Mr. Luffman at his hotel," said the witness. "I recall Constable Beard coming into the hotel, and also remember Bova coming in to tell about the men in the laneway in the rear of Smith's store. I went with Beard into the laneway. Beard had his flashlight. I was behind Beard as his flashlight went off. He pulled out his revolver but I did not hear him say anything. I saw three men standing near the window of Smith's jewelry store.

When Beard ran into the alleyway it was quite dark, and I could not see where he was standing. I heard a shot fired but could not see who the three men were located. I was at the corner of John and Dundas street when the shot was fired. I met Mr. Luffman at this corner. He went over to his hotel, and I stayed on the corner. I afterwards went back to the laneway with Mr. Luffman.

"Witness said that when he got into the laneway he found Beard's body on the ground, and on the plans before the court described the exact location of the body. The constable was dead, and witness did not see any other person in the laneway."

The witness Duncan, was cross-examined. (Continued on Page 2.)

GIVES RISE TO ANXIETY

Turkish Situation Worries—The Canadian Government Watches the Situation.

Ottawa, Sept. 27.—The changed complexion in the Near East situation has given rise to renewed anxiety and watchfulness at Ottawa. For several days there have been indications that the situation would right itself and that military measures would not be necessary. Now, however, things look far from promising in that regard, and the government is watching the situation closely, ready to take whatever action may seem necessary.

It is regarded here that the first hostile shot fired on the Near East front between the British and the Turks would be the signal here for the immediate summoning of parliament. Until parliament meets, the government will not make known its decision on the question.

AN ARMY OF ALIENISTS ON THE DELORME CASE

Who Will Decide the Sanity of the Former Montreal Priest.

Montreal, Sept. 27.—An imposing brigade of alienists is scheduled as one of the features of the Delorme interdiction fight on Thursday morning in the Superior Court, when the celebrated case is resumed.

Leopold Houle has subpoenaed the three alienists from Beauport Asylum, where Delorme is now confined, and they will back up their certificates, now in the possession of Houle, to the effect that Delorme is capable of managing his affairs.

Ranged in opposition to the Beauport trio will be the staff from the Verdun Inmate Asylum, who pronounced Delorme insane at the trial, which saved the priest from being tried on the charge of having murdered his half-brother.

According to law, the only certificates which may be considered by the court must be dated within twenty days of the hearing and based upon an examination of the patient made within that period. Such a certificate was easily procured from Dr. Brochu, superintendent at Beauport, but none of the Verdun alienists have gone to Beauport in behalf of the petitioners for the interdiction.

The Turks are not blamed for Smyrna. As according to the findings of French officials.

COMING FROM SUNNY ITALY

15,000 to 20,000 Are to Emigrate to Canada.

6,000 FROM ROUMANIA

Are Also Expected to Arrive Next Spring to Become Canadians.

Montreal, Sept. 27.—From 15,000 to 20,000 Italian settlers are expected to arrive in Canada in the spring of next year, according to advance reports received by a Montreal snapping company. Of these, some are new to the dominion, but many are former settlers who returned home during the trade depression which fell heavily in the fall of 1920. Now times are brightening, and they are coming back. Better times are also having an effect on the number of Italians leaving the dominion to spend the winter in their native land. For the past two or three years, more than 2,000 sons of Italy faced with the prospects of employment have elected to go home for the fall and come back in the spring. They are Italians of the laboring class, employed mostly on railroad and construction work at salary ranging around \$3.50 a day. Now this kind of work is much more plentiful and the demand for laborers is on the increase. The results show in the passenger list to Italian ports only 150 men have taken passages up to the present time this fall as against 2,000 for the corresponding period last year.

All the Italians expected to return to Canada in the spring will have to satisfy the immigration laws of the dominion. In many cases, the men will bring their families, or will send for them shortly after arrival. Altogether it is estimated that about 25 per cent of the Italians coming to Canada settle here permanently, a large number in the western provinces, many purchase lots and build their homes.

More than 5,000 Roumanian settlers are also expected to arrive in Canada in the spring of next year, and a Montreal shipping company is chartering several steamers with a view to handling this traffic. These immigrants are farm settlers and will go to farms throughout the dominion. The great majority of the men will be accompanied by their families.

METHODIST CONFERENCE HAS OPENED IN TORONTO

Momentous Decision to be Made Regarding United Church of Canada.

Toronto, Sept. 27.—The eleventh general conference of the Methodist church of Canada opened this morning with devotional exercises and the sacrament of the Lord's Supper, which was administered by Rev. Dr. Chown, general superintendent, assisted by presidents of the annual conferences. The impressive services were held in the historic Metropolitan church, where all sessions of the conference will meet and most of the 387 lay and clergy delegates authorized to sit in this "parliament of Canadian Methodism" took part. Many important questions are before the conference this year. The most momentous decision will be with regard to the draft act of the United Church of Canada, prepared to meet the legal requirements in connection with church union.

EVERYBODY GET BUSY, THE ADVICE OF DRURY

The Country Can Be Pulled Out of the Hole Through Work.

Wingham, Sept. 27.—Premier Drury was the guest of the newly-organized Lions Club yesterday here. Mr. Drury made an eloquent appeal for co-operation of all classes at the present stage in Canada's history. "Hard work does not kill as many people as the lack of it," was one of the premier's observations. If everybody got busy, he argued, the country could be pulled out of the hole it is in, the burden of its debt minimized and prosperity assured. He denied that his government was responsible for or acted in class legislation and emphasized the need of unity. The premier spoke at the fair grounds along lines similar to his address to the Lions.

Harry Greb knocked out Al Benedict Tuesday night in the second round at Toronto.

Belleville is to have a Made-in-Belleville exhibition during the week of October 16-21.



KING CONSTANTINE
The ruler of Greece, who has abdicated.

GIRL'S CHARGE AGAINST GOVERNOR NOW IN COURT

Claim of Seduction and For Damages—The Governor Charges Blackmail.

Jackson, Miss., Sept. 27.—Another chapter in the administration of Lee M. Russell, governor of Mississippi, is expected to be written at the term of the Hinds county circuit court, with the hearing of a suit for \$100,000 damages filed by Miss Frances Cleveland Birkhead of New Orleans, La., stenographer and former secretary to Mr. Russell, charging the governor with seduction, breach of promise and responsibility for a criminal operation.

The charges made by Miss Birkhead thus far have resulted in a legislative investigation of allegations made by Mr. Russell that the suit was inspired by agents of what he termed "outlawed" fire insurance concerns; transfer of the suit from the federal court here in which it originally was filed to the state court when attorneys for Governor Russell challenged the jurisdiction of the federal court, and a recent re-filing of the suit in the United States district court at Oxford, the governor's home.

Miss Birkhead charges in her complaint that she was betrayed and while acting as a stenographer at the state capitol, assigned to the office of Mr. Russell, then lieutenant-governor; that she was promised that Mr. Russell would obtain a divorce and marry her and that subsequently she went to Memphis at his instigation and that an operation performed there had resulted in a permanent injury.

Governor Russell has vigorously denied all the allegations made by Miss Birkhead; charged that an attempt had been made to "blackmail" him; declared that the suit was fostered by outside influences and that the complaint was filed at the particular time was, early this year, in an effort to discredit him before the legislature, then in session.

Mrs. Aylesworth, Cataract, Shot

By Man When She Tried to Put Him Out of Kitchen.

The provincial police are seeking a man by the name of Thomas Smiley, who is alleged to have shot Mrs. Rupert Aylesworth, Cataract, three times on Wednesday morning when she attempted to put him out of her kitchen. He picked up a gun that was lying nearby and pointed it at her. The first two shots apparently took no effect, but the third shot pierced her right arm and she was rushed to the General Hospital. Shortly after noon she was able to return to her home.

Inspector Clark, of the provincial police force, was notified and is now looking for Smiley, who beat a hasty retreat after the shooting. Up to press time he had not been captured. Smiley had been engaged to work at the Aylesworth home, and it is believed that Mrs. Aylesworth objected to advances that he was making.

A posse of fifteen men and two constables have been on the search for Smiley since the shooting took place at eleven o'clock in the morning. Dr. J. F. Sparks, who attended Mrs. Aylesworth, stated that her condition was not serious after he had attended her at the hospital.

GREEK REVOLUTION; THE KING ABDICATES

The Whole Greek Fleet Has Gone Over to the Revolutionaries.

The Angora Government Decides to Send a Note to the Powers Demanding the Immediate Evacuation of Thrace.

London, Sept. 27.—A Central News despatch from Athens timed 8.30 o'clock this morning says King Constantine has signed an abdication decree without reservation. It was previously reported that he had abdicated in favor of the crown prince.

The Cabinet Resigned.

Fleet With the Revolutionaries.

London, Sept. 27.—The Greek fleet has gone over to the revolutionaries, who announce that every officer and member of the crews is wholly with them, according to a Central News despatch from Athens. The movement, which is headed by Colonel Gonatas, is making headway in all directions.

A number of Greek warships and transports manned by revolutionaries have left the island of Mitylene off the coast of Smyrna, according to messages from authoritative sources received here.

Demand Evacuation of Thrace.

Paris, Sept. 27.—The Angora government has decided to send a note to the powers demanding the immediate evacuation of Thrace, according to a statement attributed by the Figaro to Ferid Bey, Kemalist representative in France.

Mustapha Kemal Pasha now has 4,400 men in Kum Kalozai at the mouth of the Dardanelles, 5,000 at Adranyti, fifty miles southeast of Chanak, 10,000 in the intervening sanjak of Karashi, and considerable forces in other areas.

Turkish Nationalist Troops Concentrate.

Constantinople, Sept. 27.—While the Anatolian cabinet sitting at Smyrna, is completing its reply to the Allied note, the Nationalist army continues its feverish concentration of troops on the Ishmid and Chanak lines.

WOMAN THREW ACID IN PACKED THEATRE

Five Persons Were Burned When Jealous Wife Attacked Her Husband.

Atlantic City, N.J., Sept. 27.—Five persons were burned by hydrochloric acid said to have been hurled by an infuriated wife, while a crowded theatre was nearly thrown into a panic at the Globe Theatre late last night.

Mrs. Mollie Cantor, 36, wife of a garage owner here, and mother of her four children, was arraigned before a justice of the peace on two charges of assault and battery preferred by her husband, Henry Cantor, from whom she is said to be separated, and by Harry Kolmetzky, husband of Mrs. Mary Kolmetzky. Mrs. Cantor was released under \$500 bail in each case for the action of the grand jury.

The uproar occurred near the end of the performance of a play entitled "An Eye For An Eye," in which a jealous woman figured. Mrs. Cantor sat far in the rear of the orchestra. Her husband and Mrs. Kolmetzky were seated in a front row, and, according to the police, Mrs. Cantor did not see Kolmetzky, as the woman she said she had previously purchased a three-ounce bottle of carbolic acid at a local drug store.

Awaiting her opportunity at an intense moment of the play, the excited woman is said to have dashed down the aisle to where her husband was sitting, and to have hurled the contents of the bottle at him. The liquid sprayed in all directions, and persons nearby dashed to safety. Screams attracted the entire audience, and for a minute the place was in a state of great excitement.

REMOVE THE BODY.

Of Late Sir Wilfrid Laurier to a New Grave.

Ottawa, Sept. 27.—With simple dignified ceremony attended only by a few former friends, the remains of Sir Wilfrid Laurier were yesterday removed from their original resting place in Notre Dame cemetery to a vault which has been built underneath the spot where a beautiful monument will shortly be placed in his memory. The new grave is in the most central and picturesque spot in the cemetery, a fitting resting place for the remains of so illustrious a leader.

The new grave is circular in shape and surrounded by stately elms. The vault has been built beneath the

TROUBLE MAY BE AVERTED IN CHANAK NEUTRAL ZONE

Allies Will Give Kemal Pasha All Possible Leeway to Avoid a Clash—More British Troops Leave For Near East.

London, Sept. 27.—More nationalist troops have descended into the Chanak zone, according to official advices from Constantinople to-day. This is not regarded in authoritative quarters, however, as aggravating the situation much, and the opinion was expressed in these quarters that trouble would be averted.

No word has yet been received from Kemal Pasha in answer to the ultimatum giving him forty-eight hours for the removal of troops in this area, but the Allies are inclined to give him all possible leeway to avert a clash.

Want To Use Straits.

Constantinople, Sept. 27.—It is unofficially forecast that the Kemalists reply to the Allied peace note contains conditions unsatisfactory to the Allies in that the Nationalists in-

stist upon the use of the straits for transporting troops to Thrace despite the requests of the peace conference.

More British Troops Enroute.

Aldershot, Eng., Sept. 27.—Nearly three thousand soldiers of all ranks left here to-day for embarkation to the Near East.

Continue to Menace Straits.

London, Sept. 27.—Turkish nationalists continue to menace the straits of Dardanelles, and are entrenching in the neutral zone which they refuse to recognize. British commanders are confident that they can keep the Turks from crossing the straits or capturing Constantinople, until the arrival of formidable reinforcements now on the way.

level of the plot and will form the foundation for the monument. The remains of Lady Laurier will be placed beside those of her husband within a few days.

BURN CONSTANTINOPLE IF THE TURKS ATTACK

Fear of a Massacre—Officials' Wives Leave the Turkish Capital.

Constantinople, Sept. 27.—The Greek residents of Constantinople are apprehensive of the resorts should the Turkish Nationalists take over the capital. Many frankly express their fear of a repetition of the Smyrna massacres.

"If the Kemalists take Constantinople, and attack us," said one prominent Greek, "we will fire our homes before we flee, and will not leave a penny's worth of property."

"A Turkish invasion without the restraining influence of Allied forces may bring consequences far more terrible than in Smyrna. The Christian minorities so ignominiously abandoned by the Allies, will again, as in the year 1453, save Christianity in Europe by their lives."

"This is no more a war of conquest but a war of religion. Europe is threatened with a Moslem renaissance. The Turkish army in its delirium of victory will pass over the corpses of thousands of im-moussed Christians in an effort to reconquer the Turkish provinces lost in Balkan wars."

Officials' Wives Leave.

Constantinople, Sept. 27.—The wives and families of the high British officers in Constantinople have been sent out of the city. In order to get them away, the British military authorities commandeered the Orient express, which runs through the Balkans and on to Paris. A British transport will take on board today the wives and children of the British army officers of the line.

The reported abdication of King Constantine of Greece in favor of Crown Prince George has caused wide speculation in London on what course former Premier Venizelos will take.

Pope Pius on Wednesday telegraphed Mustapha Kemal Pasha urging that the Turkish commander adopt every possible measure to avoid further bloodshed.

Mustapha Kemal Pasha replies to Gen. Harrington that he has no knowledge of the neutral zone.