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WEDNESDAY, September 17th. THE EVENING CLASSES WILL RE-OPEN WEDNESDAY, October 1st, 1890. Prospectus of terms, hours and fees may b oud at the rooms. CHAS. E. WRENSHALL

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DRESSMAKING. MISS VENTON, ME BROCK STREET, SO ligits suggestiments for DRESSMAKING BY THE DAY, at ladies bouses, Estimatory re-

Birchall Beginning to Grow

Extremely Anxious,

After His Removal to the Jail in the Evening He Appears Down-hearted and Reserved An Outline of What the Defenre Will Probably be-An Expert in Writing Identifies a Tell-Tale Telegram na Having Bean Sent by the Accused to Himself-Chief Tom Young's Story of the Arrest-A Graphic Chapter of Court

WOODSTOCK, Sept. 24.-Birchall has at last begun to show signs, if not of actual distress, then of deep inter-set in the proceedings which are going on around him. This was certainly noticeable in his demeanor all through to-day's proceedings, which grow interesting as they progress It can hardly be said that there were any visible signs of weakening on the part of this remarkable prisoner, placed in the awful posttion that he. is, but he certainly has developed a very sively and keen interest in the doings in the court.

Two or three hours after he was removed to jail to-night, however, he began to appear quite down-hearted, and was noticeably reserved in his communication with the officials at the prison. The strain is at last telling on the nervy prisoner.

For the first time since the trial began, he to-day riveted his eyes on the witnesses as they were called up one by one. The doctors' testimony especially, and that relating to the weather of the week in which the murder was committed, he followed closely. He did not smile much to-day, or do any sketching while in the box, but instead made what appeared to be copious notes of the testimony given, and frequently sent memoranda over to his lawyers, or beckoned Mr. McKay or Mr. MacMurchy to give them points for Mr. Blackstock. When the court adjourned at 6 o'clock he had in his hands a dozen or so sheets of paper on which he had jotted

down his memoranda, -: At times his pale face became overcast with anxiety. At none of the preliminary examinations which took place at Niagara Falls did the accused show any of the apparent concern which he did to-day. This was generally remarked during the sitting of the court. Neither Mrs. Birchall nor her sister, Mrs. West-Jones, came near the courtroom to-day, nor is it likely that they would have put in an appearance yesterday but that Mrs. Birchall had to appear to hear the flual disposition of her own case. This absence of he wife and sister-in-law of the accuse causes not a little speculation as to its real One on the new joints brought out to-day

was tre Montification of the message signed ' Stafford," sent from Buffalo on Feb. 21 to Birchail at Niagara Falls, as being in prisoner's handwriting. The receipt of the message was proved by Manager Burnett of the Great Northwestern Telegraph Company, and Expert Odea swore positively that the message was in p isoner's handwriting. The Line of Defence.

At last the defence are beginning to show signs of what their final contention will be although a tack may be made at any stage. Up to the present time there has been no mention of an alibi, but Mr. Blackstock, from a question asked of a witness to-day, apparently had that in his mind. The defence, then will probably be this: The presence of Birchall at Eastwood on Monday, Feb, 1 last, in face of the strong evidence to be pre-sented under that head, will-be admitted. That Benwell was with him will also probably not be denied. That the two men separated at or near E stwood. That Birchall returned to Niagara Falls alone. That he and Benwell may have agreed, because of the latter being dissatisfied with his prospects in Canada, to separate. That Benweil set out on his own book and fell in with his murderer or murderers, who after killing him started to carry his body to Mud Lake in rear of the swamp, but being unable t trudge through the thick underbrush to the dark and dismal waters of the lake, where it was to be thrown in deposited it in the swamp where it was found. That Benwell was murdered after Monday, the day he separated from Birchall, and this being the case th presence of frozen sleet and ice in his cont sleeve can easily be accounted for by the storms which prevailed in the neighborhood not only on the Monday night but on subse

quent days and nights of that week This presumably will be the general out line of the defence, but certain other contentions will no doubt be strongly argued. The crown, of course, is fully prepared to meet these theories, to substantiate which it has already presented some very damn ing evidence, with much more to follow. It may happen, too, that Mr. Blackstock will attack in the most approved fashion th testimony of the witnesses who will attempt to identify Birchall and Benwell on th Grand Tronk train on that fatal Monda and his presence on the railway platform at Eastwood. Miss Allie Smith is the crown's strongest witness as to the identifieation at the Eastwood station. This young lady is kept well out of the way at the O'Neill House, only being visible to the naked eye during meal time. Th letter written by Birchall to Benwell'. father on Feb. 21, already printed, is one of the crown's strongest point. as to the object of getting the young man out of the way. As one of the crown lawyers re

marked: "There is murder in that documen ever there was in anything in the shape The crown to-morrow will probably begin by trying to prove the journey from Buffalo to Eastwood and to the fatal swamp mad. by Birchall and Benwell on Monday, Feb. 13 Mr. Osler will endeavor to trace this step by step by ticket agents, train hands and other from Eastwood to Niagara Falls, when th message to Pelly was received by Operator Phemisier at Niagara Falls at 7:44 p.m. The cross-examination of Miss Fallon and Mis Smith by Mr. Blackstock will probably be the most exciting scene in the whole trial

Four Hundred Fair Ones, Of course the interest in this remark able trial grows apace. Visitors ar flocking to Woodstock in large num bers. Among the visitors at the court to-day were Mr. John B. Freeman, M.L.A., North Norfolk, and Sheriff McKin So many prominent ladies of Woodstock

having attended court on Monday and yes terday, the desire of the average muand matron of the town to gain an mission to the room bas become almost up versal. At the afternoon sitting of the coar the room was almost entirely filied with ladies, young, old and millibage L. Tanco were nearly four hundred of them in Even male ticket-holder room. were refused admission, to accommadate the fair visitors. If this preference continues, which it is likely to do, there will be a very poor show for any but the lawyers, the ladies and the reporters, whose numbers have now swelled

to about forty. There is little prospect that the trial progress made this afternoon was very considerable. Mr. Justice MacMahon much opposed to delays or disturbances of any kind, and he firmly instate on keeping the ball rolling for the seven or so hours that the court sits daily. The number of crown witnesses is variously stated at 75 to 120, but it is known that several of these, whatever be their number, are merely held in reserve. For instance, it is now given out that Detective Murray, who has played such an important part in working up the crown's case, will not be put in the box at all. This may or may not be so. As for the witnesses for the defence I have not as yet seen or even heard of a single, one. If there are any they are certainly being kept

well under cover. The address of counsel will probably last considerably over a day. A Spar With the Doctors. The morning session was devoted to hear ng the doctors who made the post mortem examination and their theories as to how long the body of Henwell had lain it the swamp before it was discovered about II o'clock on the morning of Friday, Feb. 21. Two of the medical ment examined were Dra Oliver Taylor and C. R. Staples of Princeton. Mr. Taylor is a cierical-looking young aysician. Both of these gentlemen, a sms, refused to give Mr. Hellmuth any insortem other than was submitted by them at the inquest at Princeton, although it was known to the defence that that statemen

had been very considerably amplified sinc and put in the pensession of the crown. Therefore Mr. Blackstock, in b cross-examination, put both of these gent) men through the roasting process, and ne the crown as to the real nature of the exami nation, after making a statement thereto on primmer's back," as the learned counsel put it, Mr. Blackstock and Mr. Osler were just when His Lordship put a peremptory stop thereto. Mr. Osier, however, did not leave the incipient battlefield until he had sleciared that the defence were never refused access to any documents which the crown proposed to submit in the case. The drift of the crown in connection with the examination of the doctors was quite apparent. They evidently

Benwell, being murdered on Monday, Feb. 17, lay in the swamp until the following Fri-During Monday night there was a heavy sleet storm, followed on other days up to

Friday with more shet, rain, mow and cold

when found that the sleeve of the mackintost was filled with ice, which subsequently be came so solutified that it took nearly, 1% sours to respone it.

That the Crowe evidently anticipates a witness for the defence, who will swear that Benwell was seen alive after Monday, Feb. That if the body were not in the swamp o Monday night, during the aforessid storm or keen filled with the frozen sleet found there

dered during the Monday is question.

And the defence is evidently-prepared

What the Medical Men Say. Dr. Taylor was the first witness. He told about visiting the swamp on the day which the body was found, Feb. 21. Deceased was lying on his back, with the right arm elevated The body was solidly frozen. Witness only remained a few minutes at the swamp. He next saw the remains in the undertaker rooms at Princeton. . The clothes were still on then: overcost, undercost, vest an pants. On the inside of the overcoat ano between it and the undercoat and between able amount of frozen snow and ice. The right coat sleeve was completely filled with the bame substances, which were as thick s witness' hand. He saw the body next morn ing again. The face and hands were dark colored. After being thawed out the color of the face was more natural. Witness thought the body had been in th swamp perhaps four days, possibly a little more. He described the discovery the bullet wounds, one on the lef

of powder imbedded in the ear and side of the face. The hair above the wound wa out. Osler placed the waterproof worn by denwell on a constable and turned up th oliar, exposing the bullet hole in the cloththe hole in the cost-collar reached in late of the discovery of the body. the constable's head. The bruises on Ben well's body were caused either immediately before or within two hours after death, and might have been produced by a fall, a pinci or a blow. A body standing upright and falling upon an uneven surface would be likely to produce the marks. Dr. Taylor described the course of the bullets. One took a course upward and forward along th

side behind the ear, with inverted edges, and the other immediately pehind the head. On

the left side, too, were found about 40 grain,



G. T. BLACKSTOCK, Q.C. alongside the sauli in front. The second but let journeyed upward and forward, passing, through the central pertion of the brain and lodging to the left of the centre of it. (The constable's head was utilized for the purpos of illustration.] The lower builet which passed through the medella, must have bee instantaneously fatal, but either was suffi cient to cause death. Deceased could not have fired the shots himself. The only food found in the stomach of deceased consisted of several pieces of split peas, aggregating four or five peas in ail. The doc tor was returning bome on Feb. 17 and described the weather. It commenced raining and freezing as it fell in the evering and continued until midnight, at which hour wit-ness returned home. Next morning the ground was covered with ice. To Mr. Blackstock witness stated that th body was frozen stiff, and that mortificatio had not set in in the slightest. Dr. Taylor

minutely detailed location of the bullets. The condition of the body next came under review. Witness stated that with & dead body not frozen and exposed to the an decomposition is looked for on the third da; but of course all depended upon the weather. The Doctor stated that a small piece wa missing from the ear; he thought it had been gnawed off. Witness said the body was the of a strong and vigorous young man, a ma, who was abundantly able to take care of himself in a scuffle.

An attempt was made, but unsuccessful, t rike the Doctor's testimony with respect to

he sleet storm of Feb. 17. Thought 11. Might Bo Pichthall, Dr. A. B. Welford, the swell young physician of Woodstock, was also examined at ength as to the post mortem. It came out his testimony that the right sleeve of Benweil's waterproof and undercoat were filled with sleet, frozen so solid that it was imposable to separate the clothing from the flesh even after the body had been in the underakash room thawing out several hours. The doctor next spoke of the discolerations on the groin of deceased, and testified that inasmuch as inflammatory action had not set in, this discoloration could not have taken place more than 1% hours before death; if might have occurred between the period represented by 11/2 hours prior to and 21/2 hours after death. The man had been dead at least 48 hours. In testifying that the body was not decomposed the doctor explained that the bronze-bluish appearance of the body was due to the fact of it having been frozen and exposed to the air. The witness also explained a peculiarity bullet wound in the head. The upper edge of the wound was burned with powder. the lower edge bore no trace of powder, as f, when the weapon was placed against his head, the lower part had been protected by something. (The Crown say it was the collar of the waterproof Benwell wore. Witness pext stated that the neck-band deceased's shirt indicated that whoever had torn off his collar had jerked it off while the man lay on his back in the swamp. To Mr. Blackstock witness stated that went to Princeton with Miss Pickthail, who besired to see the body, thinking it might be that of her brother, Neville H. Pickthall,

who was missing at the time. Witness also stated that he noticed on th drawers worn by deceased below the left knee a mark as if made by a charred stick, and there was also a small abrasion on the leg itself. He thought, with the other witnesses, that the body looked as though it had been placed on the saplings where found. Dr. Charles R. Staples of Princeton, who assisted at the post mortem, corroborated the other medical men. From the condition of the stomach, witness did not think Benwell had eaten anything for six hours before his

At this stage His Lordship had to adjourn court nearly an hour earlier than usual because none of the necessary witnesses could be found, although they were all supposed be in the grand jury room downstairs. His Lordship rapped some of Sheriff Perry's stupid constables over the knuckles for their thick-headedness, and he remarked that he hoped that in future a man with an ordin ary amount of intelligence would be placed near the door to see that the witnesses were forthcoming when wanted. The inability of these stupid tipstaffs to keep the front steps and the stairs leading to the court room cleve is frequently manifest. Often those who are entitled to admission find it very hard to get

ato the room owing to the crowd around the and Robert Thomas, assessor of Stamwere called to prove that poperson named Rireball or Somerse had owned a farm in the vicinity of Niagara Falls. Mr. Blackstock asked the last witner if the Falls didn't provide exceptional facili-

Northwest Telegraph office at Buffalo roduced a telegram from files of his bus nest, Fob. 27, 1890, bearing the officia mark of the sending operator, as well as the receiving mark, It was a

John H. Baldwin, whose wife conduc-Birchall and his wife boarded, produced sev wral letters written to him by Birchall after his arrest. These were put in for the pu illeged to be in Birchall's handwriting. Postmaster N. W. Woodruff of Ningar Falls, Out., tustified that he rented box 313 t the prisoner Birchall for the 6 months ending Aug. 19, 1991. Mr. Weedruff recognised the stamp produced as belonging to his office, and explained how the type was changed. I. McCartney of the Canadian Pacific telegraph office at Nagara Palis identified dated Feb. 20 as received at 3.40 p.m. that day from prisoner for transmission. Fred Pearco, teller in the Bank of Nia gara at Niegara Falis, N.Y., said that on Feb. 34 last an account was opened at the bank by prisoner in the name of J. R. Birchall. The amount of the account was, actor ding to deposit slip produced, \$152, but has since been closed. Witness asked filechall his occupation and he replied that he was buying horses for the English govern-

Wolverton of Woodstock Baptist

College, Descriton asstrorological observer

character of the weather during the week of | secure evidence not legally admissible. the murder. The blotter bearing the origin. His Lordship: "I don't agree with you at al record of observation signs with the all. The evidence has been confined strictly randation thereof was produced. Observa- to what should be admitted." tions, witness explained, were taken at 3 a.m. Mr. Hersee then described Pine Fond and and every four hours afterwards during the Mud Lake to the jury and said Birchall had told him that he knew the locality, that he the weather. The records proved that at \$ h d been through there "sporting" about a clock on the evening . Feb. 17 (the alleged | four years previously. He did not know wh. next morning. There was a pretty heavy storm, 34-100ths, or nearly que-finif of an lach, being the fall. It gradually becam Therefore, that Benwell was really mur Older, with frost on Tuesday, the 18th, and 9% per the evenin of Wednesday, to the exin and sleet II. At 3 o'clo set these contentions, as pointed out above on the morning of Thursday, the 20th, snow

began to fall and the register snows that Witness said one of the wounds in the hear was drifting. It was also musty with drift-corresponded in position to the spot which ing snow on Friday morning, the 21st, the Mrs. McKechnie, by the way who is the first lady witness called, and J. M. Slamp, who assist in taking the weather observa-tions, corroborated generally Prof. Wolver-

Mr. Hellauth cross-examined these wit nesses as to the storms subsequent to Mon-day, for the purpose, no doubt, of strengthening the theory of the defence that the frozer sleet and ice found in Benweit's coat sleeve could have found its way thittier after Douglas Pelly's Revolver.

Douglas R. Pelly was called to the box again, and handed to Mr. Osler the revolver he had brought from England with him. He identified another couple of letters as being in Benwell's handwriting. In cross examination by Mr. Blackstock, Pelly said Birchall's revolver was smaller than his. He said a photo produced was a fairly good likeness of Benwell. He was

with Birchall all the time before the fatal Monday with the exception of twice for a short time, so that, he said, it would have been impossible for him to have gone away before that Monday on a trip. Charles Benwall was recalled to describe the manner in which certain clothing found in his brother's trunk were marked, with a view to proving that the clothing of the dead 'man was cut in the same place. His Lord ship ruled this evidence out.

John Gregg, the Princeton sexton, was re-called and testified to suspicious circumstances which happened near the comotery in March last, a horse and buggy driving up to the cemetery gate, turning as if to enter the grounds, and then driving away. Gregg, who said he had been up nights for five weeks, thought that the presence of the vehicle was connected with an attemp' to steal the body of Benwell, J. H. Hull, a well-known lumberman of Princeton, who had conversations with Birchall prior to and after his identification of Benwell's body, related to the jury the various stories told by prisoner. Mr. Hull's evidence was remarkable from the fact that he was the only witness thus far called who the ball at Jerry Dake's at Princeton. This wit ness particularly recollected affairs because his win was married on Wednesday. Feb. 19



When Birchall talked to Hull be told practically the same story which he had told Indertaker Swartz, viz., that Benwell was a young man fond of cards and who 'would likely be led into a game or might frequent A house of ill-fame. Birchall told this witness also that he had received a letter from, Benwell, in which was mentioned that the writer would probably return to Woodstock, and perhaps Paris, as he was looking for a farm in the locality After the identification of Benwell's body by prisoner, witness again saw the latter, who told him of the identification of the body. Another conversation arose with respect to the letter, and when witness asked Birchall if there were any letter-head on the envelope or letter, prisoner replied, "Oh! he didn't exactly write me from London. He just sent me his baggage checks and keys in an envelope. Prisoner also stated that Benwell had a brother residing somewhere in the United States.

The witness then gave a description of the it appeared that it was sloppy on the 17th. with rain at night. Next day it was considerably colder. The sleet-storm of Wednesday witness described as lasting but a few minutes, being preceded by snow and ice and

followed by snow. [This evidence is important in view of the theory which the defence will put forth that Benwell was not placed in the swamp where found until after the rainstorm of Tuesday night, and that the ice and slush which was found in the sleeves of his clothing lodged there during this storm.]

A Gallant Captain in the Box. Captain Peter H. Cox, who is a gentleman farmer living near Paris, was another wit ness with somewhat the same story to tell. The captain's fierce red mustache was carefully waxed a la militaire. He saw Birchall at Paris the day the prisoner went to Princeton to identify the body. The captain remarked to Birchall that he would be glad to assist him in any way he could in tracing the mystery. Birchall told the captain that Benweil had left him some days ago to go to London, Ont., to look for land, finding which he and deceased were to go into partnership. The Captain proceeded: "Birchall told me that he had heard from Benweil last week from London. He did not write on the paper of any hotel, nor did he know at what hotel in London he had stayed, but he thought be was staying with friends. Birchall did not think that Benwell had got to drinking and that he (Benwell) had not been shaved since they parted. He said Benwell's things were from observation. The court room is that time she bamboozled nim out of \$400, at his (Birchall's) bourse at Niagara Fails and that he had known Benwell in London, England. He did not know if the dead man had much money with him.

George Phemister, telegraph operator in the Great Northwestern office at Niagar. was received by him at 7,44 p.m. on Feb. 17 The evening accommodation from London was due at 7.10. There were eight words in | His evidence at different periods was shown the message, and the person who handed it in paid 25 cents for its despatch. The message

Pelly, Stafford House, Buffalo; "Arrive Hoffalo nine o'clock ere to-night. (Signed) Witness said further that be visited Birchall in jail between 914 and 10 o'clock on th. evening of March 1, the object of the interview being to get some facts for the asso-ciated press, whose representative he was. He told Birchall who he was. Birchall told witness that he had been to Princeton and had identified the body. Prisoner also said that he had last seen Benwell alive on Monday afternoon, Feb. 17, at the Grand Trunk depot at the Falls, that deceased was the son of Col. Benwell of England; that he had known him for six months, and the family a considerably longer time. Birchall also told this witness the story of having received a latter had gone west containing the checks to release the baggage in the custom house. He said that Hen well had \$50 or \$100 with him . that his habits were temperate and that iten-well had friends in New York whom he would consult as to the disposal of the remains. Prisoner said Benwell had a black or brown bag with him when he left for London, that he (prisoner) had been over to Capada before several times buying and The Man Who Owns the Swamp of Death. The recovered body was brought to the vil-

saw prisoner, or Somerset as he was then morning's train. Efforts are being made to called, at Pine Pond on three different | find the others. occasions in one week during the winter of | Mr. Bowyer was one of those who so mira 1888-80. Bomerset came out with others in a culously escaped from the Queen's Hotel two-horse "shay" the first day; the second day he drove out four-in-hand. Somerset told witness he was the third son of Lord

ness, asked what Somerset said with respect | cery division of the high court of justice for | as Imperial Cream Tartar Baking Powder, | Dyer & Co., Montreal. to his business there. - Mr. Blackstock ob | Cletarie, succeeding the late Hon. William | that is acknowledged to be the best in the jected to this question and intimated that Pr udfoot.

HE IS CHARGED WITH DEFRAUDING

THE LOVE SICK. owned the land on which Mud Lake was lo-

A Philadelphian Who Used the Mails for Improper Purposes-The Concern Was cated, but had heard some one say his brother in Receipt of Large Sums of Money-Witness described a number of little Tender Epistles.

Pressumo, Pa., Sept. 25 -- J. A. Keenan the manager of the Matrimonial mutual endowment association, which had its headparters at Altoons, and which has been perating quite extensively all over the country, had a hearing before United States Commissioner McCandles and was held for rial at court to answer the charge of using the mails to defraud. Keepan was the organizer of the association, which, he claims, was incorporated under the laws of this state. The officers of the association as 50 advertised are : Hon. A. P. McDonald, member of the legislature for Blair county, president; J. B. Hicks, candidate for the nomination for congress for the Blair county treasurer; J. A. Keenan, secretary, and D. J. Neff, a well known member of the Blair county bar. The alleged treasurer is the

blew all the saplings down. The tracks leading to the spot where the body was found was part of the old t all, and it was near here where the fire first blocked the trail. Fidelity banking company. For a fee of \$3 and the payment of, 50c a month the association advertised to pay to holders of certificates \$500 when they marness Mr. Blackstock became more aggressive ried, or if they did not marry within five quently opened fire at the witness for not years they were to receive the \$500 and be answering more promptly, reminding himdischarged from further liability. An alleged newspaper, called the Globe, was printed to advertise the concern, and every art was used to promote matrimony. At the hearing the Altoons postmaster testified that Keenan had received Jarge sums of money by mail. The persons named as officers of the concern denied the soft im peachment and Mr. Keenan's scheme, which has been in existence since 1887, will flourish man a little further in the swamp. He de-scribed the trail as an old sleigh-path, but

Some of the external evidences of the interest displayed in this scheme are decided y novel, if the enterprise itself is not 'A Mississippi Darling" writes to the 'Cupid's column" of the Globe: "A blueeyed blande of nineteen, and 135 pounds, who will be 'a sweet girl graduate in time,' and whose father makes 100 bales of cotton, would like to be prepared for some fan as soon as the school days are over. You needn't write unless you are handsome, for I will not marry an ugly man." An Arkansas postmistress tries her luck after this fashion ! ."Look here, boys ! . Here is your chance. I am a jolly little postmistress having a very good education, height five feet and weight 107 pounds; I have a fair complexion, light blue eyes and some means, between the ages of eight there is this missive: "Here you are, boys! A little Michigan beauty, raven black hair, pearly teeth, rosy, kissable two lips, Venus I ke figure and the temper of an angel, when I have my own way." Is was W. J. Isett who complained to the post office department and then to the United States marshal and had Kesnan arrested; and Isett charged that he, a member

of the association, was defrauded to the ex-

THE KEEWATIN WRECKED.

WINNIPEG, Sept. 24 - News was received

smuggling at the mouth of the Saskatche

ake on the 7th. So far as known only

three men, all members of the North West

mounted police, were on board. Among the

articles found on shore is a quantity of mail

matter addressed to the police, and a boy

with the letters "N.W.M.P." worked

the leather. It is thought that Mr. Morphy

was one of the policemen on board the boat

Mr. Tyrell and Indian Agent McKay have

started along the shore of Swampy Island it

scarch for further traces of the missing

men. Lieut, Governor Shultz has heard of

the wreck, but is not yet in receipt of par

opinion as to the fate of the men on board

A Well Worked Scheme.

na correspondent says Americans here say

European reprisals for the McKinley bit

will have no effect upon the Americans.

An acting American minister told me that

the McKiuley bill must not be considered a

final measure, but the commencement of a

well worked scheme, which the entire na

tion, with the exception of a small influen-

t'al minority, is resolved to see real zad and

will not abandon until it is given a fair

trial. The feelings and interests of Europe

cannot be taken into consideration. Differ

ences of opinion in the senate or the house

of representatives refer rather to means

BATAVIA, N. Y., Sept. 25. - A remarkabl

ause that has been assigned is that the

your g man, who some time ago formed the

Matrimonially Fooled

Daniel Berry, a carpenter, of this city, well

advanced in years, brought suit for divorce

from his wife, Amelia Berry. This action is

the result of a romantic marriage contracted

by the old man a year ago. He advertised

in a Chicago paper for a wife and caught

She came to Henderson after the prelimin-

aries had been arranged by correspondence,

and the two were married. The female

The Real Facts.

from Cape Town says a Burtuguese steamer

had arrived there with kidnapped natives

from Mezambique en route to the west coast

the steamer had been declared free by the

recapturing them. The official announce-

ment is now made here that the steamer

was conveying military native conscripts ye-

cruited at Mozambique to the west coast of

Africa and that the commander of the ves-

bark at Cape Town because he was afraid

A Widow Finds Herself Wealthy.

LONDON, Sept. 25 .- A recent despatch

HENDERSON, Ky., Sept. 25. -To-day

the consequent alcoting poisoning.

than to principale.

LONDON, Sept. 25 .- The Standard's Vice.

ticulars, and consequently expresses no

tent of \$36, because when he took a wife unto himself the promised endowment was not forthcoming. the histus losting, promising to go to work stumping as soon as "these people let me loose out of here." Witness said he mot prisoner, he thought, late in October, 1858, A Portion of the Hull Found-Where are near the swamp; he was standing alone and had a gun in his hand, and witness passed the time of day with him. [Prisoner was not here of the wreck of Lieux Governor in Canada in that October, consequently witness either is mistaken in his man or has got Schultz's steamer Keewatin on Lake Winthe date mixed.] nipeg. Mr. J. S. Tyrell, of the Geological Re-examined by Mr. Ball he said that l survey, writes from Swampy Island, Lake could not tell the mouth, he had no way of Winnipeg, that a portion of the hull has affixing the date, and it might have been a

lakes similar to Mud Lake in the locality,

To Mr. Blackstock witness said that ladies

enerally accompanied Birchall on his trips. Witness offered Birchail \$100 if he would

sell his farm to some of his English frien.is;

Mr. Hersee said be thought there were a

couple of touts at Pius Pond when Somerset

was there; and when os of them disappeared witness had remarked suat he thought an indian had stolen it and taken it to Mud

Joseph Piggott, a tarmer of Blenhein

tnew prisoner in 1888-9 as Lord Squareset. He had seen him in May 1889, driving towards

Pine Pond, which is 114 miles distant from the place where the body was found. In

Det., 1889, a fire occurred in the swamp, which burned down the timber and blocked

the trail to Mud Lake. The roots of the

caplings were burned through to the extent of an acre, starting 50 feet from

the second concession road, and the first wind

During the cross-examination of this wit-

than at any time during the trial. 'He fre-

machine into court to pull the answers out of

him. Witness was smiling most of the time,

and when the learned counsel referred to the

agricultural implement his face expanded

into a broad grin.

James Ellis, also a yeoman of Blenheim,

testified that during the hunting season in

the winter of 1888-9 he saw prisoner, whom

he knew as Lord Somerset, in the swamp of

leath. There was another young English-

No difficulty was experienced by witness in

reaching Mud Lake by this trad in June

Several times during his cross-examina-

tion Ellis convulsed the audience with merri-

ment. He said he was sometimes a farmer,

sometimes a stumper and betimes a carpen-

month or two later in the year when he saw Tom Young Describes Birchall's Arrest, When Chief of Police Tom Young of Ningara Falis entered the witness box a ripple of excitement was observable in court, and the prisoner, who seems to have a liking for the giant-like officer, looked toward the wituess box, where the tall form of Mr. Young loomed up nearly three feet above the top of the rail. When Young commenced to speak, however, prisoner cast his eyes down and never once ooked up. The detective related the circumstances leading to Birchall's arrest. Bcoming suspicious Sunday he placed prisoner. under surveillance and subsequently arrested him in bed at Baldwin's boarding-house, finding in his possession the gold pencil case produced engraved "Conny, Sept. 15, 1863, receipts for I trunk and 1 box, dated Feb. 14, 1890; a gold pen and a number of letters; also the keys produced which afterwards were found to fit Benweil's baggage When the effects found on the prisoner were placed on the table at the boarding house prisoner reached out his hand to lift them up, but witness remarked, "I will take charge of To Mr. Blackstock witness stated that

cautioned prisoner from saving anything, as it might be used as evidence against him. This was after Detective Murray had seen him. Witness believed that Mr. Murray also cautioned prisoner against talking. Mr. Blackstock read the evidence of Detective Murray given at the coroner's inquest, in which he admitted that he had persistently endeavored to secure a statement from Birchall and asked: "You would not have acted in the way Murray did, Mr. Young!" and was rather non-plussed by the reply, "I rather think I would."

James Flynn, Grand Trunk station agent at Niagara Falls, testified to the passing of Birchall's baggage and his statement that the boxes in the custom house were in his parge and would be passed in a few days. Nothing new was elicited.

Introducing Expert Testimony. case of death from the excessive wise of to Mr. Osler put in a number of letters from bacco occurred at Corfu on Saturday, when J. R. Birchail to D. R. Pelly, the agreement between Birchall and Pelly, and the four a young man named Henry L Colby twenty one years of age, died after an it letters produced by Mr. Baldwin, for the purpose of laying the foundation for the inness of ten days About ten days ago b was taken violently incane. There is to troduction of expert testimony. After Douglas Pelly had told of seeing in Birchall's insanity in the family. The only plausible possession a stamp for making impressions similar to that projuced and to seeing prisoner using it and to seeing him purchase habit of chewing tobacco, never expector two or three ink pads in New York, the exated while doing so, and, furthermore, pert testimony was called. swallowed the tob: coo itself as well as the Conner O'Dea, writing Lister for 18 years inice. His insanity is believed to have re sulted from the excessive use of to bacco and

at the British American Business College, foronto, who had made a life study of writing, testified that every man had his peculiarities and he could detect whether two distinct documents had been written by the same man. He positively identified the letter sent to Col. Benwell and signed by Birchall as being in the same handwriting as those antiler prisoner to Pelly, as well as the writing on the passenger list of the Britannic had the telegrams seat from Niagara, in some of which witness said "An attempt had been clearly made to disguiso Court will open at 9% a.m. commencing one, a spruce looking middle sged woman.

The Case Going On, Wooperock, Sept. 25 .- Birchall sleeps sharper, for such she turned out to be, lived well and cate heartily. He does not flinch | with the old man only three days. During thickly dotted with groups of ladies. S. B. with which amount she decamped and has Fuller, manager of the Imperial bank, gave not since been heard from. evidence on many financial matters. Birch all flushed when some of his frauda were exposed. Conductor Poole testified about passengers in his train from Suspension Bridge to Eastwood on Feb. 17th but he could not identify Birchall as one of them.

hart and Elizabeth Choate testified. There was much contrary facts given by both.

Alfred Hayward identified Birchall one of two Englishmen passing his house on Fed. 17th. Then Mr. Blackstock pointed sel was afraid to allow the mob to disem to the gallery and saked witness if he could see a man there among the ladies. "Yes," witness said, "I can't tell who he

they would desert him. "Yet," said Mr. Blackstock, "you pro Cooper, formerly of Lockport, Ill., has passed 120 yards away, the prisoner ! THEIR BOAT CAPSIZED.

Three Young Men Drowned Near Sun ridge-One Body Recovered. SUNDRIDGE, Bept. 24.-This morning about 9 o'clock three young men named

three miles. This afternoon men on the for that point. New Railway in Nova Feotia. lying on its side and after reaching it found HALIFAX, N. S., Sept. 25. -R. G. Harvey, drowned. The other two are massing and manager of the Brockville, Wemport and improvised little melody of her own the Wheat somins; No. 1 hard Madiciona 1.25 are supposed to have been drowned also. Sault St. Marie R.R., goes to Annapolis musicians went into an centary of praise, to 1.25. with Attorney-General Lingley to day to George Hersee, the owner of the now lags this evening and will be forwarded to famous "Swamp of Death," testified that he relatives at Bracebridge by to-morrow Some of the western politicians collect the

seeds of a plant, powder and sift them, and fire a month ago and was only recovering then bake juto cakes, which they smear from injuries received there. with oleomargarine and eat. In preparing been appointed vice-chancellor of the chan-

SPECIAL OFFERING

White Union and All Wool Blankets in All Sizes. 200 PIECES GREY FLANNELS.

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district on the republican ticket, assistant Colored Counterpanes and Quilts.

WALSH & STEACYS.

LOWEST PRICES IN KINGSTON.



FRIDAY'S SALE.

and light hair. I wish to correspond with During the forenoon of Friday and up to 12 o'clock we convenient" From the Wolverine state will offer one bale Kingston Cotton, yard wide, for 2 1-2 cents per yard. Only a limited length sold to any one customer (no children served with this line).

Every department will show a special bargain on

J. C. HARDY'S ONE PRICE STORE.

THE PITH OF THE NEWS.

The Spice of the Morning Papers and the Very Latest Telegrams. The Comte de Paris sailed from Liver pool for New York yesterday.

It is understood Parnell will shortly call a convention of the Irish nationalist party. Order has been restored in Manipur. The been found on the island. The boat left maharajah has abdicated in favor of his here in July last, Mr. Watte in charge, with a detachment of North-West Mounted Pol-The Turkish newspayers have been forice, whose duty was to prevent whiskey bidden to comment upon the affairs of the orthodox and Armenian-churches. Addie Smith, Toronto, the well known vegetable marrows, Se to loceach. wan river. It is thought that the boat was returning here when she was wrecked. The child dancer of Scottish dancer, has been last seen of her was from Spider Island, performing before the Queen at Balmoral. Sept. 6th. A fearful storm passed over the Col. Bedson, warden of the Manitoba

> Thomas Howard, Winnipeg. The colonel is rice for superannuation. "The monarchist journals, Paris, express their approval of the letter of the Count of Paris to Senator Borcher, justifying the course he (the Count of Paris) took in his 80 to 90 per ib; mutton, 60 to 100 per lb; dealfogs with the Boulangerists. An explosion occurred to-day on the str. Pandora at Armstrong's ship yard at New

penitentiary, is shortly to be succeeded by

about the steamer were so badly scalded by escaping steam that they will die.

Lyons shop to his home. Cuban tobacco trade by the passage of the \$1.53 to \$2.50 per banket. McKipley bill, and in accordance with tele graphic advices from the United States. heavy shipments are being made of tobacco oysters, 600 to 700 per quart. stored in this city, in order to avoid compiloation under the new law. The prospectua of the new chemical ewt.

trade have not joined the union. B. C. Cox, Dallas, Tev., in gaol for mur. | lake ports, der of George Thomas, cut his throat yesterday and will die. Cox's wife died the other day from grief because her bushand

AN INFANT WONDER

And Compose at Four. was two years old the child began to sing rather plentiful and sell at from 5c to 540 airs that anybody might be playing on the per ib. piane. When the little girl grew larger she need to climb up on the piano stool and atrike the keys as if she had been taught tic airs, as the tears come to her eyes and | NEY & Co. she is much aritated. She enjoys herself much as other children do, but if she hears the sound of music she will stand listening with mouth, eyes and ears wide pen. Any ordinary composition she can play almost absolutely correct from having

heard it once." The father and mother of the little girl fallen heir to an estate of \$9,000,000 in have been unwilling to have her obtain no-England. Her parents, as well as her toriety, but some music teachers who know husband, died some time ago, and she removed to Fulton. N. Y., where she keeps a about her. Lily Lehmann, D'Albert, and dry goode store. Her maiden name was most of the local musical world have heard Garlick. A Rhode Island cotton goods the child play. D'Athert wants her to go to manufacturer named Wooley, with an aged | his home in Germany and receive a thorough Arthur Bowyer, Charles McJonald and lady, was here recently looking for Miss musical education. When he was here Elea Hugh Boney went out in a sail boat intend- Gariick to inform her of her good fortune, played for him. The great musician declaring to cross Stoney Lake, a distance of about | and, on learning she was in Fulton, bave left | ed that her genius was wonderful. The other day she played for a party of critics. First she gave a selection from Schumann. The execution was pronounced marvelous, and after the child had finished with an make arrangements for the construction of an Ave Maris. Although it had been weeks a railway in the counties of Queen's and since she had touched the Bach-Gonned composition, she gave it without missing a note or sounding a false one.

Good. Evening ! Have you used Dyer's Jelly of Cocumbe and Roses for your chapped hands; if not try at once. Druggists keep ft. W. A

Mantles to order at Hardy's

FINANCIAL AND COMMERCIAL.

THE KINGSTON MARKETS. kingston, Sept. 24. -The farmers have been in in numbers during the past week and produce has been sold at fair rates. The leading quotations are : Green corn, 5c to 10c per dez.; cabbages, 5c

to 10c per head, or from 50c to 75 per de sen; potatoes, 75c to 90c per bag; paraley, 5c per bunch; parsnips, beets, carrots, and turnips, 500 per bush; cauliflowers, 100 to 25c per head; celery, 40c per dozen; green onions, 5c per bunch ; ripe onloss, \$1.25 per bag; Butter, prints, 20e to 23e per lb; tub butter, 150 to 170 per ib; eggs, 150 to 170 per dezen; cheese, retail, 124c per lb.; whole saie, 95c to 10ge lb. flides, Sc, 6e and 7e per Ib; rendered

per lb; deacons, 20c to 30c each; veals, 40c Lamb, spring, 95 to 124c per 1b; carcass, carcass, 64c to 7c; cattle, live weight, \$2.10 to \$3.50 per cwt. Spring chicken, 40e to 60c per pair ; beef, \$4 50 to \$6 50 per cwt.

tallow, 5: to 54c per lb; wool, 18c to 20c

castle, Eng. Twelve persons employed Apples, \$2 to \$2.50 per bbl; crab apples, 75c per bushel; baganas, 25c per dozen, or Sherman Lyons, a barber, and D. L. Lee, from \$1.50 to \$2 per bunch; lemons, 30c per a furniture dealer, quarrelied last evening | dezen; oranges, 40c to 60c per dezen; autin Ottawa, Ohio. Both drew revolvers and meg melons, by to 250 each; pears, \$1 per fired six shots. They were fatally wounded. | basket; tomatom, 500 per bushel; summer The trouble grew out of Lee's placing ob squashes, 10c to 25c each; grapes, Canadian, structions in the pathway leading from | 3c to 10c per lb; California fruit, peaches, 50c to 75c per dozen; pears, 60c per dozen; Great excitement has been caused in the | Malaga grapes, 25c to 30c per 1b; peaches,

> Fish : Whitefish, 10c per lbc trout, 10c; base, Sc; pike, 6c; sea salmon, 25c; pickerel Sc; Floor, Manitoba bakers', patent, \$3.25 to \$3.30 per cwt; family, \$2.75 to \$3 per

union, London, has been issued showing all The following prices are quoted for grain capital of £8,500,000 of which £7,000,000 barley, 65c to 68c; peas, 68c; oats, 35c; will be issued against the works and the re rye, 50c. to 55c; buck wheat, 30c; wheat, mainder against the stocks of chemicals and 95c. The quantities of grain received for for a working capital. A few firms in the shipment is well up to the mark of last year. Considerable of it goes to United States

LIVE STOCK MARKET.

MONTREAL, Sept. 22. There were about was confined in gaul for the killing of 650 head of butchers' cattle, 900 sheep and Thomas whom he siew in a quarrel over a jamba and 120 calves offered today. There settlement. The sum in dispute was less were very few really good cattle among the than a dollar. After her husband was kill | whole of the off-rings and the best butchers ed Mrs. Thomas was taken ill and is not ex- could not get all the good beef they required. A few of the best cattle sold at from 4; to 45c per lb, but very few sales were made at over 31c per th, at which price pretty good fat cows and fair conditioned steers could be She Began to Sing When Two Years Old | bought Common and inferior stock was a drug on the market. Prices of the poorer CHICAGO, Sept. 24. - A remarkable young | cattle were in some cases below 2c per lh, musical wonder has just been brought to while ordinary dry cows sold at from 24c to the notice of the music loving public of 3c, per ib. There is a good demand for this city. She is little E'sa Bredt, the five | calves at from \$3 to \$10 each. Shippers conyear old daughter of Julius Bredt, jeweler, tique to pay about 4c per lb for suitable and watch-maker, of 2.510 Cottage Grove sheep, but the prices of lambs were slightly avenue. Her mother says that when she lower, or from \$2 to \$4 each. Fat hogs are

OSWEGO BARLEY MARKET.

Oswgoo, N. Y., Sept. 20. - Total receipts how to do it a long time ago. She immedi- Canada barley at this port to date foot up ately learned to play cords, and before she 67,586 bushels against 20,434 bushels in was three years of age could carry parts of 1889 and 30,052 bushels in 1888. But a airs correctly. Half a year later she small part of the receipts here have yet been played accompaniments to the violin, and offered for sale and as the demand has not when she was little more than four years yet become general not much has been done old she began to compose or improvise: in Canada barley. The prices now asking Her mother says : "One day there was here are 90 couts for bright cargoes, and 85 a terrible rain and thunder storm, and when cents for barley about like last year's extra it was over Risa went to the piano and two. The receipts of barley at the west played the wildest sort of an air that almost | are large, and castern maltaters are buying brought the storm and its music back to it freely, over 600,000 bushels is reported me. She will get up on the piano stool and sold in New York thus far. It is expected and that fourteen natives who escaped from | begin singing softly some measure or strain | the tariff bill will go into effect as soon as it that has come into her head, and after hum | becomes a law, which most of us think will tribunal, which refuged to give any aid in ming it several times she plays it. This is be by October 1st, and we hope Canadian the way she composes her music. If I play farmers will study their interests sufficiently sentimental or lively music it affects her to get as much of their crop forward as strangely,; in fact, we cannot play pathe. possible, before that date, -UAYLORD, Dow-

MONTREAL STOCK MARKETS angus du l'exple... Bank of Cemmeter donirent Telegraph Og Ueh & Nav Co.

MONTREAL PRODUCE MARKETS MONYMEAL Sept 25. Flour and govision market quiet and n Patent winer, 5.50 to 5.91; patent spring 5.07 to 6.40; spaight roller, 4.65 to 5.96; extr 4.00 to 4.75; seggerfine, 2.30 to 4.50; street Bakers 5.50 to 5.75 Ontario bags, 1.58 to 2.30 Harmy -- 56 to orument-275e 2.80.

Park-17,00 to 100, Butter-Credowy 10 to 21c. Townships 15 to Morrisburg 5 to 18, Western 12 to 15; Low

LIVERPOR CHEERS HARRETS Wattend Colored.old andnew 191,00