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PRINCE RUPERT, B.C., FRIDAY, SEPT. 27, 1929

## At Solemn Hour of Midnight Man Who Stabbed To Death Dimitro Smilevich Receives Own Sentence

Is to Hang at Okalla on January 3 Is Order of Court Following Conviction on Charge of Murder

That Stephen Boljkovac, convicted by a jury of twelve good men and true, should hang by the neck on January 3 until dead, or words to that effect, was the sentence of Mr. Justice W. A. Macdonald at about midnight, when a verdict of guilty of murdering Dimitar Smilevich was brought in, following a trial which lasted all day during which the killing was admitted, but an effort was made to show that it followed a serious quarrel and was done in the heat of passion. The evening session was featured

the dying words of the victim

whether the man who uttered them

knew at the time that he was dying

the evidence for the crown and

weakened their case considerably.

The other was what amounted to

The accused, giving evidence on

his own behalf, said that on the

off up the track, throwing the knife

much bigger and stronger man than

he had licked Meta. "It was the

Pleas of Lawyers

(Continued on page six.)

GRAIN LOADINGS

speaking terms.

a confession by the guilty man.

#### by two outstanding events. Before Manslaughter the jury took their seats the presiding judge gave his decision that evidence, because there was doubt

David Lewis Jones of Smithers on This was one of the big features of Trial at Assizes in Connection With Auto Fatality

A true bill having been returned yesterday by the Grand Jury. the case of Rex vs. David Lewis Jones of Smithers is proceeding at the morning of the killing he got up at Supreme Court Assizes today be- 7 o'clock, put on a fire, and then he fore Mr. Justice W. A. Macdonald, changed his underclothes, when a jury panel being selected at the Dimitar Smilevich, generally known opening of court this morning af- to them as Meta, came in and sat accused had pleaded not on his own bed and commenced eatguilty. He is charged with man- ing his breakfast. Witness asked slaughter in connection with the him if he had come to see whether deaths of Isaak Karlson and Uno he was writing a letter. Explain-Ferner in a car crash on the ing this, witness said Meta was al-Duthie Mine road near Smithers ways watching him. He had exon June 29. It is expected that pected a transfer to Prince Rupert at \$1.401/4. two cents lower than the case will be completed by late to act as assistant foreman. this afternoon or early this eve- Witness said Meta then called ning A. M. Johnson K.C. is act- him an unsavory name and hit him ing as crown prosecutor while L. with his fist. Witness hit back.

W. Patmore is defending. With the criminal docket com- knife which was on the table and pleted, the court will proceed to- witness took it out of his hand and morrow with civil work, including in doing so cut his own thumb. Meta one divorce application and four had threatened him with it and certiorari appeals.

WASHINGTON, D.C., Sept. 27. The experiments carried out by the dirigible Los Angeles in launching and recovering aeroplanes in midair is regarded by Rear Admira William A. Moffett, chief of the naval bureau of aeronautics, as great step toward the extension the usefulness of airships. The experiments, made at the naval air station at Lakehurst, N.J., with different planes and pilots, showed that airplanes could hook on to an apparatus suspended from the airship while in flight and then unhook and resume flight.

"Aside from the military values," there had never been blows between Admiral Moffett said, "the airship them, although they were not on can serve as a refuelling and repair base for aeroplanes. The aeroplanes can be used for delivering and discharging mail and passengers to and from commercial

000 cubic feet capacity, are to carry of manslaughter. There was ill- effort is to be made to have no one a small squadron of fighting planes. Ceeling between them and the ac- overlooked on this occasion. on a platform inside their hulls. sused was suffering from illusions Admiral Moffett said a special type about Meta. When they quarrelled SUPERINTENDENT OF a plane may be developed to be and blows followed the accused saw carried by airships. He added, how- red and did not know what he was ever, that airships would never be loing. There had been a fight and in the class of aircraft carriers on struggle, so it could not be murder. the water, because of limited space | For the crown, A. M. Johnson for repair shops and reserve sup- drew attention to the evidence of

## pleading in his own language. An attempt was made to make the jury believe that the accused had taken the knife away from the other Rivetting Works

Racket Again Interferes With had caused the death and that Audibility at Assizes Here

or struggle. The racket of a Market Place His lordship in his charge to the rivetting works again interrupted jury explained the law in such cases the session of the Supreme Court and then left it up to them. They Assizes yesterday, calling forth retired at 10:40 and three-quarters Mr. Justice W. A. Macdonald's re- of an hour later returned for furquest that the noise be discontin- ther instructions. Again they reued. The same plant has been tired and just about midnight they causing disturbance to the court returned and Foreman Barrie dein most of its sessions in recent clared that they found the man London for the first time today years, seriously affecting audibil- guilty and he was sentenced by the was able to accomodate the larg- + COSTES IS OFF ON ity in the chamber.

#### APPREHENSION FELT FOR ALASKA FLYER

of Russell H. Merrill, who left An- 400 cars of grain are reported to- complete by spring.

## NOGRAIN FOR LAKES

Congestion In Elevators at Port Arthur and Fort William

WINNIPEG, Sept. 27.—Rationing of grain cars at prairie points goes into effect on the Canadian National Railways at midnight September 30. Announcement today states that restrictions will be exercised against acceptance of grain consigned to the head of the

The move is the result of heavy storage in elevators at Port Arthur and Fort William.

#### TORONTO STOCKS

(McCaffery, Gibbons & Collart, Ltd.)

Amulet, 3.19, 3.20. Falconbridge, 9.85, 10.00. Mandy, 55, 60. Hollinger, 5.40, 5.50. Hudson Bay, 17.05, 17.20. Lakeshore, 20.60, 21.00. McIntyre, 14.00, 14.25. Nipissing, 2.30, 2.35. Noranda, 55.10, 55.50. Sherritt Gordon, 6.40, 6.45, Sudbury Basin, 7.30, 7.35. Teck Hughes, 5.35. Nil. Treadwell Yukon, 8.00. 9.00. Mining Corporation, 4.00, 4.05 Home Oil, 18.25, 18.40.

PRICE OF WHEAT

VANCOUVER, Sept. 27. - Another drop in the price of wheat was shown here this morning when Number One Northern sold yesterday morning

### Meta then grabbed the big butcher knife which was on the table and witness showed how he had held it and threatened to stab him. After

that he did not remember what happened. He did remember putting his things in the suitcase after bearers at Funeral of Basethe stabbing, picking up his boots. ball Manager the suitcase and knife, and walking

manager of the New York Yankees, was held this afternoon from the Church of the Transfiguration. Cross-examined by Mr. Johnson, known as the Little Church witness admitted that he was a around the Corner.

The pallbearers were Arthur

his victim and could have pushed Fletcher and Charles O'Leary. him off when he had no knife. It coaches; Babe Ruth, Lou Gehrig, was only the knife he was afraid of. Tony Lazzeri and Earle Combs. When the train passed him two Immediately after the service. the man. He had admitted that at ment will take place Sunday. Smilevich a licking. In telling of respect for the veteran manaabout the fight afterwards he said ger and player.

#### knife that played the game." He had known Meta for a year, but CENSUS IN ALASKA BEGINNING OCTOBER

KETCHIKAN. Sept. 27.—A census In his plea for his client L. W. of Alaska is taking place the first Patmore claimed that as there was two weeks of October and fisherno premeditation the accused could men and others are co-operating to The new dirigibles, each of 6,500,- not be guilty of murder but rather make the count complete. Every

tendent James Ritchie of the Royal drunk beer and rum in Smithers erable diufference on certain time of striking. The boat was Canadian Mounted Police at Ed- before leaving on the drive to Du- points on evidence given by wit- bound from Kingcombe Inlet and struggle. All she heard was the after 38 years' service.

#### scream of the victim and the man ENTRANCE man. He expressed disbelief of this. There was no question but that he there had been no serious quarrel

Liners Affoat at Tilbury

LONDON, Sept. 27.—The port of + + + + + + + judge. On hearing the sentence of est liners afloat with the opening death explained to him by the in-terpreter, Stephen E. Raymer, he bury docks. The new lock is 1.000 + LEBOURGET, France, Sept. 4 WINNIPEG, Sept. 27. — More officials it is considered certain now + feet long and 110 feet wide. To- + 27.—Dieudonne Costes. fa- + than a dozen cabin airplanes were that the visit is connected with the + ard Coverdale of Saanich, + gether with the vast new dry dock \* mous French flyer, took off \* banded together today in a search matrimonial project which has been \* war veteran. was shot and \* it cost approximately twelve and + this morning on a mysterious + for the eight lost explorers, whose talked of for some years past. a half million dollars.

of Russell H. Merrill, who left An- 400 cars of grant are the planes soared over the showy officially this autumn and that the Victoria who mistook him for the port authorities have spent to be bound from the prairies are the planes soared over the showy officially this autumn and that the Victoria who mistook him for the planes soared over the showy officially this autumn and that the Victoria who mistook him for the planes soared over the showy officially this autumn and that the Victoria who mistook him for the planes soared over the showy of the show of the planes o

chorage eleven days ago on a riight day to be bound forty million dollars in the past + fort to cross the Atlantic. + standing by for orders or en route staging in Rome, reports being that distant. piece of machinery for the 250 of these on the railway ter- 20 years on its plans to modernize \*ritory west of Red Pass Junction. the port.

#### REPRESENTATIVE OF AMERICAN SHIPBUILDERS REAL INFLUENCE AGAINST ANGLO-AMERICANISM

WASHINGTON, Sept. 27. - Drew Pearson, newspaper correspondent at the unsuccessful 1927 Geneva naval limitations conference, told the senate investigating committee today that William B. Shearer "observer and reporter" of the American shipbuilders at the parley, "appeared to be a real influence against Anglo-American good will and was with the nava' experts on many occasions.

## Premier Tolmie Hears Delegation McGill Dismissal

Tolmie and other members of the executive council heard a delegation of Vancouver women in regard to the dismissal of Mrs. J. R. McGill from the position of judge of the juvenile court at Vancou- miralty division of the exchequer | leaving a credit balance of ver a year ago. The reply of the court, the trial opened yesterday in \$ \$137.10. government to a request for re- the action of the King vs. the salinstatement had been delayed mon troller Olimpos of Seattle. pending the filing of a documen- owned by John Felones and James tary plea which will be submitted.

## Will Curtail

VANCOUVER, Sept. 27 .- Voluntary curtailment of production to meet market conditions has been decided on by the B. C. Lumber & Shingle Manufacturers' Association.

#### JUDGE RULED OUT BY MUCH LUMBER FROM THE AGE LIMIT OF 75

Players and Coaches Pall- be a member of the court.

## Troller Olimpos Confiscated by Admiralty Court

VICTORIA, Sept. 27.—Premier Was Fishing Mile and Half From Shore When Picked Up by Givenchy

VICTORIA, Sept. 27.—Before Mr. Justice Archer Martin in the ad-Trakosis of Port Angeles and Se-

Capt. A. M. Henderson, master of the Canadian government steamer Givenchy, said his vessel overhaul-Lumber Output ed the Olimpos off Pachena Point while her lines were out on August 24 last and her position worked out within approximately one and a half miles off shore.

In giving judgment Judge Martin lecla ed the vessel forfeited to the

## VICTORIA LOADED

OTTAWA, Sept. 27.—Mr. Justice VICTORIA, Sept. 27.—About rom the priest and \$20 from his Migneault yesterday attended his three million feet of lumber has prother.

Ast sitting of the supreme court, been loaded here this week into In the dim light, the robbers Migneault yesterday attended his three million feet of lumber has brother. last sitting of the supreme court, been loaded here this week into In the dim light the robbers Reaching the age limit of 75 years several vessels, partly for California apparently noticed one victim was Monday, he automatically ceases to and partly for the Orient. The a priest. larger part crosses the Pacific.

## NEW YORK, Sept. 27.—The funeral services of Miller Huggins. Much Drinking Preceded Death Drive Near Smithers When Two Men Were Killed In June Last

According to evidence of crown witnesses, much drink-When the train passed him two hours later he hid on the river bank, the body was taken aboard the as he felt guilty of having stabbed train for Cincinnati where interpolately after the service, the body was taken aboard the road, three and a half miles from Smithers, which resultan earlier date he had stated that All American League baseball ed in Uno Ferner and Isaak Karlson being killed on June 29 in the crash of an auto driven by David Lewis Jones, whose trial on a charge of manslaughter is proceeding today at the supreme court assizes. The charge of man- Union Steamer Will Be in Drydock slaughter is in connection only with the death of Ferner, Karlson being brought into the trial \*-

incidentally. The jury hearing the case consists of J. T. Ballinger, foreman, J. B. Agar, H. W. Affleck. W. J. E. Barrie, A. J. Collison, H M. D. Lambe, John P. Hunt, E. F. Read, Lance Styles, G. V. Wilkinson, F. W. Chandler and S. V. Reith.

Bjornhofe, boiler maker in the C. N. R. shops at Smithers, and one L. W. Patmore, defence counsel, quire two weeks, including the reof the four men who was riding in engaged in a lengthy cross-ex- placement of plates from the MOUNTIES RETIRES the death car. He told of incidents amination of Bjornhofe as a re-bridge to the engine room on the leading up to the fatal ride. Ac- sult of which witness did not port side and below the stokehold cording to Bjornhofe, Ferner, Karl- seem sure about certain times and on the starboard side. EDMONTON, Sept. 27.—Superin- son, accused and himself had events. Indeed there was consid- There was no excitement at the mrs. Stoynori, who said she heard monton is retiring on a pension thie mine. Witness himself had ness at inquest, preliminary trial O'Brien Bay. She will be replaced no quarrel and no sounds of a ofter 38 years' service. gone to the liquor store just before and at this trial. Witness had ad- by the Cheakamus. they started for the mine and mitted in examination in chief bought a bottle of whisky. On the that he had been under the inway up the hill, he testified, they fluence of liquor, as well as was stopped twice and had drinks. Then accused, on the drive down the they drank again at the mine; each hill. Nevertheless, he declared he taking two drinks at a time. They was quite clear about the more

Driving Badly On the way down the hill, wit-ATLONDON ness declared accused was driving so badly and so rapidly that he. witness, asked him to stop the car so he could exchange seats with Great Search Is

MYSTERY FLIGHT +

that Jones was not paying attention to his driving. It was soon after the change of seating that the car went over the bank. Witness remembered nothing until a couple of days later when he woke up in Surge Narrows. 150 miles north of the Smithers jail. He had been She arrived here safely and went stunned and slightly hurt himself.

Cross Examination

started down the hill after supper. important points and insisted he was telling the truth on this oc-

Mr. Patmore asked witness if (continued or page four)

# Being Made For

## Immigration From Europe to Be Restricted by Another Twentyfive Per Cent Over Last Year

OTTAWA, Sept. 27.—The number of farm laborers which the railway companies will be permitted to bring into Canada from non-preferred countries of Europe will for the next year be further reduced by 25 per cent. The present provisions to encourage immigration from the British Isles wi'l be continued, including two-pound assisted passages. This was the gist of a statement issued after representatives of the C.P.R., the Canadian Na-

+ LOW RECORD IN

\* night by G. P. Tinker, chair- \*

man of the finance commit-

Iberta Priest

Robbed of Sixty Dollars But Given

Back His Ticket Home

CHICAGO, Sept. 26:-Father

ing, were robbed early today up-

nem into the vestibule of Timo-

hy O'Sullivan's home, taking \$60

of work and desperate," said one.

urn ticket to Edmonton was wil-

Two Weeks Getting

VANCOUVER. Sept. 27-The pas-

senger vessel Venture of the Union

Vancouver, yesterday morning.

Royalties Is

into drydock.

and is to return this week.

friends. The robbers

riest retorted.

the bandit's reply.

tional, the Hudson Bay Co., and several ocean shipping companies spent yesterday in a conference with the minister of immigration, Hon. Robert Forke, and officials of HOSPITAL COSTS + his department in connection with

next year's movement. The Prince Rupert General A year ago, in order to reduce the \* Hospital set up a new record \* immigrants coming from central for low cost of treatment + Europe, the number of farm laduring the month of August & horers allowed was limited to onewhen the average cost of a third of the previous year's total.
total of 1735 hospital days This resulted in ten thousand fewers was but \$2.72 per day, it was ter entering Canada. The restriction in the coming year will be regular monthly meeting last # greater.

# tee. During the month col- tections amounted to \$5,088.44 to \$5,088.44

Drastic Drop in Prices Toward Close of Market This Afternoon Held Up, Chicago

NEW YORK, Sept. 27.-Stock prices declined drastically under a lood of selling toward the close today. Bullish demonstrations in a few issues were unavailing. Toward the close professional support was withdrawn and about a score Sullivan, Vermilion, Alta., and of issues suffered losses of from \$8 his brother. Timothy O'Sullivan of :0 \$35 a share. Chicago, with whom he was visit-

The deccline was in reflection of on their return from a visit to an unexpected increase of \$192,-...,vou in prokers' loans.

## "I'm sorry. Father, but I am out "I'm a poor man myself," the

"I need it worse thar, "ou," was Gun With Which He Was Playing Went Off Accidentally

The priest's request for his re-NELSON, Sept. 27:-Six-year-old lingly granted by the robbers who Patricia McDonald, died in hos-Father J. O'Sullivan is the par- wounds received earlier in the day priest at Vermilion, Alta. He when her playmate, six-year-old jeft Edmonton to visit his broth- David Ewing accidentally diser, Timothy, in Chicago, August 1, charged a 12-gauge shotgun.

#### IMMIGRATION HALL CITY OF EDMONTON IS TO BE ERECTED HITROCK

EDMONTON, Sept. 27.—Tenders for the construction of Edmonhall will be called for within a few days by the federal authorities, according to word received here. It has been definitely learn-Steamship Co. suffered a serious ed from officials of the departlamage to her hull when she struck | ment of immigration that bids an unchartered ledge of rock in will be invited soon, as it is hoped to make a start as early as possible with actual construction.

The appropriation was passed at the last session of the dominion The repairs on the vessel will re- house, and it was then understood that construction would be undertaken as soon as possible as there has been a pressing need for a new building for some years.

## Russian Airplane Left Today For Seward, Alaska

Anticipated flying from Moscow to New York, took off at 9:30 this morning for Sept. 27.—Four Russian aviators, Seward, Alaska, a hop-off of 700

> The wind had abated enough today to permit resumption of the

#### announced that during the ten days + WAS MISTAKEN FOR DEER AND SHOT BY BROTHER AT SOOKE

VICTORIA. Sept. 27:-Rich-

#### BRUSSELS, Sept. 25 .- The sudden departure of King Albert for Italy has revived the rumor that the visit is connected with the possibility of the betrothal of Crown Prince Umberto of Italy and Princess Maria Jose of Belgium. It was Eight Lost Men announced that during the ten days \$ an interview with the royal family.

# flight. It was announced as # flying machines were presumably It is even expected that the en- # morning while hunting deer \* ANCHORAGE. Sept. 27.—Apprehension is felt here for the safety of Payrell Who left An-+++++++++++ Rapids, Sask.