

IS RELEASED ON ONE CHARGE AND ARRESTED AGAIN

Andro Kozak Said to Have
Attempted to Poison An-
drew Kozkoski.

WILL APPEAR ON
FRIDAY AGAIN

Was Originally Charged With
Theft, but Was Found...
Not Guilty.

Andro Kozak, charged with theft, appeared before His Honor Judge Stone at the court house this morning, and after a searching inquiry into the circumstances of the alleged theft, was discharged, but was immediately taken in charge by Provincial Connor upon the allegation that he had attempted to poison Andrew Kozkoski. Upon this charge he will appear next Friday.

Some days ago, according to the evidence, Kozak, a boarder, departed hurriedly from the home of Kozoski, and later claimed that his wife and \$70 in cash left with the prisoner. Coming home from work he had looked into a trunk where he kept the money and found it missing. Instituting a search he picked up his wife's coat, and found a quantity of money sewn in the sleeve. Upon the discovery of the money Kozak grabbed the coat and left the house, spending the night with the witness' wife at another house. He had them arrested in the morning. Witness could not say that the money in the coat was his.

On the stand complainant's wife said that the prisoner had given her \$100 with which to purchase clothing, and had suggested that she run away with him. This she declined to do, but retained the money and sewed it into her coat, where it had been for two months. She knew nothing of the \$70 belonging to her husband. She had left home because her husband was quarrelsome. She had offered the money to the prisoner, but he had declined to take it.

Crown Attorney McFadden asked that the indictment be amended to read that the money stolen belonged to Mrs. Kozkoski instead of the husband, but this His Honor declined to do. Solicitor U. McFadden, defending the prisoner, held that this would practically be a new charge, upon which the prisoner might have elected trial by jury.

In discharging the prisoner His Honor held that the prisoner, having given the money to the woman, had no legal right to it, but was undoubtedly guilty of theft in taking it, but he apparently felt that the money was his and that he was morally entitled to it. His Honor scolded the prisoner for his conduct, and inferred that if he ever appeared in court again he would see to it that he got "all that was coming to him."

Kozark was immediately arrested, charged with administering poison in February with intent to murder, it being alleged that he had given the poison to Kozoski. He elected summary trial, and the case was adjourned until 10 o'clock Friday morning.

Since the arrest of Kozark Mr. and Mrs. Kozkoski have been living happily together, although it was for a time feared that their contradictory evidence in court this morning would result in another disruption.