

The Toronto World

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WEDNESDAY MORNING, OCT. 23, 1912

ROOSEVELT GAINING.

One of the most remarkable features
of the presidential election contest in
the United States has been the truly
religious fervor that animates many of
the representative figures in the front
rank of the Progressive party. Besides
Colonel Roosevelt stand many men and
women whose names are revered from
the Atlantic to the Pacific, and who,
it is freely recognized, have no other
concern than that of national advan-
tage. Colonel Roosevelt has certainly
the quality of personal magnetism in
no common degree when he can rally
to his standard this body of independ-
ent students and thinkers, and imbue
them with the belief that only there
under can the country be freed
from its load of oppression.
The volume of personal loyalty
elicited by the ex-president is
due, not to a temporary aberration, but
to genuine conviction, that of the three
principal candidates he alone is fight-
ing for the masses of the people.

His running-mate, Governor Johnson
of California, has jeopardized his own
place as chief executive of that
state by taking up the cam-
paign brought to a temporary
close by the attempted assassi-
nation of the colonel. Under the law
of that state, absence on the part of
the governor for sixty days vacates the
office, but leaves it discretionary with
the governor to determine whether it
is "necessary" for him to exceed that
period. The Democrats of California
and the Taft Republicans have agreed
to make an issue of the governor's re-
solution to take Colonel Roosevelt's
place as leader of the Progressive fight.
The statutory term expires on Oct. 25,
but the governor, so far, has shown no
inclination to swerve from what he be-
lieves to be the straight path of duty.
The spirit he has shown is that which
animates the whole Progressive party,
and it must have material effect on the
independent stratum of the electorate
that hold the key to the electoral vote.
Recognized authorities hold that it will
be preponderantly cast for Colonel
Roosevelt, and that he will not need to
go beyond the electoral college for his
election.

MARKETING OF FARM PRODUCTS.

Public opinion crystallizes slowly
and more time is lost before it becomes
effective enough to be accorded recog-
nition. Even after that stage is reach-
ed, the inertia of legislatures largely
under adverse influences constantly ex-
ercised, is even more difficult to over-
come. Of late the high and increas-
ing cost of living has exercised many
minds and various explanations have
been advanced for the admitted fact.
Some of these lay stress on excessive
transportation rates and inadequate
service with, in all probability, more
than a modicum of reason. But now
comes along a United States railroad
executive, in the person of Mr. B. F.
Yokum, a well-known writer on this
branch of economics, with a plea that
the great difference between the prices
received by the farmer and the cost
to the consumer is due not to freight
charges, but to the involved and ex-
pensive system of marketing. And he
proposes as a remedy the establish-
ment in the United States of a national
association for the marketing of farm
products.

In an editorial notice of his proposal,
Financial America quotes an incident,
related by Mr. Yokum, where an Oak-
lahoma farmer shipped 1050 melons to
a northern point yielding him \$25.50,
or five cents each. The ultimate buyer
in Minneapolis or St. Paul paid for
each melon somewhere between 60 and
75 cents each. But the railroad freight
charge was only 47¢ for the 600 mile
haul, so that while the return to the
producer and carrier combined
was \$131, the local dealer re-
ceived \$315 and the last seller
from \$620 to \$750. Now, the individual
farmer can do little or nothing to help
himself—only a co-operative organiza-
tion on business lines can change the
situation. Mr. Yokum holds that only
the federal authority can promote an
efficient co-operative marketing sys-
tem. He advocates the formation of
a national market bureau, under com-
petent management and in touch with
all local organizations and co-operative
establishing a well organized market
system. He holds that only one com-
mission between the sale by the farmer
and the purchase by the consumer
is needed, and on this point there will
be general agreement.

THE EUROPEAN INHERITANCE.
When in the Balkan situation is
sound not the failure of the workers

for peace but the failure of European
militarism, the fact is ignored that
militarism itself is an inheritance. Pre-
cisely the same causes that have made
Europe an armed camp intervene to
prevent combined action for the pur-
pose of removing the anarchy that
has long existed in European Turkey.
Militarism is the result of conflicting
national ambitions, and until these are
reconciled the advocates of universal
peace will make little headway.
However much the European situa-
tion may be regretted, and it is regret-
table, it is there and must be faced by
the nations that are most desirous to
have it changed for the better. Civiliza-
tion is an evolution that history
shows cannot proceed until the fulness
of the time has been reached. Prema-
ture revolutions are followed by peri-
ods of reaction, the way recedes even
to the point of gathering strength for a new
and lasting advance. Impatient and
unwise reformers are often more im-
mediately hurtful to the cause they
have at heart than its open enemies.

LABEL THE LOTS.

Controller Foster, who believes in
labels, would do a world of good if he
could get a civic bylaw passed pro-
viding for the labeling of all real es-
tate with the owner's name. This plan
has been put in operation in New
York and has aroused tremendous op-
position, which seems rather strange at
first sight. It appears, however, that
some highly respectable people own
property that they are not proud of,
and neither are their fellow-citizens
either. But there is nothing like pub-
licity, and no man or woman ought to
be ashamed of what he owns.
Get busy, Mr. Controller, and tag the
property lots, and the buildings, and
let us all know who is responsible for
anything connected therewith.

The International "Ben-Hur"—Seats

on Sale Tomorrow.
Klaw and Erlanger's International pro-
duction of "Ben-Hur" visualized specta-
cle set forth in these brilliant pages that
Wallace penned at Santa Fe, New Mexi-
co, on the edge of the Arizona desert, and
later the old beach tree at his home,
Crawfordsville, Indiana, will be the at-
traction at the Princess Theatre.

Thomas Holden, "Ben-Hur," at the
Princess Theatre. The theatre
commencing Thanksgiving matinee
Oct. 23. In addition to the Thanksgiving
matinee on Wednesday, the advance
sale of seats opens tomorrow
(Thursday) morning at the Princess
Theatre, and from the large number of mail
orders that have been received from out-
side points a big line will doubtless
be seen tomorrow morning at the theatre.

GIRL DENIES WARNING

ELLIS AGAINST PORTER

Continued From Page 1.

ence. A number of queer little texts
adorned the walls of the little office
where he was interviewed, one of
which read "The Lord bless and keep
thee." Ellis looks much the same as
he did on his farm in the "country
in back," save that his bushy hair is
a trifle more orderly than then and
shows more grayed and less bronzed
than in the open sunlight. He is also
a trifle port and looks smaller now
when he stood a free man on his little
farm.
Mrs. Anne Jane Tripp, a sister-in-
law of Ellis and the first witness to
appear in Salvation Army uniform.
She saw Ellis on Thursday following
the murder, at the instigation of In-
spector Reburn, and asked him to go
with her to look for the gun. The pri-
soner said that he had seen Porter on
the night of his death, but denied that
he knew of the shooting, altho he said
he believed he would be blamed.
Defence Witness Disappears.
Then came Edith Porter, in whom the
defence had looked for confirmation of
Ellis' story of self-defence. To Mr.
Meredith she told that Porter had come
to his father's house. On Thursday
night, the night of the shooting, Porter
went out, saying he was going to
get a trap. He took his father's rifle
and two cartridges, and left.
To Mr. Robinson, she said he did not

"YOU'LL SUFFER
ALL YOUR LIFE"

That's What the Doctor Told Him

"Fruit-a-lives" Cured Him

CHESTERVILLE, Ont., Jan. 25th,
1911.—"For over twenty years I have
been troubled with Kidney Disease, and
the doctors told me they could do me
no good, and that I would be a sufferer
for the rest of my life."
"I doctored with many advertised medi-
cines, but none of them suited my case."
"Nearly a year ago I tried 'Fruit-a-
lives' and I have been using this fruit
medicine nearly all the time since, and
am glad to say that I am cured."
"I give 'Fruit-a-lives' the credit of
doing what the doctors said was impos-
sible."
"I am now 76 years old, and in first-
class health."
GEO. W. BARKLEY.

In all the world there is no other re-
medy that has cured so many cases of
this "incurable" kidney disease as
"Fruit-a-lives."
This famous fruit medicine acts di-
rectly on the kidneys—healing and
strengthening them—and ridding the
system of the waste matter that poison-
s the blood.
50c a box, for \$2.50, trial size 25c.
At all dealers or sent on receipt of price
by Fruit-a-lives, Limited, Ottawa.

have his own rifle with him when he

"Did Porter ever object to Mr. Ellis

"No, sir."

"Did he tell you not to speak to Mr.

"No, sir."

"Did he threaten to shoot Ellis if he

"No, sir."

"You can write, can't you?"

"Yes, sir."

"Please write these words." Here

Mr. Robinson had the girl write the

words of the note which the defence

says was left by girl a year ago on

the path at Ellis' farm.

Girls' Denials.

The prisoner sat forward in the dock,

leaning upon his arm, with his eyes

under his bushy hair, as point by

point the girl denied these facts upon

which he had counted so much in his

defence.

The judge interrupted to ask why

this statement was being written by

the girl, Mr. Robinson explained that

he hoped later to establish her author-
ship of the letter, but allowed her to

stop writing and went on with his

cross-examination of her.

"Did you call him Eck?" he asked.

"I called him that when my mother

was around," replied the girl.

"Do you remember Inspector Miller

coming to see you?"

"Yes, sir."

"He showed you a letter, and it was

in your handwriting?"

"It was not in my handwriting," re-

FALL UNDERWEAR

Now is the time to buy your needs

in Warm Underclothing.

JAEGER'S Medium-weight Under-
wear, from \$2.75 suit.

"BRITANNIA" heavy-weight, all-
wool, guaranteed unshrinkable,
\$2.50 garment.

MEDIUM WEIGHT, all wool, fine,
soft finish, \$1.50 garment.

HEAVYWEIGHT. Very Special
Value, made of fine English yarn,
\$1.00 garment.

We carry a good range of HEAVY
ENGLISH MOTOR SLITERS,
SWEATER COATS, MOTOR
SCARFS, Etc.

MAIL ORDERS RECEIVE PROMPT
ATTENTION.

WREYFORD & CO.
55 KING STREET WEST.

WAS CONDUCTED
BY UMBRELLA

Edward Clark Left It at Scene

of Dynamiting in

Dayton,
Ohio.

INDIANAPOLIS, Oct. 22.—(Can-
Press.)—A battered, ivory handled um-
brella that had survived an explosion
was produced as a government exhibit
at the "dynamite conspiracy" trial to-
day.

Thomas Berger of Pittsburgh, Pa.,
foreman of a bridge construction com-
pany, identified it as having been
found after an explosion on a railroad
office at Dayton, Ohio, May 3, 1908.

"I notice you are examining the
handle. What attracts your attention
to it?" asked District Attorney Miller.

"If you see the handle engraved the
initials 'E. C. J.' replied the witness.

"It was the umbrella which the govern-
ment charges Edward Clark of Cin-
cinnati carried when he attempted to
blow up the bridge and which he held
over the dynamite to protect it from
a heavy rain. The government asserts
Clark, after lighting the fuse, forgot
the umbrella. Clark, at the opening of
the present trial, pleaded guilty. The
indictment alleges that Herbert S. Ho-
kin, acting secretary of the Interna-
tional Association of Bridge and Struc-
ture Engineers, assisted Clark in
preparing for the Dayton explosion.

Told of Many Explosions.
Judge Anderson today ruled that evi-
dence concerning the 100 explosions
referred to by the government, includ-
ing the Los Angeles Times disaster,
might be introduced as showing a mo-
tive. He said the conspiracy was not
had been proven by the piece of guilty
on the part of Clark and Orrie E. Mc-
Manis, but the jury was to deter-
mine whether the remaining defend-
ants were implicated.

The court stated further that the
government had undertaken to show
that the object of the conspiracy was
much broader than the mere illegal
transportation.

PETERBORO MAN DIED IN WOODS

PETERBORO, Oct. 22.—Fears that
he had met death while hunting in the
woods near Ketchum Lake were re-
leased when the body of Ernest Thom-
son, 35, was found on the shore of the
lake by one of a searching party. He
had lost his way and, being of some-
what frail constitution, succumbed to
exposure. He was an accountant in
the Sun Life Assurance Co.

The Cadder Is
On the Job

Travelers Don't Fear Strange Dishes—
Stuart's Dyspepsia Tablets Enable
the Stomach to Stand Anything.

A Box of Stuart's Dyspepsia Tablets Is
Your Best Traveling Companion.

"Railroads tell you about the won-
ders of Nature along their lines; hotels
indulge the hotelgoer's accommodations,
but they never fail to ring in their
own unexcelled. The wise traveler
knows he is taking good luck when he
leaves home, hence a box of Stuart's
Dyspepsia Tablets is quite as essential
as many of the other traveling requisites."

Thus commented a philosophical
traveling man, speaking of hotel life,
restaurants, grills and junction lunch
counters. He continued, "are the result
of one set of men trying to compel the
other set to think and act against their
own inclinations. It is the same in re-
sults on politics and wars. I have learned
from experience to eat what they serve;
to forego the food and drink that I
current news and leave the
stomach to the best expert in the world—
Stuart's Dyspepsia Tablets."

And Stuart's Dyspepsia Tablets actu-
ally do this. They are a powerful and
reliable weak and overburdened stom-
ach of a great variety of digestive ac-
tions, and they simply take up the
grind and carry on the work just the
same as a good, strong healthy stomach.

Stuart's Dyspepsia Tablets are for
sale by all druggists, at 50 cents a
box, and they are the one article that
the druggist does not try to sell some-
times. It is the one article that is
good. Their unqualified merit and suc-
cess and the universal demand for them
has placed them within the reach of
everyone.

Before Mulock, C.J.

Re Estate of William Johnston—M.
B. Tudhope, Orilla, for widow and one
executor; D. I. Grant for Janet Rat-
cliffe, a daughter, and for the other
executors. An application for an order
construing the will of William John-
ston, as to what interest the testator's
widow takes in that portion of his per-
sonal estate, described in his will as
"all my money, notes and mortgages."

Judgment: I am unable to see how, un-
der the language of this will, the widow
is entitled to the corpus of the "money,
notes and mortgages." If the widow
took all his personality absolutely there
would be no residue. The will as a
whole makes clear the testator's
scheme for disposing of his estate,
namely, to give an interest to his wife
during her natural life, or until her
remarriage, and thereafter to distri-
bute the estate amongst his children. I
find that the language of this will, the
widow is entitled to the corpus of the
"money, notes and mortgages." Costs
of all parties out of the estate.

Before Mulock, C.J.

Wignin and Elwell v. Browning—H.
H. Dewar, K.C., for plaintiff; R. Mc-
Kay, K.C., for defendant. An action
to recover \$5538.77, being the price of
stock alleged to have been purchased
for defendant. Judgment: The plain-
tiffs are stockbrokers carrying on busi-
ness at Boston, Mass. The defendant
a barrister practicing at North Bay
and at Toronto at the time of the oc-
currence related he was absent from
Canada. J. P. Mills, now deceased, was
a broker carrying on business in To-
ronto. Browning had had business
transactions with Mills, but Mills had
no general authority to act for him in
any way. In July, 1911, Mills was in-
terested in the flotation of a mining
company known as the Porcupine Cor-
poration. He and the defendant Browning
acted in this. Browning had abso-
lutely refused to have anything to do
with it. During Browning's absence,
and for the purpose of forwarding his
own schemes in connection with this

At Osgoode Hall

ANNOUNCEMENTS.

Oct. 23, 1912.
Motions set down for single court for
Wednesday, 23rd inst., at 11 a.m.:
1. Cartwright v. Wharton.
2. Re Seguin and Hawkesbury.
3. DuCailand v. C.P.R. Co.

Peremptory list for divisional court
for Wednesday, 23rd inst., at 11 a.m.:
1. Keenan v. Foster.
2. Portney v. Superior Dock.

Master's Chambers.
Before J. S. Cartwright, K.C., Master.
Cunningham v. Hollinger Gold Min-
ing, Ltd.—Re Rose, K.C., for defend-
ants. H. S. White for plaintiff. Mo-
tion by defendants for an order for the
medical examination of plaintiff at
Toronto. Order made for examination
by Dr. Silverthorne as he may appoint
on payment of reasonable traveling
expenses to plaintiff. Plaintiff to pay
Copy of report to be given plaintiff's
solicitor.

Merchants' Bank v. Empire Securi-
ties (Exr. Co.) for defend-
ants. Motion by defendants on consent
for an order dismissing action with-
out costs. Order made.

Bank of Toronto v. House—G. H.
Sedgewick for plaintiff. House—G. H.
Sedgewick for plaintiff. Motion by plaintiff
for an order making absolute attach-
ing order. Adjudged by consent to
23rd inst.

P. G. Trusts Corporation v. Trem-
blay—Campbell (Exr. Co.) for defend-
ants. Motion by plaintiffs for a final
order of foreclosure. Order made.

Polson Iron Works v. City of Toron-
to—H. J. P. Eastwood for defend-
ants. Motion by plaintiffs for an order
striking out paragraph 6 and part of
paragraph 7 of statement of defence
irrelevant and embarrassing. Order
made that defendant amend. Costs in
cause to plaintiff.

P. G. Trusts Corporation v. Heron—
Campbell (Exr. Co.) for defend-
ants. Motion by plaintiffs for a final
order of foreclosure. Order made.

Finlay v. McKay—J. M. McEvoy
(London) for defendant. Plaintiff in
an order dismissing action for want of
prosecution. At plaintiff's request en-
larged for week on plaintiff under-
taking to go to trial at Milton assizes
on Dec. 2, if defendant so requires.

Sharp v. McKendry—D. I. Grant for
plaintiff. Plaintiff for an order
striking out paragraph 6 and part of
paragraph 7 of statement of defence
irrelevant and embarrassing. Order
made that defendant amend. Costs in
cause to plaintiff.

Brooks v. Chanton—F. Aylesworth
for defendant. H. M. Mowat, K.C., for
plaintiff. An appeal by defendant from
the judgment of Magee, J., of June 4,
1912. Counsel stating that case has
been settled, case struck from list.

Re Canadian Shipbuilding Co.—J. A.
Gladman, Exeter, for plaintiff. H. E.
Rose, K.C., for claimant. An ap-
peal by the liquidator from the order
of Riddell, J., of June 22, 1912, dismis-
sing liquidator's appeal from the find-
ing of the official referee, that the title
to the property in question is in the
Hamilton and Fort William Naviga-
tion Co. The court being of opinion
that they have no jurisdiction, case
struck from the list without costs.

Mills v. Hudson—W. E. Haney, K.C.,
for plaintiff. J. H. Moss, K.C., for
defendant. An appeal by plaintiff from
the judgment of Morgan, J. J., of Co.
of York of June 4, 1912. This was an
action to recover \$500 for services al-
leged to have been performed by plain-
tiff for defendant at his request in the
sale of The Farming World, etc., etc.
At the trial the action was dismissed
without costs. Appeal allowed and
judgment to be entered for plaintiff
for \$500, without costs. No costs on
appeal.

Exeter Canning Co. v. Blisset—F. W.
Gladman (Exeter) for defendant. W. B.
Proudfoot, K.C., for plaintiff. An ap-
peal by defendant from the judgment
of Doyle, J., of the County of Huron
of June 18, 1912. An action by plain-
tiffs for \$300 damages for alleged tres-
pass upon their lands by defendant and
the removal of a large quantity of pea-
straw therefrom, and for an injunction
to prevent defendant from doing so.
The defendant was and is the sanitary
inspector for the Village of Exeter,
and alleges he acted in execution
from the board of health of said village
in removing said straw, which was al-
leged to be a nuisance. At the trial
judgment was awarded plaintiff for
\$15 and costs on the county court scale.
Appeal allowed and judgment varied.
Judgment for plaintiff for \$15 and
costs on the county court scale. Injunction
dissolved. No costs on appeal.

Sunder v. Dominion Natural Gas Co.—
J. H. Hickey, K.C., for defendant. J. A.

Before Mulock, C.J.

Byrne v. Foster—W. M. Hall for ven-
dor. W. E. Haney, K.C., for purchas-
er. Motion by vendor under Vendor and
Purchaser Act, for an order declaring
that purchaser's objections are not
valid and that the vendor has shown
a good title. Enlarged sine die to en-
able settlement to be reached.

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