

ANNEXATION IS PASSED.

Order of September 27 Stands, Board Decides.

Board Will Not Dictate Policy of Hamilton

Is the Declaration Made by Chairman Leitch.

(Special Wire to the Times.)

Toronto, Ont., Nov. 2.—The largest room of the temporary chamber of the Ontario Railway & Municipal Board was crowded to its capacity when the hearing of the annexation petition of residents of Barton township came up for hearing to-day.

Mr. Stephens represented the petitioners, W. A. H. Duff the township of Barton, City Solicitor Waddell the city of Hamilton, John Harrison and R. R. Sage for private interests, and W. M. McGowan for the village school section.

The following figures were accepted by the Board as a basis: 1,208 ratepayers in the last revised list; 166 tenants; 1,132 owners; 789 on the petition; 84 tenants in the petition; 31 owners not assessed. The petition was sufficiently signed, according to the Board.

Mr. McClelland was the first speaker. He pointed out that certain parties had decided, and had taken steps, to incorporate as a village, and he claimed that the Board should not interfere with the council or the owners in this right. The petition had been signed by between 130 and 145 people.

Mr. Waddell at once took exception to the statements made by ratepayers. They ought to go into the witness box and give evidence, he said. The city cannot agree with the township as to the terms. Mr. Waddell continued, chairman Leitch suggested thereupon that the meeting get down to business at once.

His ruling was that the annexation order should go into effect on the date of September 27 last.

Section one of clause one required Hamilton to take over the cost of the Trolley street and Ottawa street schools. The township asked the abrogation of the agreement of 1903. Mr. Duff contended that the bonds and debentures of the school did not represent their real value. "They've got to make good under the school act," he said, "but the people of this district have already paid for the school. We're not going to pay for the cost of another school."

"You'll first have to adjust your values; shouldn't you make compensation to Barton?" asked Mr. Leitch. "I ask that the amount be paid to the school Board not to the township," observed Mr. Duff.

The clause was approved, but that part of it out which provided that Hamilton should not be hereafter required to pay the township rate mentioned. Mr. Duff also addressed a vigorous protest against section 4, which said that Hamilton should pay Barton on the 14th, 10th of each year annually, the amount levied on property in respect to good roads debentures. "It is outrageous," he said. "I will stand approved," retorted Mr. Leitch.

"You are leaving room for litigation," warned Mr. Duff.

"That will be good for you," said the chairman. "But not for the township."

"There was another spot over the description of the land in the draft of the order. A map was obtained and everybody took turns at going over the grounds."

"You want exemption—that's what you want, and you're not going to get it," announced the chairman. "This board is not going to dictate the policy of the city of Hamilton."

"A lot of people have come down to discuss the very question," said Mr. Scott.

Mr. Nesbitt got very wrathful when the chairman refused to take evidence of verbal agreement between the township and the city, and Mr. Osborne backed him up.

"In view of a possible appeal from your board's decision, I want formally to offer you evidence of this agreement," said Mr. Osborne.

"My opinion your board certainly should not refuse to hear this evidence," declared Mr. Nesbitt, hotly, but Mr. Leitch was obstinate.

"The board can't go outside the wording of the resolution," said Mr. Osborne. "Is the city willing to make the change?" asked Mr. Leitch.

"No," said Mr. Waddell.

The township's expenses and rate should be maintained for ten years, was Mr. J. J. Scott's contention. "The ratepayers petitioned for annexation, and the city passed the resolution. The parties appeared before us and agreed on an assessment. Now, to my mind, it is for Hamilton to say whether it wants to be exempted," said the mayor.

"Why should the property I represent be legislated against?" asked Mr. Osborne.

NEW COMPANIES.

M. C. Smith and Henry J. Blair, of Burlington; F. A. Magee, M. Lynch-Stanton and Elizabeth Gillies, of this city, are the incorporators of the Niagara Brand Spray Company of Burlington.

Dr. A. E. Malloch, Dr. Ingersoll Olmstead, Samuel Barker, M. P. of this city; John S. Meredith, of London; Wm. B. Wells and Charles J. Moore, of Chatham, and Frank W. Eddy of Detroit, have obtained incorporation as the Big Point Club.

The incorporators of the McNaughton Silver Mine, Limited, of this city, are Hugh B. Hennessey, Donald M. Cameron, Andrew Stewart Allan, Robert R. Ferris and Reginald H. Millen. The share capital is \$2,000,000.

The Sturgeon River Lumber Company, of this city, has as its incorporators, Hugh S. Brennan, Mrs. Jane Simpson, Brennan, H. M. Watson, of this city; Walter H. Smyth and Mrs. Smith, of Sturgeon Falls. The share capital is \$50,000.

TEA TABLE GOSSIP.

The Mills Hardware Co., which is opening a branch on Barton street east, will also do business at the John street store.

Mrs. Brown, wife of Richard Brown of Brown Brothers, wholesale stationers, Toronto, formerly of this city, died at her home, 446 James street, on Sunday.

Mr. Julius Strauss, Dr. Ingersoll Olmstead and Mr. Martin Alexander will be passengers on the steamer Mauritanian, which sails from New York tomorrow morning.

A few friends of Miss Veronica McGrath, Park street north, spent a very pleasant time at her home last night, and merriment was enjoyed to the limit at the small celebration of old Halloween.

Mr. H. E. Bassett, formerly with the Thomas C. Watkins firm as advertising manager, was in the city yesterday, looking up old friends. He is carrying on a toilet article and druggists' sundries business in Brantford now.

A most enjoyable time was spent at the home of Mrs. Crofton, Elgin street, last night, when about fifteen couples turned out to celebrate a happy Halloween. Games were indulged in after which refreshments were served, and at an early hour of the morning the jolly crowd dispersed.

Miss Wyatt, head nurse at the Mountain Sanatorium, was taken to the City Hospital last Tuesday, suffering with appendicitis, and was operated upon by Dr. Dickson. Her many friends will be glad to know that she will fit to return to the sanatorium in a few days.

Rev. J. M. Smith, of Port Rowan, Ont., who has received a call to the Baptist Church, at Yarmouth, N. S., with his wife, is visiting his father-in-law, Mr. James Gordon, Tisdale street. They are on the way to Yarmouth. Mrs. J. E. Tulloch, of Winnipeg, formerly Miss Katie Gordon, is also here for a few weeks, visiting her father, Mr. Gordon.

Mr. and Mrs. Harris, of Toronto, the parents of F. W. K. Harris, B. A., pastor of Chalmers Church, Mount Hamilton, are at present visiting at the manse, on the mountain top. Last week Mrs. Harris had the misfortune to fall down stairs, breaking one of her ribs and shaking her up somewhat. She is laid up, but is improving nicely. Just after her mishap word came from Toronto that her son there had been severely hurt in an accident.

GOLD FISH.

Special Shipment Received by Stanley Mills & Co., Ltd.

Owing to the numerous requests that have been received from patrons of Stanley Mills & Co. Ltd., for gold fish, another shipment was ordered and received to-day. These fish come direct from one of the most successful gold-fish farms in the country. Every fish is healthy, and they can be had in all sizes. The prices range from 5c to 25c each.

TAXICABS.

Attractive Stock and Initial Offering a Success.

Mr. E. B. Arthur, Bank of Hamilton building, Hamilton, and representative of E. A. English, Toronto, is offering the first issue of Taxicab stock to the public in the city of Hamilton. Taxicabs have been running in Toronto since April of this year, and have proved of such great earning capacity that the company which is operating them, the Berna Motors and Taxicabs, Limited, will pay big dividends.

The stock should prove very attractive for investors.

TWO FIRES.

Stable and Two Horses Burned—Hay Stacks Consumed.

(Special Wire to the Times.) St. Catharines, Ont., Nov. 2.—The fire which was at work in this city and vicinity last night. About midnight a barn owned by Mr. W. D. Chaplin, on York street, was completely destroyed, and two valuable horses, stabled inside, were burned to death. Two hay stacks belonging to John Rodger, of Thorold, were destroyed about the same hour, entailing a loss of \$200.

GO TO JAIL.

Labor Leaders Found Guilty in Buck Case.

Washington, Nov. 2.—The District Court of Appeals to-day affirmed the decree of the Supreme Court of the District of Columbia, adjudging President Samuel Gompers, Secretary Frank Morrison and Vice-President John Mitchell, of the American Federation of Labor, guilty of contempt of court in the Buck Stove and Range case.

Chief Justice Sheppard dissented from the opinion of the court on constitutional grounds.

NEPTUNE OYSTERS ARE THE BEST.

The United States Government have placed oyster production under a Government Commission, and it is a great gratification to us to know that the conditions surrounding the growth, feeding, shucking and shipping of the Neptune oyster we are handling more than fully comply with the requirements of the commission, and of the pure food laws.

To Let. Warehouse, 15 Hughson street south. Also to let warehouse in rear, four stories and basement, elevator, vaults for \$25 per month. Apply Mercantile Trust Co.

HAMILTON SANATORIUM.

To-morrow is ladies' day at the Turkish baths. If you wish to spend an enjoyable afternoon, come up and bring a friend with you. Corner of Park and Duke streets. Phone 32.

SIX REASONS, ALL STRONG.

Why People of Hamilton Should Help Y. W. C. A.

Six Thousand Dollars Needed to Complete the Fund.

What the Institution Is Doing For General Good.

Those in charge of the special canvass for funds to complete and furnish the Young Women's Christian Association building have formulated a statement to the public, which is headed, "Six reasons Why I Should Contribute." The reasons are as follows:

1. The new building will be an ornament and a credit to my home city.

2. It will be a home for girls away from home.

3. It will be an open door for young women, to sociability, helpful friendship, education and moral inspiration.

4. The Y. W. C. A. in a very definite way makes for that righteousness which excites the individual, the city and the nation.

5. It will help somebody else's sister or daughter, if not my own, and I believe in the Golden Rule.

6. I want to encourage the workers who are giving so freely of their time, effort and money to this good cause.

This matter is one in which every citizen should be interested. The important part that the Y. W. C. A. plays in raising the standard of young womanhood along physical, mental and spiritual lines cannot be appeal to, no matter what shade of religious belief is held.

The local Y. W. C. A. has at present over four hundred members. When the new building is ready, the number will undoubtedly be increased very greatly. Any woman possessing a good moral character is eligible for membership. Tickets are issued at any time, good for one year from date of joining. The dues are as follows:

Active member \$1.00 per year
Associate member \$1.00 per year
Sustaining member \$5.00 per year
Junior member 50c per year
Life member . \$100 paid at any one time

A member of an evangelical church is called an active member, others being associate members.

The various classes include physical culture, sewing, Bible study and English literature. The sewing classes comprise dressmaking, millinery, etc. The English literature classes are made to embrace any common school branch in which the student may be deficient. Many of the classes are entirely free to members; in others there is a small fee.

But the benefits are not confined to members only. The officers are at the service of any young woman in need of help and counsel. Girls who are traveling, or in search of work, or temporarily without funds, all find the Y. W. C. A. a boon indeed.

Every Sunday afternoon at 4:15 there is an open meeting for maids and working girls. Informal talks are given and tea is served. Once a week an open service is held, when a special committee welcomes all who may attend, refreshments and games being provided. Every month the young women employees of some factory are invited to spend an evening as guests of the association.

About six thousand dollars more must be raised on Wednesday and Thursday of this week to complete the fund of \$15,000 needed.

BURNED TO DEATH.

Mother and Four Children Lose Their Lives in Fire.

Pittsburg, Nov. 2.—Mrs. Wm. Marlow and four children were burned to death to-day when fire, caused by the upsetting of an oil lamp, destroyed the Marlow home, in the outskirts of the city. Mr. Marlow and two sons were at work in a nearby coal mine at the time of the accident.

Lyle, an 8-year-old son, was playing about the kitchen when the lamp on the table was overturned. Mrs. Marlow quickly carried the boy to the yard, but perished when she entered the house again to aid four of her children who were asleep on the second floor.

WINDSOR GAS.

Residents Got a Supply From the Tilbury Oil Fields.

Windsor Nov. 2.—For the first time in seven years residents of Windsor were supplied with natural gas yesterday, when the supply by the pipe line between Windsor and the Tilbury oil fields, forty miles away, was turned on. Seven years ago, in the dead of winter, the supply of natural gas from the fields at Leamington was exhausted. The Windsor Gas Co. acts as distributor for the Natural Gas Co., having ceased to make artificial gas, the natural gas flowing through the pipes formerly used for manufacturing gas.

COURT LINDLEY.

An enjoyable evening was spent last night by the members of Court Lindley, Canadian Order of Foresters, when they were entertained by Brother James Gadsby, who gave an excellent and instructive lecture, illustrated with lime-light views, on "Nelson and Trafalgar." Mr. Gadsby, in his lecture, carried the audience back to the times of Nelson, showing the famous battleships and the signal that Nelson used in giving that never-to-be-forgotten message. The large attendance showed appreciation of the splendid address by hearty applause and a vote of thanks.

MULHOLLAND GOT OFF.

A happy smile crossed the face of Peter Mulholland yesterday afternoon when Judge Snider granted him his freedom. Mulholland's wife had him arrested a few days ago on a charge of assault and he was ordered to find sureties but could not do so.

Is this the first time you have been arrested?" asked the judge.

"Yes; I didn't hurt her. I only wanted her to go home and she got mad," he replied. He promised not to bother her and was let off.

No one loves the man whom he fears. Aristotele.

ARTIST FRITH DEAD.

London, Nov. 2.—Wm. Powell Frith, the artist, died here to-day. He was born in 1810.

Greatly reduced prices for recent fiction

At all times we carry a large stock of recent fiction.

To make room for the NEWEST books it is often necessary for us to cut the prices of other new books to force QUICK selling.

That's why our fifty cent table of fiction often has books regular at \$1.50 and \$1.25 for 60 cents.

Always glad to have people come in and look around. There's no obligation to buy because you look.

ROBERT DUNCAN & COMPANY

James and Market Square

THE WEATHER.

FORECASTS—Strong breezes and gales southwesterly to northwesterly, occasional showers. Wednesday fresh to strong westerly winds, fair and a little cooler.

WEATHER NOTES.

The depression which was in the Missouri Valley yesterday morning is now centred to the northward of the Straits of Mackinac drawing strong southerly and southwesterly winds over the lake region attended by showers. The weather continues mild in the Western Provinces.

Washington, Nov. 2.—Eastern States and Northern New York—Showers this morning and to-night, cooler to-night, Wednesday fair and cooler, brisk winds.

Western New York—Showers and colder to-night. Wednesday fair with colder in east portion.

Lower Lakes—Strong east to northwesterly winds, diminishing Wednesday, showers to-night and fair Wednesday.

Toronto, Nov. 2. (11 a. m.)—Forecasts for Wednesday: Fresh to strong westerly winds, fair and cooler.

The following is the temperature registered at Parke & Parke's drug store:

9 a. m., 54; 11 a. m., 60; 1 p. m., 60. Lowest at 24 hours, 48; highest, 60.

STILL HERE.

Officer From West Expected to Take Veal Away.

A further communication was received this morning by Chief of Police Smith from the Regina Chief of Police, which gives more information about the farmers who allege to have been victimized by Frederick J. Veale, the man who is in custody here, and whose name has appeared as Veale.

About three years ago he was working on a farm near Dorchester, Ont., and while there met a Rev. Mr. Veale, a Methodist minister, since superannuated. From him, the man now in custody learned that Mrs. Myers was a sister to the minister. Subsequently he visited Hamilton, called on Mrs. Myers, and claimed her as his aunt. She denied any knowledge of the relationship. He also told a hard-up story, and out of kindness he was allowed to stay for a few days. Since then he has visited Mr. and Mrs. Myers periodically.

He claims to have come to this country from a Barnardo home in England.

During his visits to this city he has never once offered to pay a cent for his board, and Mrs. Myers said if he has money, it is something new to her, because she never saw the color of it.

The officer from the West is expected to be here to-day or to-morrow.

MADE MERRY.

Boys Did Some Mischief In Their Halloween Pranks.

Following are a few of the Halloween deprecations committed last night that were reported to the police this morning:

D. Jones put a wagon in rear of his yard, 15 Queen street south. In the wagon were a bridle, lines, blanket and whip. The wagon was found this morning in an alleyway between Queen and Hess streets, near Bold street. The goods were missing.

Dr. Bingham, Wellington and Main streets, had two door mats taken from his verandah. When the garbage man emptied the barrel this morning he found one of the mats in it. The other is still missing.

Frank McCombe is mourning the loss of a cement wagon. Last night it was on a vacant lot near Park and Cannon streets.

All the police available were out last night. A good deal of damage was done by mischievous boys.

MAN DROWNED.

Prospector Broke Through Thin Ice on Wilson Lake.

(Special Wire to the Times.) Cobalt, Nov. 1.—James Gray, of Hailybury, was drowned in Wilson Lake at mileage 228-1-2 on the T. & N. O. Rail. way yesterday, by breaking through thin ice on the lake and sinking in twenty feet of water. Deceased had left Hailybury for the Porcupine gold country, the day previous, and was taking his canoe and peck across the lake with his two partners when he broke through. The body has not been recovered. He was 21 years of age, a native of Scotland, and was one of the best known prospectors in the Temiskaming district. He has been three years in this country.

You'll Pay \$15 For

One of our fine suits or overcoats more cheerfully than you've ever done before. You'll realize that you're getting something unusual. As good for us as for you—Fralick & Co., 13 and 15 James street north.

ARTIST FRITH DEAD.

London, Nov. 2.—Wm. Powell Frith, the artist, died here to-day. He was born in 1810.

The Hamiltonian Abroad frequently is inconvenienced by inability to cash cheques and drafts for lack of identification. TRAVELERS' CHEQUES OF THE Canadian Bankers' Association issued by this bank in convenient denominations, prevent annoyance and embarrassment by identifying him wherever he goes, besides furnishing him with an everywhere-available credit. Accepted at par in payment of tickets, hotel charges, Pullman service, etc.

THE TRADERS BANK

OF CANADA HAMILTON, CANADA

Notices of Births, Marriages and Deaths which are inserted in the Daily Times also appear in the Semi-Weekly Times. 50c first insertion; 25c for each subsequent insertion.

BIRTHS.

CLARKE—On November 1st, 1909, at 83 Grant avenue, to Mr. and Mrs. Ernest F. Clarke, a son, still born.

DEATHS.

BARRITT—At the family residence, 192 Hunter street, on Tuesday, 2nd November, 1909, Emily J. Lyman, wife of William C. Barritt, in her 43rd year. Funeral notice later.

GRAY—On Tuesday, Nov. 2nd, 1909, Mrs. John Gray, in her 77th year. Funeral from her late residence, 545 Main Street east, on Thursday, at 1:30 o'clock. Interment at North Gifford.

HARPER—In this city on Monday, November 1st, 1909, Mary Ann Granger, beloved wife of John L. Harper, florist, aged 58 years. Funeral from her late residence, 48 Argus street, on Thursday at 3:30 p. m. Interment at Hamilton Cemetery. Friends please accept this intimation. Brantford papers please copy.

ANDERSON—At Waterbury, on Sunday, October 31st, 1909, Henry J. Anderson, in his 81st year. Funeral from his late residence on Wednesday, November 3rd, at 2 p. m. Interment at Millgrove Cemetery.

H2O2 OR Peroxide of Hydrogen Has many household uses. The following are some of its uses: 1. As a mouth wash. 2. As a gargle. 3. As an antiseptic for cuts and sores. 4. As a bleach for the nails, etc. We have it in bottles from 20c up.

Hat Pins Belt Pins Silver Purses The very newest goods at lowest prices THOMAS LEES Reliable Jeweler, 5 James st. north

SCRANTON COAL The MAGEE-WALTON CO., Ltd. 506 Bank of Hamilton Building. Telephone 396.

If it is SOCIAL it is all right SOCIAL TEA, COFFEE and COCOA Every package guaranteed.

In the Way of Millinery Do You want to suit every purse, from \$5 up to \$25, \$50, \$100 and higher? Then go where they handle nothing but the millinery when they give their whole time and attention to one line of goods and

FOR SALE CHEAP Plasterers' Salamanders, Garbage Tanks for mortar and brick, Slatting, Tiling, All kinds of Roofing, Valties and Flashings. JOHN E. RIDDELL Phone 687. 257 King Street East.

ASK FOR FIVE ROSES FLOUR THOMAS S. MORRIS Phone 35. 48 Wellington North

Autumn Weddings We are in a position to offer splendid suggestions for wedding presents. New goods arriving daily. VIE: METAL LAMPS, ASSORTED SHADES AND LENSES, PIANO LAMPS, TOASTERS, ELECTRIC HEATERS AND FIXTURES. ELECTRIC SUPPLY CO., Ltd. Phone 22. Geo. Love, Pres. Jos. Farrell, Sec.-Treas.

Scissors Sharpened Razors Concaved, Honed and Set Satisfaction guaranteed. E. TAYLOR Phone 241. 11 MacNab North.

Natural Gas Stove Sale BIRMINGHAM'S 20 John Street South

AMUSEMENTS TO-NIGHT Also Tomorrow Evening HAVANA The London Gaiety and N. Y. Casino Musical Hit. Seats on sale. \$1.50, \$1.75, 50c, 25c.

BEVERLY Dramatised from the Novel Beverly of Groutwick. Some Elaborate Presentation as Given Here Last Season. Seats Selling \$1.50, \$1.75, 50c, 25c.

FRIDAY & SATURDAY, NOV. 5-6 Klav & Erlanger Present: Alaskan Romance.

THE BARRIER Novel by Rex Beach. Play by Eugene W. Presbury.

Time Deposits Paid half-yearly on Ask our Teller for particulars or write LANDED BANKING & LOAN CO. Corner Main and James

BENNETT'S EVERY AFTERNOON AND EVENING Jesse Lauck's Imperial Musicians, Sully Family, The Casting Dancers, Neff & Starr, Leo Donnelly, Mattie Lockeste, Paul Stevens, Klinstorphan. Prices, 15c, 25c, 50c. Mats., 10c, 15c. Phone 2028.

GRAND OPERA HOUSE Monday Evening, Nov. 8 ROYAL WELSH LADIES' CHOIR of Cardiff, Wales. Conductor, Madame Hughes Thomas, in repertoire with national costumes. Prices—50c, 75c, \$1.00, \$1.50; box seats \$2.00. Tickets on sale at Heintzman's, Anderson's, McDonald's and Nordheimer's music stores. Play opens Friday morning, 9 o'clock.

Britannia Roller Rink 3 SESSIONS DAILY. Wednesday, Nov. 3rd AMATEUR CHAMPIONSHIP RACES. Ladies 15c, gent's 25c.

Wall Papers New Designs and Colorings A. C. TURNBULL 17 King East

AUNT JEMIMA'S PANCAKE FLOUR Self Rising Buckwheat Flour Choice Maple Syrup Tels. 830 186 JAMES OSBORNE & SON 12 and 14 James St. S.

CLARK'S Business College With its elegant equipment and with its able and competent instructors with a system adapted to all business requirements fully believe that such students as avail themselves of the privileges afforded at this school go into life's work more competent, more independent and better fitted to all positions requiring competence. Observe the fine attendance at our popular night school, Mondays, Wednesdays and Friday evenings. J. R. ROBERTS, Pres. 65-67 James Street, North.

ELECTRO PLATING We understand our business when it comes to refinishing chandeliers and other high class work at reasonable prices. HARDWARE SUPPLY CO. 67 Wentworth North. Phone 1407.

E. K. Pass is Still at the Old Stand That our work and prices give satisfaction is shown by the large volume of our business. Skilful workmen long used to making watches do our watch repairs. See our large stock; watches, clocks, jewelry, diamond and gem rings, wedding rings, marriage licenses. E. K. PASS, English Jeweler, 91 John Street south.

COAL INLAND NAVIGATION CO., Limited 604 Bank of Hamilton Bldg. TORONTO 1902 and 1903

Carpenters, Builders, Etc. For Close Prices on LUMBER, LATHS and SHINGLES. Wholesale and Retail. Phone 604. HUGH S. BRENNEN & CO. 25 King William Street.

CHRIS TOPHER'S CAFE FIRST CLASS DINING ROOM AND QUICK LUNCH COUNTER. FULL COURSE DINNER 30c. Good service and clean wholesome food. Confectionery Stores, 5 and 7 King St E.