

OPENING OF LONG COURT.

Law Reform Measure Adds to County Business.

Accident Insurance Case Was Tried Yesterday Afternoon.

Two Criminal Cases Referred of by the Judge.

The General Session of the County Court, which opened yesterday afternoon before Judge Snider at 1:30, promise to be the longest in years, for, notwithstanding that three cases were settled out of court, twenty-nine still remained on the list, of which sixteen are jury.

The cases which have been settled are: Mathews vs. Mathews, for \$223.50 for money lent, in which the defendant admitted responsibility and costs; Bell & Pringle for plaintiff; Lazier & Lazier for defendant. Smith vs. Stewart, \$129.35 for work done; A. C. Beasley for plaintiff; Nesbitt, Gaud & Gausby for defendant. Smith vs. Bennett, \$150 for goods sold; Lazier & Lazier for plaintiff and Donald Ross (Barrie) for defendant.

The grand jurors and petit jurors' rolls were called and all were present. The grand jury was then instructed to select their foreman. This jury is composed of T. F. Best, foreman, D. Allen, J. B. Amos, James Anderson, W. M. Armstrong, G. B. Boulter, R. A. Campbell, G. W. Cummings, John Connell, Edward Hall, R. H. Lewis, John Melroy and James Atchison.

His Honor in giving his charge to the jury said the most important of the criminal cases which had to be considered was John Taglierino, charged with sending threatening letters of a Black Hand nature, the intention being robbery by fear. If they found there was enough evidence to show that he had written the letter then an offense had been committed, but if they could not find evidence to show that he had done as the charge said, it was their duty to bring in no bill.

The other case was against Delby J. Smith, charged with obtaining goods from the Star Manufacturing Company, Toronto, on false pretenses. The charge was that he represented that he owned a house on Henning street, but which was in his wife's name. In their examination of the different institutions, if any recommendations could be made they would be carefully considered. The civil cases, he said, were more numerous this year, because of the law reform act, which raised the maximum to \$800. Of the list nine were because of the increased jurisdiction. If the act was left in force it would be feasible and necessary to change the date so as to allow more time. The present session would continue until Christmas, anyway.

The case of Foyster vs. Dominion Trusts Company took up most of the afternoon. It was for the purpose of discerning whether the plaintiff was entitled to \$800 claimed by him because of an accident he met with which he considered came under the terms of his accident insurance policy. The reason for which the company refused to pay the money was that they were informed that the plaintiff was under the influence of drink when injured, and the policy distinctly provided that if such was the case the company was relieved of all liability.

David Walsh, the first witness called, said he knew Foyster, who had been hurt. When he went home Foyster was there with a badly crushed foot. He took Foyster's boots off and bound up the wounds as best he could until other assistance was rendered. Foyster was not drunk at that time. He had seen him drink the year before at Christmas time. When Foyster was drunk at Christmas time he had spoken of feeling like a millionaire.

"Probably you helped him to feel like a millionaire," suggested Mr. Staunton, counsel for the defendants.

"No, I never took a drink in my life."

When asked if the reason Foyster was not living with his wife was not because of his intemperate habits, witness said he did not know, but didn't think that was the reason, although he had never heard him speak of it.

R. B. Brough said he had met Foyster on the day he was injured, and had strolled around by his home, but during that time he had not been drinking.

S. Thompson explained how the accident occurred. (Continued on Page 9.)

FLYNN-NOLAN.

Hamilton Young Man Takes Wife in New Jersey.

A very pretty wedding was solemnized at St. John's Church, Jersey City, N. J., on Thursday last, the contracting parties being Miss Helen Margaret Nolan, of Van Winkle avenue, and Leo S. Flynn, of this city. The ceremony was performed by Rev. Father Kane. Snapper was served at the home of the bride, only the immediate family being present. Miss May Nolan, sister of the bride, was bridesmaid, and Frank Reed was best man.

Mr. and Mrs. Flynn will spend their honeymoon at Mr. Flynn's home, Hamilton, returning after the holidays.

The parents of Mr. Flynn reside on John street north. The groom is a popular young man, and his many friends will congratulate him on his choice.

A Smoker's Christmas Box. A genuine meerschaum pipe, with a long amber mouthpiece, in a handsome case, would make a nice present for a smoker. They are offered with curved or straight stems, at peace's pipe store, 107 King street east.

SAFETY DEPOSIT BOXES. To rent at \$2 a year and upwards, for the storing of deeds, bonds, stocks, wills, silver and other valuables. TRADERS BANK OF CANADA.

HYDRO CLIQUE IS MAKING TROUBLE.

Will Meet To-night to Try to Straighten Things Out—Voters' List Appeals.

The Hydro-Electric slate for the municipal election will be framed up at a general meeting of the supporters of the Niagara power scheme to be held to-night in Kennedy Hall. It is expected that the session will be a warm one. Reporters will likely be barred. The efforts to get some of the Hydro candidates for Controllers to retire in favor of W. G. Bailey, Ald. Cooper, Frank Quinn and Ald. Wright, who are proposed as the slate of the clique, have provoked bad feeling, and the views of some of the disappointed ones will likely be aired to-night. The idea of to-night's meeting is to get a general expression of opinion from the Hydro supporters as to who the candidates shall be. Someone will propose T. J. Stewart's name for Mayor. It is expected that Mr. Stewart will be endorsed, and the committee

WHITNEY AND GOUIN MEET.

Premiers of Ontario and Quebec Have Conference.

Hon. Mr. Gouin Interviewed by Times Correspondent.

He Talks of Power, Pulp, Forestry and Education.

Toronto, Ont., Dec. 15.—Sir Lomer Gouin, Premier of Quebec, who is in Toronto to-day, is the guest of honor of Sir James Whitney at a gala lunch at the Parliament buildings, and was interviewed by the Times correspondent at the Queen's Hotel this morning. He said that while his visit to Toronto was largely of a social character, he expected that a number of questions of inter-provincial importance would be discussed by Sir James Whitney and himself. Ontario and Quebec were really at one in the matter of the pulp and forestry policy and of the conservation of their natural resources. The question of the Dominion subsidy to each of the Provinces would likely be taken up. Quebec was not in the same position as Ontario in the matter of a power policy.

There was not one great source of supply in that Province to correspond with Niagara, and the big centres there were already well supplied with power at a reasonable rate. The formation of the Public Utilities Commission at the last session of the Quebec Legislature would

he thought, be productive of much good, as it would regulate the prices of all public utilities and prevent excessive charges being made. It would regulate the Provincial rural railways as the Ontario Railway and Municipal Board does here. With regard to education the endeavor of his Government was to increase the subsidies to rural schools. These had been doubled and would be still further increased. He thought Quebec was ahead of Ontario in technical education, as there were already three big technical schools in Montreal and Quebec.

Much interest centres around the conference between the two Premiers, but it is considered probable that a conference of all the Provincial Premiers of Canada may result from it.

SONS OF SCOTLAND.

At the regular meeting of Gillen Camp, Sons of Scotland, the following officers were elected for 1910: Chief, James Sheddin; Chitain, William Meikle; Past Chief, James McNaught; Chaplain, James Milton; Recording Secretary, William Sheddin; Financial Secretary, Alex. Stuart; Treasurer, John Stuart; Marshall, George Ferguson; Standard Bearer, Robert Tennant; Senior Guard, James Hunter; Junior Guard, Thomas Chalmers; Physician, Dr. Jas. Dickson.

Rabbit, Pie.

As the good boy would remark "that looks good to me," 100 pairs wild rabbit just received, and judging from our past experience in selling rabbits we would advise you to kindly telephone your order early if you wish any.

Store open until ten o'clock every evening until Christmas for convenience of shoppers. Peebles, Hobson Co., Ltd.

Fatal Fall

Pasadena, Cal., Dec. 15.—Miss Agnes Claypool, 15 years old, daughter of a wealthy resident of Pasadena, was killed, and Harvey Bissell, 24 years old, son of a Grand Rapids millionaire manufacturer, was perhaps fatally injured last night in an automobile accident. Mr. Bissell and Miss Claypool were riding in a racing automobile, which went over the edge of the narrow Eagle Rock Valley road and fell 100 feet down the steep incline.

Miss Claypool's body was found in the machine. A broken rib had punctured her lungs. Bissell was lying near by, still conscious. His collarbone and right leg were broken and his spine was injured. It is said that Bissell and Miss Claypool were to be married this winter.

The Man In Overalls

The Christmas Times will be out on Saturday. Advertise in it.

Surely we are not going back to T. J. Stewart and overdrafts again.

Mr. Hendrie's sparring permit this season may cause trouble.

Oh, yes, lots of people ride on Sunday street cars who fought desperately

8 More Shopping Days Before Christmas. YES AND YOU'D BE SORE IF YOU HAD TO DELIVER 62522 BUNDLES AND BOXES ON CHRISTMAS.



against having them. But familiarity breeds contempt as well as other things.

Electrical invention must, as is generally believed, be in its infancy, when crossed wires put us all in darkness.

We are still cleaning the snow off the sidewalks after the manner of the 17th century.

In a few days now you will have to grab the first thing you see and pay whatever is asked for it.

I would sooner have a steam railway than a transmission line running past my door.

I shouldn't be the least surprised to hear that the Herald has been misrepresenting Ex-Ald. Allen. You remember how it insisted it knew better than the Mayor what the Mayor said.

But what has the Servants' Union got to say about the proposed importation of girls to flood the labor market?

While getting electric lamps for the new annex the Board of Works should not forget that a few lamps are still needed on Mount Hamilton.

This touch of winter is getting us in trim for what is coming later.

The talk of an electric road from here to Port Dover begets the question as to what has become of the Caledonia line. There should be a line from Hamilton to Port Dover via the Jolley Cut.

When I hear the Christmas wails singing for the Sick Children's Hospital it reminds me of 'ome. Encore.

I don't see much of Buster Brown in Canadian newspapers nowadays. A good ride.

Mr. Stewart was terribly incensed when he was here last week over Sir Wilfrid holding two seats. That may lead some to think that Mr. S. may be content with the seat he has got, without fishing for more.

The aldermen whose battle cry is more playgrounds for the children will get lots of votes.

The Montreal judge blames the graft and corruption in this city to ward representation. He has another think coming.

Geo. R. Allan must be indignant at the idea of anyone presuming to compare him in No. 4 Ward. It looks like lese maiesty.

Have you answered with Santa Claus to visit your house?

FINED \$25, But More Serious Charge Against Hamilton Man Dismissed.

Charles Fingers, the Hamilton Greek who was arrested in Brantford at the instigation of his brothers, who feared that he intended to shoot, was arraigned for trial yesterday. The charge of threatening to shoot with intent to kill was dismissed, as the complainant, Chris. Fingers, did not answer when called, and the police said they suspected he had been spirited away to prevent him giving testimony.

The defendant, however, pleaded guilty to carrying an unlawful weapon, and was fined \$25, which he paid. Mr. H. S. Hewitt appeared for the defendant, and stated that the brother of the Greek had merely laid a charge in the heat of passion, and did not wish to press it. Crown Attorney Wilkes was not so sure that the law could be set in motion and then summarily stopped.

The police laid a charge against L. Laondarian and Peter Constantin, the latter being court interpreter, of interfering with a crown witness.

Very Busy. Saturday was, indeed, a very busy day with us. To-day everything rearranged. The store never looked better. The assortment now so complete; the quality never better. We would ask that you favor us with your orders as early as possible each day. If you can't find it convenient to shop during the day, call evenings. Store will be open every evening until 10 o'clock. Another shipment of Lamp Point ducks arrived to-day.—Bain & Adams.

CRUSADE KEPT UP AGAINST THE VAGS.

Man Who Had Sunday Morning Drinking in His Boathouse Fined \$30.

"Credit department on the roof; take the elevator" was the sign in William Dean's boathouse at the foot of Simcoe street, which was raided by License Inspector Sturdy and a posse of police on Sunday morning. In that place were a number of young men with Dean, all enjoying convivial glasses. The sequel of that raid was that William Dean faced a charge of a breach of the Liquor Act this morning in Police Court, and was fined \$30.00.

He pleaded not guilty, but the Magistrate found that he was guilty. J. L. Connell submitted many points for the defence, while W. L. Ross acted for the prosecution.

Faberigo Ballaggio, 178 Barton street west, had a charge of a breach of the Liquor Act entered against his name, also. Mr. Ross for the prosecution wanted to have the case withdrawn, but the Magistrate said it would be better ventilated in court, and Inspector Sturdy said he wanted it gone on with. So it will be heard to-morrow.

Daniel Collins, 46 Jackson street east, evidently thinks that there are no clowns like those in the hotels, for P.C. Cameron and Barrett have frequently, when in search of vags, found him sleeping the happy hours away in such places. He was sleeping so yesterday when the two lumps of the law snatched him. The officers told a brief story of Daniel's life. Result, \$30 or two months; two hours to pay the \$30.

"Thank you, sir; much obliged," were the words he shouted as he left the court room. He did not have time to return to the stall for his hat, but shouted to one of the inmates to throw it to him. William Gald, Main street east, was also. (Continued on Page 4)

WHERE FOREIGNERS GET THE LIQUOR.

Here's Some Facts to Make Good Citizens Sit Up and Do Some Thinking.

There are doings in the liquor traffic in Hamilton which Sam Small apparently knows nothing about. It is safe to say that the Hamilton temperance workers know nothing of them, either, and never dream of the amount of liquor which is sold entirely outside the licensed places, which are controlled by the Board of License Commissioners.

On Saturday night Inspector Sturdy and a number of police visited the house of an Italian named Faberigo Ballaggio, 178 Barton street, and seized a lot of liquor.

This morning, acting for the Crown, at Police Court, W. L. Ross, barrister (also Secretary of the Conservative Association), suggested that the charge be withdrawn.

Inspector Sturdy looked very much surprised. Mr. Ross stepped up to the Magistrate's desk and spoke to his Worship.

The Magistrate remarked that he thought the case should go on. Inspector Sturdy said he did not want the charge withdrawn.

The Magistrate said it would go on to-morrow.

Now, what's behind all P? About two months ago L. P. Scaroni obtained a license to sell liquor in Hamilton—a "warehouse" license, under which he can sell wine and beer, etc. He did not get the license through the Hamilton Commissioners. They have no control over him. He is not on Inspector Sturdy's list.

The Government of Ontario, through the license departments of Toronto, gave Mr. Scaroni a license direct. Mr. Scaroni is a well-known Italian interpreter.

"Where do the Italians and other foreigners get all their liquor?" is very frequently asked.

The story of that license would make good reading for the people who try to make themselves believe that Whitney and his crowd have been trying to "promote sobriety."

Looking For Victims

Erie, Pa., Dec. 15.—With the further abatement to-day of the storm that has menaced traffic on Lake Erie during the past week or so, renewed efforts were made to recover, if possible, the bodies of the victims of the car ferry Marquette and Bessemer No. 2, which are believed to be still adrift somewhere on Lake Erie.

The car ferry, which is supposed to have foundered in the middle of the lake a week ago yesterday during a heavy storm, carried 38 persons on board, and nothing has been heard from more than a score of these.

The Commodore Perry, which has led in the search for the persons who left here on board the ill-fated vessel, and which found nine of the victims frozen to death in a yawl on Sunday, has again taken up the search, and is scouring the lake for the remaining victims.

REST IN PEACE

Remains of Senator Turner's Son Buried in Family Plot.

After lying for some years in a remote grave in a Southern state the remains of William Turner, a son of the late Senator James Turner, were brought to this city a few days ago and re-interred in Hamilton cemetery this afternoon. About fifteen or twenty years ago the deceased left here for the South where he resided until the time of his death. He had travelled extensively through the Southern States and had passed through many exciting experiences. He was one of those who suffered by the great flood some years ago at Galveston, Texas, during which he wrote a graphic description of the flood on a piece of wall paper, which was found after he had been rescued. He died some time after and the place of burial was unknown to his relatives until recently. It was ascertained by Mr. J. L. A. Hunt, London, a brother-in-law, who left some time ago for the South in search of information, and the remains were sent here and were interred to-day. Rev. Dr. Fletcher officiated.

LEOPOLD HAS A RELAPSE.

His Majesty Was Not So Well This Afternoon.

"I Am Going to Make a Long Journey," He Said.

Kissed His Favorite Daughter Several Times.

Brussels, Dec. 15.—King Leopold's physicians this forenoon issued the following bulletin: "The King's condition is stationary. Temperature, 97.7-10, and pulse 72."

His majesty's private secretary, Baron Goffinet, in spite of the official bulletin, declared that the condition of the royal patient was not very satisfactory this forenoon.

The condition of King Leopold, who was operated upon yesterday for the removal of an obstruction in the intestines, took a turn for the worse this afternoon.

The morning bulletin was hopeful in tone, describing the patient's state as "stationary." During the night he had held his own apparently. In the middle of the afternoon word came from the sick chamber that his majesty had suffered a relapse.

Yesterday he greeted his physicians with perfect serenity, and to one of them said: "I fear I am going on a long journey soon."

Later to a member of his family who stood by his bedside he remarked: "I fear my end is near."

In the afternoon he bade farewell to a number of court officials, notably the court marshal, Comte Doultrémont, to whom he said: "You have served me well for more than twenty years, and I want to give you my thanks before I die. I am very grateful to you."

The count was greatly agitated and left the room weeping bitterly.

The most affecting interview of the day was that between the King and his favorite daughter, Clementine. He kissed her a number of times and tried to console her. She was terribly distressed, and was led away half fainting.

NEW BISHOP OF LONDON.

Buffalo Will be Sorry to Lose Distinguished Canadian.

Referring to the appointment of Rev. Father Fallon, formerly of Ottawa, as Bishop of London, a Buffalo despatch says:

Rev. Michael Francis Fallon, O. M. I., D. D., rector of Holy Angels' Church, Buffalo, N. Y., and provincial of the Order of Oblates and Mary Immaculate, is one of the most widely known clergymen in the United States. He is, perhaps, even better known in Canada. He is an alumnus of the University of Ottawa, and has gained a wide reputation as an orator of no mean ability.

Father Fallon came to Buffalo from Ottawa ten years ago to take up the duties of pastor of Holy Angels' Church, one of the largest and most prominent Roman Catholic parishes in Buffalo. During his tenure of this position he has become known as one of the most distinguished clergymen in this section of the country.

His work along educational lines will long stand in the memory of Buffalonians, especially in the visible tribute of the magnificent Holy Angels' school building, completed by him, which is not only the best equipped parochial school in the country, but is also architecturally one of the handsomest structures of its nature in the city of Buffalo.

Father Fallon's rank in the Order of the Oblates of Mary Immaculate was recognized about two years ago, when he was appointed provincial of the order in the United States. Buffalonians will be sorry to lose him, as he was not only a man of wide achievements and culture, but had made many friends in all walks of life, and in all denominations in this city.

When seen at Holy Angels' rectory to-day Father Fallon had received no notification of his appointment to the London bishopric, and stated that he would wait until he had received official notice of the appointment before commenting on it.

Father Fallon was born in Kingston, Ont., and is 55 years of age.

SUMMONED TO OTTAWA. Buffalo, Dec. 15.—Very Rev. M. F. Fallon to-day received a telegram from Archbishop Sheerrett, summoning him to Ottawa, presumably to receive the notification of his elevation to the Bishopric of London, Ont.

TRAMP STARTED FIRE.

A G. T. R. box car, which was standing on a switch near the Barton street bridge caught fire last night. The interior of the car was badly scorched, and the sparks set fire to the roof of the Smart-Turner factory. The fire department put the blaze out before much damage was done. It is believed a tramp, who had been smoking in the car, started the fire.

Oh! Just What I Wanted

Will be the expression that will greet your Christmas present, if you present him with one of our handsome silver shaving mugs and brushes. Nothing is more appreciated. Complete line of rubber-stet, badger hair shaving brushes to select from. Parke & Parke.

—Though a warrant has been issued for the arrest of Elmer "Curly" Thompson, who it is alleged assaulted James Mackay, son of the manager of the Canadian Transfer Company, he has not been arrested yet. It is said he has left the city.