PURE WATER
RADNOR
EMPRESS OF WATERS.
IS ABSOLUTELY PURE

The Toronto World.

DICKSON & TOWNSEND
TELEPHONE 2972
We are now arranging our fall sales. Sales at PRIVATE RESIDENCES particularly solicited.

SIXTEENTH YEAR — SATURDAY MORNING NOVEMBER 16 1895. — ONE CENT.

THE ONE TAKEN AND THE OTHER LEFT.

The Pickering Insurance Case Grows in Interest.

AGENT HORTOP IN THE TOILS

While Agent Trull Suddenly Desires a Holiday.

Badly Wanted as a Witness, He Can't Be Found, and His Friends Explain That He Has Taken a Few Weeks' Vacation — The Home Life's Charge Against Alger, Brown and Hortop Now on For Preliminary Hearing—Dr Francey Sticks to His Story Under a Long Cross-Examination—An Explanation of Their Position by Messrs Macdonald & Fitch — The Case to Be Resumed To-Day.

In the pretty little Assize Court room of the Ontario county court house, which for neatness, cleanliness and cheerfulness presents a strong contrast to the dingy apartment in the York county buildings where the Hyams twins are being tried, the preliminary investigation into the charge of conspiring to defraud the Equitable Life Insurance Company, laid against Geo. E. Alger, was resumed before Magistrate Harper. At 6 o'clock the Crown's case had been presented with the exception of the much wanted testimony of Henry Trull, the local agent for the Equitable Life Company.

Trull had been subpoenaed to attend as a witness, but as he had not appeared at mid-afternoon, a constable was despatched to his home at Oshawa, to ascertain the cause of his absence. Trull, however, could not be found, his family informing the officer that he had left town for a few weeks. His intended destination no person appeared to know, and Detective Murray will be compelled to close his case without the agent's testimony.

Hortop Surrenders Himself.

Before the investigation was resumed this forenoon, High Constable Calverley started for Kinsale to apprehend Joseph Hortop, agent for the Ontario Mutual Association, but he met Hortop, who had heard that there was a warrant out for his arrest and was coming in to give himself up. The charge upon which Brown and Hortop are held is that they, together with Dr. Francey and George Alger, conspired together to defraud the Home Life Association by means of procuring an insurance policy upon Mrs. Alger when they knew her to be in a dying condition. Brown and Hortop were both in a merry mood, and appeared quite confident of establishing their innocence of the crime charged. The court room was well crowded during the day, sensational developments evidently having been looked for. Many of Alger's acquaintances from Pickering were present, and a goodly representation of Whitby beauty sat in the gallery and watched with interest the proceedings in the court room below.

The World's Appropriate Remarks.

The proceedings of the day were opened with Dr. Francey, who is charged as a co-conspirator in all the indictments, in the witness box. His cross-examination was resumed by Mr. T. H. Lennox, in answer to whose questions Francey stated that he arrived in Toronto from Buffalo about four weeks before the trial at Osgoode Hall. Immediately on arriving in Toronto he went to the Equitable people and told them all about the case, and then wrote to Alger and told him what he had done. Mr. Lennox then began to question the witness about a trip to the Spanish River. Crown Attorney Farewell objected to this as it was wandering far afield.

"I see you have been reading The World, and you are using their words," said Mr. Lennox.

"Yes, I read The World and their words are very appropriate, too," was the retort corteous of the Crown Attorney.

Counsel for the defence then undertook to learn from the witness whether or not he had received letters from other parties who were interested in the conspiracy. His Worship ruled that the witness could not be compelled to give any information about private letters. Mr. Lennox pressed for an answer to his questions and intimated that one line of the defence was that if there was any conspiracy it was by parties others than Alger. The witness finally admitted that he had received letters from the crown and also from other parties, but the latter were private, and had no reference to the evidence he was to give before the courts.

Degrees of Honor Among the Medicos.

Mr. Lennox asked the witness if he could explain why, when Alger was fully aware of the condition of his wife, he should ask Dr. Eastwood to come down and make the examination for the London and Lancashire. "I can't explain it," said the witness, "unless he thought that Dr. Eastwood would help him to grind his axe, the same as I did."

Dr. Eastwood apparently is not as bad as you are, then?" asked the counsel. "He hasn't been showed up as bad in this case, anyway," replied the witness.

In referring to the conversation held in the office of Macdonald & Fitch at Stouffville, Francey denied that he had there said that Alger was innocent of any fraud in connection with the Equitable policy. Francey told Alger in the presence of Macdonald and Fitch that Dr. Eastwood knew that Mrs. Alger was a consumptive and he would put the insurance companies on to the racket. The reply was made to this that "We will fix Dr. Eastwood on that point.

What Francey Says Macdonald Said.

The spicy little conversation referred to by Francy at the last hearing of the case, as having taken place between the witness and Messrs. Macdonald and Fitch, was related at the request of the counsel for defence. Francy said that Mr. Macdonald told him that he would have to stick to Alger, and couldn't be with the Equitable. Fitch also said that if Francy went to the Equitable and told the story, they would have him under arrest at once. This took place subsequent to the conversation in which the witness told Macdonald and Fitch that the whole thing was a fraud.

Confesses His Crimes

Francy admitted that he had spoken to other persons and told them that if they would take out a policy in the Equitable he would pass them. One or two consented, and he passed them, and others refused to enter into such an arrangement. He went to the so-of a Mr. Hoover of Whitehall and told him that his father was not in a very good physical condition, and if the son wished to place any more insurance on his father's life, tht he, the witness, would pss him. After the witness had admitted that he was guilty of false representations and conspiracy to defraud, Mr. Lennox asked him if the position of counsel and prisoner

believe Lennox on oath. "If you was going to get you[illegible] by telling the truth, there [illegible]ssibility that I would," replied th[illegible]s, and the laughter was turned o[illegible] counsel.

In re-examination, Dr. Fra[illegible] that he understood from Messrs. [illegible]donald and Fitch, when at Stouff[illegible], that he would have to swear the whole thing through, as though it was all right. In explanation of certain statements made by Mr. Broughall of the Equitable Life, when the gentleman ws giving evidence last week, the witness said that the application made for a policy on the life of D. R. Bolton was rejected on the face of his medical report.

The Bank Manager's Version.

Mr. Ellitt, mnager of the Standard Bank at Stoffville, produced papers and books showing Alger's financial position with the bank. Soon after Mrs. Alger's death it was proposed by the witness that Alger assign the Equtiable policy to the bank, as a security for the amount due the bank, and the bank would give him an extension of time. When the insurance company learned of the swindle, a writ was served on teh bank for the cancellation of the policy, and the policy was re-assigned by the bank to Alger. Alger paid the costs incurred by the bank in connection with this writ.

The witness said that immediately after this he sent for Francy to come to Stouffville. Francy told the witness that the policy could not be cancelled, as the whole transaction was fraudulent. The witness appeared somewhat unwilling, and Mr. Farewell's leading questions called forth the protests of Mr. Lennox, who contended that the Crown counsel had no right to lead the witness. This matter was settled to the satisfaction of Mr. Lennox, and Mr. Farewell proceeded. a second conversation held the same day in the office of Macdonald & Fitch, Francey at first said it was alright, but again changed and said that Mrs. Alger was a consumptive and Alger knew it. Francey at that time advocated throwing up the Equitable policy because there was so much dirt about the Home Life deal. In that conversation Alger denied that his wife was ever troubled with consumption.

Subsequent to this date a conversation was held in the head office of the Standard Bank in Toronto, at which Dr. Francey, the witness, and other officials of the bank were present. The witness admitted at this conversation witness admitted that at this conversation he corroborated in many particulars the statement of Dr. Francey as to the conversation in Stouffville. The witness said that at the conversation in Stouffville, Francey said that he was not going to go down alone. Mr. Elliott's version of what Macdonald said to Francey abotu swearing the thing through was also quite different from that given by Dr. Francey. According to Mr. Elliott, Macdonald's statement was that Francey would be prosecuted by the insurance companies whether he stayed with Alger or not. In cross-examination Mr. Elliott said that he had had frequent financial dealings with Alger, and always considered him an honest, upright man, worthy of every confidence.

When the cross-examination of Mr. Elliott had been completed, Mr. C. Russell Fitch, of Macdonald & Fitch, requested to be allowed to make a statement with reference to the conversation between Dr. Francey, himself and Mr. Macdonald, which took place in Stouffville. Mr. Fitch said that when they were apart Francey and Alger told widely different stories, and it was thought necessary to get them together, to get at the true facts of the case. When the meeting took place Francey at first denied that he had said to Mr. Elliott that anything was wrong. During the whole conversation Francey never asserted that Mrs. Alger had consumption in December, 1894, in fact, he said he would swear to the truth of his medical report on a stack of bibles a mile high. Francey advocated the throwing up of the policy in the Equitable because of the Home Life deals. He had passed Mrs. Alger in that case without seeing her, and he was not going to take his chance of going to jail for Alger for $7000. He told them that if they pressed the claim he would go into the box and swear that Mrs. Alger had consumption, in order to clear himself. Alger asked Francey if he had ever told him that she had consumption and he admitted that he had not told him recently.

Getting in Out of the Rain.

Francey said that he was going to swear himself out of it, and stick by those who could protect him. Alger denied all knowledge of the Home Life application and also said that he was somewhat suspicions of the Equitable policy as his application for a policy on his own behalf was rejected and that for Mrs. Alger was accepted. He said he was being led on by an insurance agent, whose name he did not divulge to Mr. Fitch. To Mr. Farewell Fitch admitted that the writ against The World was proposed as a means of scaring the insurance company in the payment of the policy.

Edward Wilson of Brougham, a relative of the deceased, Mrs. Alger, was called into the witness box and asked to tell of a conversation he had with Mrs. Alger in July last in reference to her health. The witness was very reticent at first, and said that a conversation had taken place, but he did not want it to come out. For the statement he was sharply remanded by the magistrate, who reminded him that he was sworn to tell the whole truth. In this conversation Mrs. Alger told the witness that she had not seen a well day since the death of her father in January, 1894. The witness said that he knew nothing of the insurance on Mrs. Alger, until the Toronto World published the proposed investigation.

At the evening session of the court the charge against Alger, Brown and Hartop was proceeded with. Brown was represented by Mr. R. A. Dickson, of Toronto, with Messrs Don and McGillivray looking after Hartop's interest. The testimony of Drs. W. Ferguson and W. F. Eastwood was practically the same as that given by them at the last trial. The purport of Dr. Ferguson's statement was that Mrs. Alger die dof consumption, and that of Dr. Eastwood that Alger had known for years she was so afflicted.

Michael Gleson, a store keeper at Greenwood, and agent of the London and Lancashire, swore that he accompanied Joseph Hortop to Alger's a day or two after the funeral, when Alger and Hortop talked about the Home Life application. Hortop professed there was nothing in that as he held a due-bill or receipt which must be attached to the application before it could be completed. Nothing would come of it, he confidently predicted. At 9.45 court adjourned to 10 a.m. tomorrow, when Dr. Francey will tell the story of the Home Life application. Hortop was bailed in $2000 recognizances, himself in $1000 and $500 each by Wilfrid Sadler and Dr. Frank Warren.

Yesterday evening The World was served with an injunction restraining this paper from commenting on the Alger case. The injunction is a temporary one, granted by His Honor Judge Dartnell of Whitby. It is set down for argument on Wednesday next at Osgoode Hall. It seems that counsel for Alger objected to some of

FORTY-EIGHT DROWNED.

DEPLORABLE CALAMITY TO A BRITISH STEAM LAUNCH.

Terrific Gales on the British Coast—Damage to Shipping and Loss of Life—The Situation in Turkey Shows no Improvement—Turkish Reserves Called Out.

London, Nov. 15.—The Admiralty have received information that a steam launch belonging to the British cruiser Edgar was lost near Nagasaki on November 13, and it is believed that all of the 48 persons in the boat were drowned.

Later despatches state that the missing steam launch has been found. No details accompany this statement, however, and it is not yet known whether the crew of the boat was saved or not.

TURKEY'S PROMISES

Said to be a Means of Delay—Belief That War is Inevitable.

London, Nov. 15.—A despatch from Constantinople, under the date of Nov 14, says it was announced that the commission appointed to put into force the reforms adopted for the administration of affairs in Asia Minor will begin its sittings to-day. It is asserted by persons in a position to obtain the very best and most reliable information that the terms of the convention signed by the six powers agreeing upon joint action in the matter of compelling the immediate application of reforms in Armenia and the other districts have been kept strictly secret, in order to avoid an uprising of the Mohammedan populace. It is asserted that the reserves recently called out by the Turkish Government, ostensibly for the purpose of restoring order in Asia Minor, are really being prepared for participation in the European war which the Sultan and his Ministers believe to be inevitable.

THE A. O. UNITED WORKMEN

Hold Their Annual Concert in St. Matthew's Ward.

The annual concert of Danforth Lodge, No. 256, A.O.U.W., took place last night in the Masonic Hall, Bolton-avenue. The room was closely packed, many being unable to find seats. Among those present were Alderman Blong, and family, Mr. J. Jupp, Mr. G. S. Macdonald, Mr. D. Chisholm, Mr. T. S. Lobb, etc. Mr. George Domelle was in the chair. The ladies and gentlemen who took part in the program were Mrs. Tugwell, Misses Jennie Jenkins, and Donaldson, Messrs. Bartlett, J. H. Winters, H. McKindry, Huggins, W. J. White, W. Draper and R. Stapelles, accompanist.

Mrs. Tugwell, in her song, "The Carnival," scored a great success, as did also Miss Jennie Jenkins and Miss Donaldson, the latter of whom sang "Jessie's Dream" in a maner which delighted the audience, who warmly applauded and encored her. The rest of the program was effectively carried out.

Death of Mr. J. T. Fisher.

Mr. J. T. Fisher, a commercial traveler, lately in the employ of Chalcraft, Simpson & Co., Front-street west, died suddenly at London yesterday. For the last six months Mr. Fisher has been representing several English houses. His body will be brought to Toronto and the funeral will take place from his late residence, 32 Grenville-avenue, to-day at 3 p.m. Mr. Fisher leaves a wife and daughter.

Mr. James Harris' Visitors.

On Thursday Mr. Robert Mantell was a purchaser at James Harris, furrier, 71 King-street west (upstairs), and yesterday Miss Ada Rehan honored Mr. Harris' rooms with a visit and was also a purchaser.

Visit Roberts' Art Galleries. Entirely remodelled in a most artistic manner. Special display of Fine Pictures just imported. 79 King-st. west.

We received to-day 80 packages of butter specially selected for winter uses, being extra choice. If you intend buying a package for winter see this lot. Our price is 17 cents. John Sykes, Skeans, butter dealer, 78 Colborne-street. 246

The Dominion Trouser Co. Leader-lane can suit you for $14; fit guaranteed.

Dr. Blight Bros., 65 Yonge-street, for a good, reliable fountain pen. We have them with 14 karat gold pens, from $1.25 each.

Delicious to taste, "Salada" Ceylon Tea.

Price list of Ports, Sherries, Clarets, Champagnes, etc., mailed to any part of Canada. William Mara, 79 Yonge-street, Toronto.

I like my wife to use "Salada" Tea.

Mortgage Loans at 5 Per Cent

Owners of central productive city property can secure loans at 5 per cent. by making personal application to J. L. Troy, 5 King-street west. 6

Silk Hats Remodelled—11 Adelaide West

Horses and Carriages at Auction.

Next Tuesday Messrs. Silver & Smith will sell several consignments of horses and carriages, the property of estates and parties leaving the city, besides eighteen head of heavy draught horses consigned by Messrs. Davidson & Hay. These horses have been used for lumbering and are all in splendid working condition. See advertisement.

Gives staying powers to bicyclists on long runs—Adams' Tutti Frutti Gum. Refuse imitations.

$19.00—Price of our genuine English Beaver Overcoat to measure. Waterson's, 126 Yonge-street.

Pember's Turkish Baths. Ladies Tuesday and Friday mornings all day Thursday. 4

Try a half pound can of Tonka smoking mixture. Nothing equal to it.

Cook's Baths open all night, 204 King w.

Dance at the Athletic Club.

The dance at the Athletic Club last evening was a brilliant affair. The beautiful floor of the gymnasium was just occupied enough to make the dancing all that could be desired, while the many intersting spots throughout the evening afforded opportunity for unlimited strolls. Gilonna's Orchestra furnished the music, and refreshments of an excellent character were served by the steward.

Cook's Turkish Baths, 202-204 King w.

Dunlop

Will show some fine specimens of chrysanthemums in his show rooms to-day. This regal flower is well named the "Queen of Autumn," and is worthy the homage of its devotees, who are welcomed to inspect Dunlop's display at 5 King west and 445 Yonge-street.

Fetherstonhaugh & Co., patent solicitors and experts. Bank Commerce Building, Toronto

Odoroma, a botanical preparation of wonderful efficacy, perfectly harmless, and is without a peer as a tooth powder. 246

Pember's Turkish Baths, 127 Yonge 36

Now is the Time 136

To use Cerol High Polish Waterproof

IT IS A PRINCESS.

The Royal Baby Born to the Russian Emperor is a Daughter and Her Name is Olga.

London, Nov. 15.—A depatch from Vienna says that a telegram received here from St. Petersburg announces thta the Czarina was asfely accouched of a daughter at 10 o'clock last evening.

Other despatches from St. Petersburg confirm the report of the birth of a daughter to the Czarina.

St. ePtersburg, Nov. 16.—12.30 a.m.—A bulletin that has just been issued states that the condition of the Czarina and her daughter is entirely satisfactory. At the religious services held according to the orthodox Greek rite after the birth, the infant was named Olga.

DEATH OF CAPT. ELIOT.

Rather Sudden Demise of a Well-Known Torontonian.

Capt. Granville P. Eliot of the Grenadiers died last night at the General Hospital. Deceased had been ill recently and on Thursday morning took an overdose of medicine, which ultimately caused his death. He was removed from his home, 293 Jarvis-street, to the hospital, late on Thursday night, and he sank slowly from then to the time of his death.

Capt. Eliot was a popular officer and well-known in the city. He has for a long time been teller in the Assistant Receiver-General's office. His sad death will be deeply regretted by a large circle of friends.

M'KINLEY LODGE AT HOME.

Hon. N. C. Wallace and Many Other Prominent Gentlemen Present.

The enviable popularity enjoyed by McKinley Lodge, L.O.L., was evidenced last night, when their annual "at-home" in Victoria Hall was attended by 400 people. Nothing had been spared to make the occasion a most brilliant and successful one, and the efforts of the members were rewarded beyond their most sanguine expectations. The hall was decorated in a unique manner, with the beautiful banners of the many lodges, which we are wont to see in the parade on the 12th July. Hebert's Orchestra supplied grand music, and the floor had been prepared with great skill. Arrangements had been made for the amusement of those who did not dance, and all enjoyed themselves.

Refreshments were served by Tasker continuously during the evening. Among the prominent people present were:

Hon. N. Clarke Wallace, E. F. Clarke, ex-M.L.A., Dr. Ryerson, O. A. Howland, M.L.A., R. W. St. John, M.L.A., W. D. McPherson, H. Birmingham, H. A. Collins, T. B. Taylor, Frank Lockwood, G. B. Leslie, T. McCarron, J. McFarlane, J. Simpson, G. P. Bishopric, E. G. Napolitano, J. Purse, J. McCaffery, N. Harbottle, W. J. Cluff, George Howell, E. Jarrott, Capt. Harston, R. H. Cosble, Dr. Webster, J. Stinson, R. C. Gavin, L. Reinhart, J. M. Lambert, E. E. Sheppard, W. Clow, C. Portch, Wilbur Grant, John Blevins, Aid. Bell, W. Mcausland, Wallace Millichamp, W. Hassard, E. Medcalfe, P. D. M. G. H. Ireland, Ald. Hubbard, Frank Smith, A. W. Burgess, J. Gorman, L. F. Heyd, Capt. Harbottle, Aid. Shaw, N. B. Eagan, W. F. Hayes, S. Richardson, C. Tilt, F. J. Walsh, J. Seymour, John Laxton, B. D. Humphrey, Harry Rich, Ald. Shilton, W. A. Pensom, S. S. Searle, J. C. Fraser, J. B. Applegath, E. Myers, S. W. Burns, S. J. Longhed, D. R. Bell, W. E. Ramsay, T. J. Stuart, John Brown, Wm. Lee, G.M., R.B.I., J. Murray, J. Doran, A. Cook, R. Jessiman, J. M. Kennedy, G. A. Kribs, L. P. Krbs, J. H. Loudey, A. MacBean.

In the top hall, Messrs. Rich and Ramsay entertained the assembly during the intermission.

Order the Genuine Tokay.

On account of the unprecedented demand for California Tokay from the Santa Clara Valley vineyards, numerous imitations are sold to dealers. All genuine casks and cases are branded Tokay, Santa Clara Valley Vineyards. It is recommended by prominent physicians, because the wine is pure and a first-class tonic. William Mara, 79 Yonge-street, Agent for Canada.

Wear the "SLATER" Shoe. Made by the GOODYEAR process. Actually better than handsewn seams. Stronger, more uniform and cheaper.

To avoid taking typhoid, drink Sprudel, and it will keep your system in such a condition that there will be no danger of taking typhoid.

Wilder tickets Nordheimers' Monday.

Why Has Odoroma

Become so popular in Canada? Because it is impossible to use it even for a few days without experiencing its hygienic benefit to the teeth, gums and breath—it is without doubt the best mouth tonic in the world. Children like using "Odoroma," it's so pleasant and nice. 246

Cook's Turkish Baths, 202-204 King west

Coming Down or Going Up

Take a look at our north window; some pants in there for $4 may interest you. Waterson's, 126 Yonge-street.

Highest awards at Expositions—Paris, Chicago, New Orleans, etc.—Adams' Tutti Frutti Gum Refuse all imitations.

THURSDAY THANKSGIVING DAY.

A Holiday For Which Many Will be Buying Hats.

That grand old institution, Thanksgiving Day, inaugurated by the Pilgrim fathers, comes upon Thursday of next week. A great many readers of The World will be visiting friends or relatives in the country and celebrating the day as it only can be celebrated there. In any event you will want a new hat, and you had better buy it to-day at Dineens'. People buy there who want to be best suited for their money, because it is the largest hat stock in the city, giving a wide range to choose from and including hats by the best makers in England and America, which can be found no where else. You can get a splendid hat for $2, $2.50 or $3, in the very latest shape, and silk hats at $5, fedoras and soft felt hats at $1.50, $2 and $2.50. The popular choice just now in fedoras is running to fancy shades, with bands of a lighter color. This is a general holiday for boys and girls, and Dineens' will be wide open from 8 a.m. till 10 p.m. for their benefit. Every department is overflowing with bargains and novelties for children in felt hats, Tam o' Shanters, little fur caps and toques for tobogganing. Prices on all children's wear very low. The sample lot of English waterproof coats advertised some days ago are going very fast at the prices mentioned, viz., $6, $8, $10, $12, $15 and $18, worth fully 50 per cent. more. They are as warm as ordinary fall overcoats. Special lines of gentlemen's silk umbrellas at $2, $2.50 and $3, worth a good deal more if bought in the regular way. King and Yonge.

"Spiritism, its Possibilities and Dangers," is the subject of Rev. A. John Cleare's lecture in New Jerusalem Church Elm-street (near Yonge), to-morrow evening. You should hear this.

Beaver, the old reliable gentleman's chew is still the only high grade plug in Canada.

Excursions to Bermuda, Barbadoes, Jacksonville, Nassau, Bahamas and Havana.

The winter season for pleasure-seekers is now upon us. S. J. SHARP, 82 Yonge-st. Telephone 500. 12346

Turkish Baths, St. Pember's, 127 Yonge 36

Your grocer sells "Salada" Ceylon Tea.

$18.00—Price of our Scotch Suit to

THE SUNDAY CAR TRIAL.

MORE EVIDENCE TAKEN IN HAMILTON YESTERDAY.

Clergymen and Others Who are in Favor of the Cars—The Case to be Argued Out in Toronto at a Date to be Mutually Agreed Upon.

Hamilton, Nov. 15.—One witness for the plaintiff this morning brought to a conclusion the evidence against the Street Railway Company in the celebrated fight of the Lord's Day Alliance against Sunday cars, and after several important pieces of evidence, including the testimony of three ministers of the gospel, had been given for the defence, the case was disposed of so far as the non-jury sitting of the court was concerned. It was decided that the argument should take place before Judge Rose in Toronto.

W. H. Wardrope was the last witnes for the plaintiff, but his testimony was that the Sunday cars did not interfere with his enjoyment of the services in St. John's Presbyterian Church, of which he was a member. He would not care to see the cars stopped on Sundays, but he thought they might be run more quietly. He used the Sunday cars occasionally.

Mr. Moss was prepared to call more witnesses, but the judge discouraged him from doing so.

Mr. Martin informed His Lordship that he wished to tender the evidence of church people who were not annayed by the Sunday cars, and also to prove by a witness that no cheap trips, or excursions, were run on Sunday.

The judge consented to hear the evidence, but he said the witnesses would have to be body corporate representative classes. Thereupon J. B. Griffith stepped into the witness stand.

The Defence.

Manger Griffith said tht the cars were used on Sunday to carry passengers to and from the Hamilton Cemetery, Stuarmouth, the R. C. Cemetery, ferry and the churches. As a member and constant attendant of First Methodist Church, he could say in refutation of Mr. Gains' testimony, that he had never experienced any disturbance on the cars. In fact, unless he was paying particular attention to the cars he never heard them. Only half the usual number of cars were operated on Sunday.

Cross-examined by Mr. Moss, witness admitted that on June 4, the first Sunday the cars were operated during the summer, 4903 passengers were carried. But a small percentage of these would be to or from the Grand Trunk Depot.

Mr. Moss: Do you go to church?

Mr. Griffith: Yes, usually on Sunday mornings.

"According to your examination you must spend all your time on Sundays looking after the cars."

"Well, I am liable to be called on duty at any time."

"You don't hear the cars when in church?"

"Not unless I listen intently for them."

Mr. Martin: How about the speed?

"No greater on Sunday than on any other day. Motormen have strict orders to shut off the power and run quietly past all churches."

A Sunday School Superintendent.

C. G. Booker, superintendent of the James-street Baptist Church Sunday School, was not disturbed in church by the noise of the cars. When they first ran on Sunday the novelty made the noise more noticeable than at present. He used the cars on Sunday whenever convenient, particularly in bad weather.

A Methodist Minister.

Rev. T. Tovell, pastor of the First Methodist Church, speaking for himself, said that the noise of the cars did not affect him in the least in the conduct of the service. In the summer he was often conscious of a slight rumbling noise, but there was no annyance from it. He had never even say that he had ever noticed that any of his congregation were disturbed by the noise.

An English Church Rector.

Rev. E. M. Bland, rector of Christ's Church Cathedral, stated that the noise of cars had no effect whatever on either the Sunday or week day services of the church. A very large number of his parishioners used the cars every Sunday. To many of these Sunday cars were a necessity. A large number of ladies living at a distance had been unable to attend church after the old Sunday horse car service was discontinued, and until the present service was inaugurated, unless they were lucky enough to get a ride in the carriages of friends. His congregation had made strong appeals to the company on several occasions to get the present service established.

To Mr. Moss, witness said he had noticed the noise of the cars on but one occasion during the summer. A large portion of his congregation lived a mile away from the church, and when there were no Sunday cars the attendance fell off considerably. The cathedral was located farther back from the tracks than Knox Church.

The City Solicitor.

F. Mackelcan, Q.C., City Solicitor, said he attended Unity Church, and frequently other churches, and he never noticed any disturbance during the services on account of the street car noise. He was asked whether or not the cars disturbed the deliberations of the aldermen at meetings in the City Hall in summer evenings, when the windows were open.

"No; the street car noise doesn't disturb the aldermen," smilingly replied Mr. Mackelcan. "They dose on, and in fact they often talk the street cars out. They're at the hall when the cars are stopped."

In the matter of City Hall disturbances, the City Solicitor said the Salvation Army meetings were a much greater disturbance than were the street cars.

A Member of St. Patrick's Church.

George S. Lynch-Staunton said he attended service at St. Patrick's Church, where he was never disturbed by the Sunday cars, even when the windows and doors were open. He and many other members of the church patronized the cars on Sunday, and frequently they were saved a drenching in the rain by having cars in which to ride to and from church.

J. J. Mason said he considered the value of Christ Church Cathedral had been increased by the running of the cars on Sunday, and buildings costing about $7000 or $8000 had been erected since the electric Sunday railway service began.

Argument in Toronto.

The judge thought about enough evidence had been heard to furnish material for argument for the defendant's counsel, but Mr. Martin wished to call another witness to prove the carrying of passengers to the Grand Trunk station and to the cemetery on Sundays.

"The passengers go into the cemetery?" the judge asked.

"Yes," replied Mr. Martin.

"Oh, well, I suppose they come back," his lordship smilingly remarked.

This concluded the evidence and the judge decided to hear the argument on the question as to the legality of the Sunday cars, and on the evidence taken in the case. The argument will be heard at a date to be decided on between the counsel and His Lordship.

THE EMBARRASSING STUBS.

MR. McCARTHY (between jolts): Bad scran till it! I wisht—I'd never—dhruv intil th'—field at all, at—all!

CRIPPLED THE WAGONS

AND THE GOVERNMENT POLICE HAD TO FOOT IT.

The Trouble in Lowe Township, Quebec, Not by any Means Ended—Talk of Reinforcements for the Bailiffs and Constables—No Violence Up to Last Evening.

Lowe, Que., Nov. 15.—The delinquent tax-payers of the township stole a march through the night on the provincial police and bailiffs who are here to make them pay up if they can. Morning broke wet and dismal, but to make the prospect worse it was found that the police wagons had been disabled. Somebody had removed the nuts from the axles and there was nothing for it but to walk over the blue clay roads of the township. It was evident the posse relished the job but slightly, and when the Gatineau train arrived from the north at 7 o'clock the county solicitor and two of his aides boarded it for Hull city. Some said it was to get reinforcements; others are of the opinoin that the terms of a settlement are to be arranged.

To all appearance the disposition of the people in this neighborhood has not improved towards the invading officials, but the prospect of the force being added to has given the leaders pause.

To-night quite crowd gathered at the railway station. They made no demonstration, but eagerly listened to the accounts of the affair in the city newspapers. Evidently they are not averse to the publicity their goings are receiving.

No seizures were attempted to-day. To-morrow a move will probably be made upon the settlement, where the delinquents are of a better class, and have heretofore only resisted payment because their neighbors had been allowed to continue in arrears in defiance of the law.

Damaged by Rain.

Last Saturday's downpour had a demoralizing effect on trade—to-day we expect to make up for it by repeating our sale of fifty cent scarfs at 39c.

Ask to see our new Ascot Puff, "The Marlborough." This is the latest addition to our many popular shapes in neckwear.

The balance of Dent's 69c dogskin gloves to-day 50c; worth $1.25. Sword, 55 King-street east.

A New Pavement.

The Construction and Paving Co. will lay down a sample of a new kind of pavement to-day at the intersection of York and Wellington-streets. The patentees of the pavement claim the material possesses all the good qualities of asphalt as to resistance and wear, and is entirely impervious to water and climatic influence. It is also cheaper. The process of preparing and laying is exactly similar to asphalt, and when completed cannot be distinguished from asphalt. The company say that it may be used for surfacing the old Macadam roads. If this is a fact, the problem as to repairing and remaking our present worn out streets is solved, and the bicyclists may rejoice at the prospect of good thoroughfares in the near future.

Morgan Was at Fault.

Frank Morgan, the boy who had his skull fractured in a collision yesterday week with a bicycle on College-street, testified that he had taken hats from two boys and was running when he ran in front of Andrew Caswell, who was riding the wheel at a slow rate, and tripping was thrown on to his head. The charge of wounding against Caswell was dismissed.

Try Watson's Cough Drops. 246

The British Canadian Loan and Investment Company.

Major George Greig, for many years Vice-President of this institution, has, owing to ill-health, resigned, and the vacancy has been filled by the election of Mr. William Ince, of the firm of Perkins, Ince & Co., the well-known wholesale merchants of Front-street east. The British Canadian have declared their usual half-yearly dividend at the rate of seven per cent. per annum.

Try Watson's Cough Drops 246

AYLESWORTH ON TOP

The Brother-in-Law's Testimony Not Shaken.

THE SENSATIONAL MR. M'ILWAIN.

A Guard Who Tells a Strange Story About the Twins.

Claims to Have Heard One of the Prisoners Practically Admit Their Guilt—Mrs. Aylesworth Takes the Stand and Weepingly Tells of the Relations Between Her Family and the Unhappy Twins—A Telegraph Operator With a Funny Memory.

The testimony of Brother-in-law Aylesworth is all in and his wife, the sister of the dead boy, is still under examination in the sensational Hyams case and will take her place in the witness box immediately on the opening of the court this morning.

Mr. Lount dallied with Brother-in-law Aylesworth for nearly five hours yesterday, making a total of nearly seven hours of cross-examination, but, with the exception of a few minor points, it canont be said that he succeeded in hurting the evidence given by that witness in chief before the jury. Aylesworth is what might be termed a shrewd witness; he is a good thinker and takes all the time he wants in answering questions, particularly those propounded by counsel for the twins, and this fact probably accounts for his decided success in parrying the thrusts of the able Mr. Lount.

Developments That are Coming.

There was nothing that could possibly be termed sensational in yesterday's proceedings, but the indications are that to-day's developments will more than border on the sensational if the rumors concerning the Crown's proposed coups are to be relied on. Among the new witnesses which the Crown has in store is said to be County Constable McIlwain, who succeeded Guard Bell as a custodian of the Hyamess twins at the county jail. McIlwain is expected to testify that immediately after the first trial, one of the Hyams boys remarked that Aylesworth, who was then as now the Crown's star witness, was just as guilty as they. McIlwain then asked: "The you did kill young Wells eh?" but the prisoners turned on his heel and refused to reply. This testimony coupled with other evidence that the Crown will likely produce, going to prove the many suspicious acts of the prisoners subsequent to the exposures of last February, may likely tend to greatly strengthen the cause of the prosecution.

When Will it End?

Just prior to adjournment last evening His Lordship asked the Crown counsel when they expected to finish with their testimony and Mr. Osler replied that they might be able to see the end of their case Saturday night. This means that it will be Wednesday or Thursday next week before the defence will be permitted to begin the introduction of its evidence. Allowing that side of the case ten days to finish, it will be, as The World has all along contended, the middle of December before the fate of the little prisoners, at the hands of the present jury, will be announced.

Aylesworth Again on the Rack.

Brother-in-law Aylesworth stepped into the box at 10 o'clock yesterday morning and continued his cross-examination by Mr. Lount.

Before witness came to Toronto Martha Wells was living at 55 Gould-street, this city; she had previously lived in the United States for a period of six and eight months, returning here during 1891. During that time thought Harry was living in Toronto and knew nothing of relations existing between them at that time. After witness' return he went to West and before the lending of the $3000 by the Wells children he had seen Harry three or four times, when the latter had come down to Oshawa to see Martha. As far as he could ascertain there seemed to be an affection existing between Harry and Wells.

Loved Martha and Willie.

Witness remembered having mentioned the $3000 investment with Harry Hyams. They had learned from Harry of the enormous profits accruing from the business and were willing to invest that sum in questions on the interest offered by Harry. Prior to this investment and before Wells and witness, there were two men—Lehman and Slater—employed by the Hyamses, and it was their positions that Aylesworth and Wells filled when they first came to this city from Oshawa. The witness then went over the ground covered in his direct testimony, touching upon his work as an auctioneer and commercial agency reporter. The employment of Wells consisted of copying Dun-Wiman's reports, hunting up personal credits and other similar engagements. Willie and Martha had lived with the witness in Toronto and as far as he knew the Hyamses were doing what they could to improve Willie's position, while Harry exhibited a strong love and affection for Martha.

Tough on the Agents.

"During all these periods weren't you frequently haunted by insurance agents as they are accustomed to haunt people until exterminated by a bull dog?" queried Mr. Lount.

The witness admitted that a number of insurance agents had called at the office during the summer and fall of 1892, urging them all to take out policies and submitting the endowment plan as the most feasible.

More About That Roll

Witness himself had not given any notice that he wanted a repayment of the $1000 the twins owed him, but it understood that Wells had made such a demand. The exhibition of the roll of money by the Hyamses was made about the time of the making of the Ft. Erie agreement. Up to the time of executing this agreement, Aug. 22, 1892, neither of the prisoners had ever suggested life insurance to Wells or the witness. It was not spoken of by them for the first time until some time in September.

When the money was offered by the Hyamses in return for sums previously loaned the prisoners there were present the two Hyams boys, witness and Wells; the money was stacked up on a roll-top desk in the room. This was about the time the money was due. Could not say which of the twins did the talking on that occasion; sometimes they would both talk at the same time. Witness made no inspection of the bank roll, but knew the top bill was a $10 or $20 note, but when Fox made his "grab" for the pile, knocking it down, there were exposed nothing that he could see but $1 and $2 bills.

The Twins Were Short.

As nearly as witness could remember the warehouse scheme was mentioned by the Hyamses in the neighborhood of a month before the insurance of Willie Wells was first suggested. The reason that Aylesworth went into office work more generally was that the Hyamses did not have ready money enough to properly carry on the business

AGAIN THE TROLLEY.

Rev. Dr. Shaw Seriously Injured at Yonge and Richmond-Streets.

Rev. John Shaw, D.D., assistant secretary of the Methodist Missionary Society, was the victim of a trolley accident at Richmond and Yonge-streets, at about 6 o'clock last night. He was riding his bicycle across the car tracks and