THE MAN IN

an improvement.

ronto? You can't mean it.

Inspector Sturdy is beginning to see that it is not easy to please two mas-

Complaints again reach me of persons cutting corners and tramping across

Brantford seems to be the only place that is not worrying about the power question. It knows exactly where it is at

What would become of Niagara Falls if there were no grocers' picnic?

Are you shopping early? Don't forget that 5 o'clock is the closing hour.

Bad companions get the blame for many things, but who makes the bad companions bad

Judging from his name, Grand Master MacWatt must be a Scottish Riter.

It looks to me as if the Mountaineers

WON APPEAL.

Edmund Losee Will Not Get the

Pay He Claimed.

Mr. C. S. Langs, of the firm of Nes-

bitt, Gauld & Dickson, appeared before

Losee called on him and demanded her husband's pay up to the day he left, which Stroud refused, asking her to send her husband to him. Losee, however, sued for the balance, amounting to \$36, and Magistrate Jelfs allowed him the full amount.

After hearing the evidence Judge Monck ruled that under the law Losee had no right to break the contract without giving notice, and allowed Mr.

out giving notice, and allowed Mr. Stroud the appeal without costs, thus setting aside the magistrate's order.

5,000 SEATS.

Audience May Sing Some Choruses

at the Tattoo.

Campbell Bros. have the contract for

building the seats in the Cricket Grounds for the tattoo next Tuesday evening. The seating arrangement will be built in the form of a square, with accommodation for three thousand people. In addition to this there will be two thousand

addition to this there will be two thousand reserve seats. A pleasing innovation to the audience will be the privilege of singing in the choruses of the "Maple Leaf," and "Rule Britannia," also "Nearer, My God, to Thee." The audience

er, My God, to Thee." The audience will kindly take time from the associate conductors stationed at each side of the

Home-Made Raspberry Vinegar

raspberry vinegar.

Fuit jars, all kinds and sizes, at proper prices, pure rubber jar rings, jelly glasses, etc. Bain & Adams, 89-91 King street east.

VOL. LIL

HAMILTON, CANADA, FRIDAY, JULY 23, 1909.

OVERALLS

NO. 174.

THE SALE OF CIGARETTES.

Movement In Hamilton to Impose a License Fee.

Clean Milk Found to be Sweet After Two Days.

Cataract Co. Will Soon Have Lighting System Completed.

The Cataract Power Company notified the city to-day that it expected to have ail the arc lamps under the new contract installed by the first week in August, including those on the east end moun-The company has been held back by the delay of the manufacturers in supplying the arc lamp apparatus. The new lights in the district from Hess to Caroline streets were turned on last

In view of the complaints being made about the damage done to shade trees by the tussock moth, the Parks Board to night may take some action to stop the ravages of the insect, which is de-stroying the foliage of hundreds of stroying the foliage of hundreds of trees. Toronto is waging a very vigorous campaign against the moth. It has six spraying machines and a gas engine cleaning the trees. There is danger of a second crop of the moths. This depends on the weather.

It is said that local moral reformers will follow the lead of the Ottawa W. C. T. U., and ask the Council to place a leavy license fee on the sale of cigar-ettes. Hamilton is one of the few places where no fee is imposed at present. Ottawa has a fee of \$1, and the W. C. T. U. wants it raised to \$25. Winmpeg has fee of \$50, London and Brantford \$15 each, and Belleville \$10.

The city officials smile at the report from Toronto that the Canadian North-ern may run their fast trains from Nia-gara Falls to Toronto across the Beach, using a car service to accommodate the using a car service to accommodate the traffic from Hamilton. The policy of the Mackenzie & Mann people has been to run their lines as close as possible to the centre of large cities. One of the company's engineers is here in connec-tion with the route. He has not called at the City Hall yet.

The milk commission is well pleased with the rapidly increasing demand for clean milk, although the distributing clean milk, although the distributing stations have been open but a few days. A number of requests to have milk delivered at houses have been received. If possible the commission will comply at small additional cost. The milk in a bottle opened at the end of two days was found perfectly sweet.

Chairman Gardner will recommend the Markets Committee this afternoon to Markets Committee this afternoon to make a number of minor repairs to the different police stations. It is not unlikely that the Council will be urged before the end of the year to submit a by-law to the people in January to raise funds for a new station to replace old No. 3. The cells in this station have been severely condemned by Chief Smith and all the aldermen who have inspected them.

It is expected that the Police Commissioners in the fall will deal with the matter of a new station for the east end. For this work \$5.000 was set aside last year, but owing to the difference of opinion as to where the station should be located the question was should

Every city in Canada reported upon in July "Construction" shows an increase in building operations for June over the previous June. Hamilton's increase was from \$185,425 to \$195,959,

Easterbrook & Bryan secured a pershed at the corner of Barton and Emerald streets, to cost \$1,500.

The Board of Works has almost com pleted the filling of the big hole on Wentworth street, near the Stock-yards Hotel, which has been a source of annoyance to east end people for many

SMALL FIRES.

The Lightning Caused a Blaze on Breadalbane Street.

An alarm at 11.14 last night took the department to the house occupied by Miss Isabella Walton, 120 James street south. The trouble was merely some burning paper in the furnace

hich caused some smoke. At 5.05 this morning a still alarm At 5.05 this morning a still alarm was given at the Sophia street station. Sam Williams, of the electric light plant, was attending to some trouble to the wires on Dundurn street when he discovered a fire at 122 Breadalbane, street. He sent a man to give the alarm and applied water with a garden hose. The cause of the fire is thought to have been lightning striking the gas pipe and the gas igniting. Damage to the extent of about \$200 was done, covered by insurance.

A fire in the back of 80 John street south called the brigade out at 5.50 a.m.. It was found to be in an ash barrel. A Smernea occupied the premises.

been made to have the event take place to-morrow afternoon. Arrangements have been made to have the event take place on Monday afternoon at 4.30. Mayor McLaren and members of the City Coun-cil, members of the Board of Education, the Playgrounds Committee and others will be present, and a general invitation the Playgrounds Committee and others will be present, and a general invitation is issued to the citizens—all of them, without respect to class or locality. The playground is for all the children, not for those of the west end or of the Hess street school. All are invited to enjoy the sand boxes, see-aws, swings, giant stride, etc.

The committee already is beginning to look to the future. For the winter it is proposed to have a number of supervised skating rinks for the children, and early rext summer a start will be made on other playgrounds.

The police and fire departments had their instruments put out of business temporarily at 3 a. m. by the lightning.

CANON BULL'S FUNERAL.

The funeral of the late Canon Bull will take place to morrow, Saturday, afternoon, and not this afternoon as stated yesterday. The service at the house will begin at 2.30. A Brantford & Hamilton electric car leaves the corner of Hess and Herkimer streets, corner of Hesa and Herkimer streets, only a few minues' walk from the late Canon Bull's residence, at 3.20, and stops at St. John Church, Ancaster, where the burial service will be held.

DEATH SENTENCE.

Indian Student Who Assassinated Col. Wyllie Found Guilty in Quick Time.



MADALARL DHINAGARI.

London, July 23.—Madalarl Dhingari, the Indian student who on the night of July 1st, at the conclusion of a public gathering in the Imperial Institute, shot

As the Lord Chief Justice concluded in pronouncing sentence, the prisoner drew himself up in military style and saluted. He said:

"I thank you, my Lord. I am proud gathering in the Imperial Institute, shot and killed Lieut. Col. Sir Wm. Hutt Curzou Wyllie and Dr. Cawas Lalcaca, was to-day found guilty and sentenced to death at the conclusion of the trial of less than an hour's duration in the Old less than an hour's duration in the Old Bailey Police Court. During the recital say." of the occurrences in the Imperial In-

STAFF SEFGT. T. MITCHELL. Won second place on Canadian team aggregate at Bisley. Is in second stage of King's with score of 99.

THE OPENING.

Monday Will See Playgrounds

Dedicated to the Children.

After two unforeseen delays, one at

the factory and one on the railway, the

necessary girders to complete the equip-ment of the playground apparatus at Hess street school arrived yesterday,

and the setting up was proceeded with at once. The grounds are ready for opening, and were it not for the fact that so many people, including several of the committee, go away for the weekend, the opening would take place to morrow afternoon. Arrangements have been made to have the event take where

SAFETY DEPOSIT BOXES

READY FOR

of the occurrences in the Imperial Institute on the night of the tragedy, the prisoner sat in the dock listening unconcernedly and only once broke his silence by saying:

"Whatever I did was an act of patriotism."

"Whatever I did was an act of patriotism."

At the close of the evidence and in reply to the query if he wished to question any of the witnesses, Madalarl said no, adding that he wished only that the statement in justification of his act, which he made in the police court on July 10th, should be read. This was done and the verdict of guilty and sentence to death followed in a few seconds:

GOT FOUR MONTHS.

London, July 23.—A. F. Horseley, printer of the Indian Sociologist, who recently was arrested on the charge of publishing a seditious newspaper, the avowed object of which was to support the Indian Nationalist movement for the liberation of India from oppressive alien rule by the use of physical force, the day of the without the statement in justification of his act, which he made in the police court on July 10th, should be read. This was done and the verdict of guilty and sentence to death followed in a few seconds:

SLOVENLY

consumer's table.

The housekeeper then raises a row with the city dealer, and the latter sits down and sends off a hot letter to the fruit district. If growers do not pay more attention to these most important details at once there is going to be something doing between them and the buyers. There is no excuse these days for such slovenly packing as is noticeable every day. Baskets with one half handles, or no handles at all, torn covers, Baskets with one half handles, or no handles at all, torn covers, with one end agape, and dirty, mouldy, shrivelled-up contents rushed in at the last minute in the confusion of shipping, are to be seen. These are not casual matters at all, and reflect severely on the trade to the detriment of careful shippers. A couple of law-suits in each locality would bring some of these growers to their senses, and show them that the great industry must be protected even at the cost of some hard feelings. It has come to the pitch that the consumer will not stand it any longer. The wholesaler and retailer feel that it has gone far en-

Saturday Tobacco Bargains.

To rent at \$2 a year and apwards, for the storing of deads, bonds, stecks, wills, silver and other valuables.

TRADERS BANK OF CANADA.

PACKING

(Special Despatch to the Times.) Grimsby, July 23 .- Grimsby district fruit dealers are getting wrathy at the numerous complaints coming from customers over the contents of crates and baskets that are not up to the standard as regards packing, quality of contents, and poor measure. At a large meeting of buyers, held on Tuesday night, the matter was discussed points, and it was decided if complaints continue, to appeal to the Agricultural Department for an

A great fault with shippers is or attention paid in fastening the covers of packages. There are sedom more than two fasteners put in, and the chances are that put in, and the chances are that one cover in every ten works loose in transit and either spills a portion of the contents or disorganizes them to such an extent that there is very little resemblance to the genuine article that left the orchards when it arrives on the consumer's table.

longer. The wholesaler and retail-er feel that it has gone far en-ough, and the district buyers have come to the conclusion that patience is no longer a shining light.

Old Chum and cut T. & B. for 9c; King's Navy 7c; Empire smoking and Bobs chewing 8c; T. & B. bright plug 10c; British Navy 7c; Shamrock smok-ing. 3 pluga for 22, at peace's cigar store, 107 king street east.

APPEAL IN HAYES' CASE.

Indications Are That He Will Win It.

Dundurn Ice Cream Case Before Judge Monck.

Things have come to a pretty pass when women can't go out at nights without being insulted. Who is respon-sible for this sort of thing? Decision Reserved Pending the

Submission of Argument. Patronize Dr. Roberts' milk dairy and

The appeal entered by A. M. Lewis on behalf of Hugh Hayes, who was fined by Magistrate Jelfs for selling ice cream at Dundurn Park on Sunday, July 4, Of course, I suppose you are saving up for a rainy day. The winter is sometimes long and cold. was heard by Judge Monck this morning. Constables Cameron and Smith were called and gave an account of what they

Have you taken your cemetery fence lown yet? Lots of them are down. Quite witnessed in Hayes' restaurant on the day in question. When they entered deep in question. When they entered they saw several people eating ice cream and cake. They particularly noticed a father give Hayes ten cents and ask for cake and ice cream for his boy. When they questioned him, he said he sold cake and gave the ice cream. Constable Smith admitted trying to get candy from the waitress, but without success. Several other witnesses were called, all of whom told the same story of seeing ice cream and cake, but saw no one get ice cream alone.

Hayes himself said he paid \$540 a year for the privileges of running the restaurant, which gave him the exclusive right to sell lumches and refreshments. He supplied hot water and tea to all who called for it, and served or ders to tables in the ordinary way. When an ofter came to him for cake and ice cream he served it, and many made a lunch of this order.

He practically admitted to Crown Atterner. they saw several people eating ice cream Ain't mother going to get any holi-days this year? Not even a trip to To-As Mr. Callaghan remarks, there is politics in the hotel business, and you can hear him laugh heartily as he says

The ladies are just about as scared to go out at night as if there were a Jack the Hugger in town.

made a lunch of this order.

He practically admitted to Crown Attorney Washington that were it not for the ice cream part of his business he would have to close up, and if it could not be served on Sunday he was dubious as to whether he would open on that day.

as to whether he would open on that day.

Judge Monck was very much inclined to grant Hayes' appeal, as no evidence had been brought to show that he sold ice cream alone, and he thought that it might form part of a lunch as well as cake, as it was a food.

Mr. Washington argued that the ice cream was the main branch of his business, and that was where Hayes made his profit. It was virtually an ice cream business, and the thought Hayes was only trying to evade the law by providing cake. In his opinion he was guilty of violating the Act.

Mr. Lewis argued strongly that the prisoner, under the Act, was not guilty of the charge, as his business was keeping a restaurant, and not an ice cream stand.

His Honor reserved judgment, as both

stand.

His Honor reserved judgment, as both solicitors had arguments to bring for-ward, and as the question was an import-ant one, he was especially particular about it.

The man in the next block thinks an awful lot of his wife. He says she makes all her own dresses, bakes all her own bread and does all her own washing. He says it's just as you begin. You can train a wife to do almost anything, he says. SOLD AT \$2,500.

City Has Last Chance to Acquire MacNab Acre.

or park purposes the seven-eights of an acre of land adjoining Dundurn Park, known as the Sir Allan MacNab burial ground, and which was reserved by the family when the Dundurn property was sold to the late Senator MacInnes many years ago. The property was offered to the Parks Board for \$800, but when the board was asked to pay the transfer costs a dispute arose and the deal fell

bitt, Gauld & Dickson, appeared before Judge Monck with the appeal of Robert Stroud against Magistrate Jelfs' order requiring him to pay in full wages to Edmund Losee. On April 1 Losee entered into an agreement with Stroud, who is a farmer living on the Dundas road, to work for him for eight months for \$208. Losee was to work one month on trial, and if both were satisfied he was to continue for eight months. At the end of the month Stroud decided to keep him, and at intervals paid him small sums. At the end of the second costs a dispute arose and the deal fell through.

The estate has now sold the land, and the price obtained shows that the \$800 and transfer costs was ridiculously low. The estate obtained \$2,500 and cost of transfer. The land is beautifully wooded, containing forty or fifty fine old trees, and it is altogether likely they will be cut down.

SHARP STORM.

to keep him, and at intervals paid him small sums. At the end of the second month Losee asked for payment in full, which Stroud refused, saying he had been fooled before by men working through the easy months at a good wage and then deserting at harvest time, when higher wages could be got. Losee continued to work until June 28, when he left while Stroud was away, giving him no notice. The next day Mrs. Losee called on him and demanded her husband's pay up to the day he left. Horses Killed-Sub-Station in Dundas Burned.

Last night's storm, short and sharp though it was, did a good deal of dam age around the country, causing a num ber of fires and killing horses and cat tle. Mr. Charles Blain, whose farm is of the Ancaster mountain road, about thre the Ancaster mountain road, about three miles west of the city, found two fine horses dead in his field this morning. Both had been killed by lightning. They were found in the open field, far from any tree, fence or building. Nothing else on the farm was struck.

At Dundas, just as the sharpest flash of lightning aroused the sleepers, shortly after 3 o'clock, all the electric lights went out. The Cataract sub-station on the line of the H. & D., in the east end,

the line of the H. & D., in the east en vas struck. A large quantity of oil tored there, and was burned. So was struck. A large quantity of was stored there, and was burned. So hot was the fire that the building, although it was solid concerte, including the roof, was destroyed. The town manufacturing concerns which use electric power were

VERY HEAVY.

Record In Ore Carrying to the Hamilton Smelter.

According to official reports than a million and a half tons of ore have passed over the G. T. R. so far en In pint and half pint bottles made from choice fruit and best granulated sugar, also Kova Lime juice, Batther's lime juice, Monserrat lime juice, Stow-er's lime juice, Crosse and Blackwell's



Wins a place on second stage o King's Prize at Bisley with score of

WARRANT FOR HIS ARREST.

Baggageman Got Away Before It Could be Executed.

Was at Beansville, But Fooled the Police There.

Beamsville, July 22.—(Special)—Constable A. B. Tufford and G.T. R. detec tives have been on a still hunt in this locality for several days trying to get alias W. O. Williams, who, it is said, is wanted on a charge of fraud wile employed as a baggageman at the Grand Trank Station in Hamilton.

Williams was here on Monday night and Tuesday morning met a young lady of 23 years, who had been staying with her aunt, and who was to have left that morning for home in Huron county. In-stead of doing so, she accompanied Wil-liams to St. Catharines. Whether she has yet arrived at her home was not known by her relatives last night. Con-stable Tufford says Williams is a mar-ried man.

ried man.

The meeting here, according to information, was evidently planned ahead.
The authorities would very much like to lay their hands on the man just now.

Eakins, or Williams, came to this city only a few weeks ago and was em-ployed at the G. T. R. Stuart Street Station. Last week the officials be-came suspicious and had a warrant issuch for his arrest. He was gone, how-evel, before is could be executed.



COL -SERGT J. FREEBORN Von first place in Canadian team aggregate at Bisley. Is in second stage of King's with score of 99.

HAPPY EVENT.

Marriage of John Edmund Peti and Miss Cox.

A pretty wedding was solemnized last

evening, when Alice May, third daughter of John H. Cox, became the wife of John Edmund Pett. The happy event took parents, 100 Wentworth street, north Jonof. The parlors were tastefully decorated in white, and promptly at 8 o'clock the strains of the wedding march floated softly through the house, Miss Myrtle Pett, sister of the groom, presiding at Pett, sister of the groom, presiding at the piano. The groom, supported by his brother, William W. Pett, awaited the bride beneath a large white wedding bell, and the bride, charmingly gowned in Dresden silk and carrying white carnations, was given away by her father. She was attended by her sister, Miss Isabella Cox, who was beautifully attired in pale pink mult, and carried pink carnations. After the marriage ceremony, which was conducted by Rev. H. G. Livingston, a dainty wedding supper was served, and the guests were entertained most pleasantly. Among the numerous have passed over the G. T. R. so far en Toute from Point Edward to Hamilton for smelting.

At the present time the 1 shipments are very heavy, and several trains a day are being rushed through. Officials report that traffic in all departments is keeping up exceptionally well and the outlook is for a busy fall. Passenger traffic has not been so good in years, and all the through trains are carrying special coaches to accommodate the summer tourists.

LATE CALL ON ACTING CHIEF

James Shaw Complained of "The Girls' and Was Arrested.

Celestials in Another Mixed-Up Case in Court.

Walter Higham Given Chance to Support His Wife.

Eleven sorry-looking individuals occupied the prisoners' dock this morning at the Police Court. The genial acting Chief Pinch had his nocturnal rest greatly disturbed last night. After a day's fatiguing duties, which his official capacity entails, he retired to bed to renjoy the sweet repose that was his wellearned right, but it was not to be, for James Shaw, of 32 Albert Road, had saturated his system with certain liquids that have a tendency to make one's conduct anything but the paragon of decorum. He stood charged with beof decorum. He stood charged with being drunk and disorderly and when asked by the Magistrate "Guilty or not guilty?" replied "Guess I had a little drink, but don't know about being disorderly. Sergeant Pinch said at half-past eleven he was awakened by noises that resembled trouble in a baggage car. Thinking something serious must be the matter, he hurried down, garbed only in his night robe, and on opening his door Shaw stood there, showing conclusively that he was in the mastery of barley juice.

"What do you want at this hour of the night?" asked the ever police offi-

"What do you want at this hour of the night?" asked the ever police officer.

Shaw replied in a thick voice: "I've got a complaint to make to you."

"Well, what is it?"

"There are some girls down at a house who will not go home when requested."

Shaw was politely asked to go away, but this he retused to do, and proceeded to make himself comfortable in the officer's hall. Sergeant Pinch used all his persuasive powers on him, but all were futile. Shaw was ejected and then commenced a torrent of linguistical effusiveness on the sergeant.

His Worship asked Shaw what it was he wanted to tell the sergeant.

"Oh, it's no good this morning, and its very private." said the defendant.

"Then it's not very important," said the Magistrate. You were disorderly and I believe the officer's story. You are fined \$10."

Sam Lung was charged by Charlie Chew, a brother Celestial, with. scall-Charlie gave evidence that Sam tore his "shirtie" because he (Charlie) gave evidence on Pong Sing's behalf yesterday. "He gettie a little mad at me, awful clankie," said Charles, and Sam said: "What you send policeman me arrest for?" "He calle me name and tore my shirtee," reiterated Charlie. Then Sam flew into the realms of ignorance when the Magistrate asked questions. "Me no understland," pleaded Sam, and wore a lerring smile. Wing Fu occupied a seat in the witnesses' department and persisted in butting in on Sam's behalf until Sergeant Pineh fixed his hawk-like eye on him. Wing saw trouble in the look and crawled back into his shell. Sam was sworn, and with a great outburst of chinkey eloquence, gave the court to understand that Charlie blt Sam's interpreter His Worshir who

court to understand that Charlie blt Sam's finger.
Finally, through Charlie Chew, who acted as interpreter, His Worship was satisfied that Sam did assault Charlie and must pay 85. The witness who had butted in produced "the necessary" promptly and the little army of Celes-tials left the court. promptly and the little army of Celes-tials left the court.

Walter Higham again appeared and

was discharged on deferred sentence with the caution that should he not support his wife he will get six months. Walter began to unload promises at Longboat speed, and said he had a job to go to right away with his brother-in-

law.

Patrick Dunny was charged with stealing some milk from a bottle this morning. He explained that he had been at Toronto yesterday, and that the stuff they serve there soon sends a the stuff they serve there soon sends a man into a state of mental oblivion. Be-ing dry this morning he had taken a lit-tle touch of milk from a bottle on a doorway. The Magistrate said there could hardly be a charge of thett against him, but he was fined \$5 for being drunk.

touch hardly be a charge of theft against him, but he was fined \$5 for being drunk.

P. C. Ince said Robert Walker was driving his horse and rig down York street "like chained lightning." For such a manifestation of his Jehu propensities Walker was fined \$5.

Thomas Greigg was charged with stealing a pair of shoes from a car at the Terminal Station. "Guess I'm guilty; was drunk," said Tom. He was remanded till to-morrow.

Frank Liberty was fined \$3 or 15 days for a breach of a city by-law. He did not appear.

not appear.

The four Bulgarians who were up yesterday were discharged, as Totoa Jonof, the complainant, wished to withdraw the case. The costs must be paid by

the case. The costs must be paid by Jonof.

Joseph Keefe was remanded till tomorrow on a charge of stealing two lanterns from the G. T. R.

Thomas Higgons, a very deaf old man, was charged with indecent language to P. C. Emerson. He was let go, but the Magistrate requested his wife to make him understand that should he appear again he will be fined, and that he, the Magistrate, was angry at his conduct. "I am with the police every time," said his Worship.

Gordon McKenzie was remanded till Monday on a charge laid by Gertrude Emerson.

Perfection Cocoanut.

Egg shampoo cleans the scalp and makes the hair soft and fluffy. It is the ideal shampoo for ladies' hair, as it washes out, leaving no chunks in the hair. It imparts a delightful, clean, cool feeling to the scalp. Sold at 25e per jar. Parke & Parke, druggists.

—Although the body of Charles R. Green, who was drowned in Lake Ontario on Saturday, July 3rd, has not been recovered there will be a memorial service held in the Burlington Methodist Church on Sunday evening, July 25th, at 7 o'clock, for him.