

NON-JURY COURT OPENED TO-DAY.

KERLIN VS. ONTARIO PIPE LINE SET DOWN ON LIST.

To-day's Session Chiefly Taken Up With Broughton vs. Barnard—Several Cases Already Settled.

The non-jury sittings of the High Court opened this morning at the Court House, Chief Justice Meredith presiding. A number of cases were struck off the list, having been settled. When the court opened Mr. Hugh Rose, of Toronto, counsel for the defendants in Kerlin vs. Ontario Pipe Line Co., asked that the case be put further down the list. His Lordship was very much adverse to having the case laid over, and stated that it must go on at once or not at all. It was finally decided to have it tried this afternoon at the conclusion of Broughton vs. Barnard, which occupied the attention of the court this morning. Mr. George Blackstock, K. C., appeared for Broughton, and James Dickson for the defendant. The action arose over an injunction issued by the plaintiff restraining Mr. Harry Barnard, as president of the Hamilton Stamp and Stencil Works, from exercising a second vote in the affairs of the company. In July, 1905, the defendant approached Mr. Ben Broughton, who was the head of the Broughton Stamp and Stencil Works, and proposed that the two companies amalgamate. Considerable correspondence passed between the two gentlemen over the equalization of capital. They finally came together and it was decided, according to the statement of claim, that plaintiff and defendant should have an equal right in the management of the business, and that neither should have or exercise a controlling interest. It was also decided that the president should have a casting vote. This was in August, 1905. The stock of the company was capitalized at \$24,200.

In the statement of claim the plaintiff says the defendant agreed to take half the stock of the Hamilton Tool & Optical Co., about \$1,600. About three weeks previous to the issue of a writ of prohibition the defendant, without notice, or caused to be altered, the books of the Hamilton Stamp & Stencil Co. so that it would not appear that he would be a debtor in any way to the Hamilton Tool & Optical Co. The plaintiff discovered this, and had his books in connection with the matter altered likewise. The defendant then issued a writ against the plaintiff for the amount of stock that the defendant held in the Hamilton Tool & Optical Co. The defendant also instituted proceedings against the plaintiff, and to tell him that he was discharged. The defendant then called a special general meeting for the purpose of giving the president of the company power to have the casting vote. Then an injunction was issued against the defendant. The defendant, in his statement, claims that he never entered into any agreement with the plaintiff, which would have anything to do with the equalization of capital. He also contends that the by-laws of the company are contrary to statute and are ultra vires. The case was still on at press time. The action of Bellhouse vs. Ramsay has gone over again, neither party being ready. Hamilton vs. London Mutual for \$1,000 loss under an insurance policy, has been settled, as has been the case of Canadian Corundum Wheel Co. vs. Webb for the return of \$1,500. The case of the City vs. Hamilton Street Railway, for injury to asphalt pavement, is in process of settlement.

PARDON FOR KARR.

Beansville Lad Who Gave a Poisoned Candy.

St. Catharines, March 16.—(Special)—A. W. Marquis, of this city, solicitor for the young lad's father, has received a letter from the Under Secretary of State, J. Pope, dated Ottawa, March 14, which grants a pardon to Louis Karr, of Beansville, who is serving a sentence in the Lincoln jail for having administered poison in a candy he gave to a companion in that village in January last. There was a good deal of sympathy expressed for the young man, who, it was thought, was not aware that the candy contained a poisonous drug, or that the affair was in any respect as serious as it proved.

EXPECT ABOUT 400.

Arrangements for Convention of the B. of St. A.

A meeting of the Executive Committee of the Brotherhood of St. Andrew was held on Saturday evening to make preliminary arrangements for the Dominion convention to be held next October. Ten committees were appointed to take charge of the different departments of the work. Arrangements will be made to accommodate 400 delegates. Arrangements were also made for the local convention to be held in St. Luke's Church on April 6. Rev. W. G. Davis and Mr. N. F. Davidson, K. C., Toronto, will be asked to speak.

LONDON GIRL.

Found in Detroit Resort and Will be Deported.

Detroit, Mich., arch 16.—The immigration officials are investigating the case of a girl who arrived here on Saturday and went at once to a resort where she was found later in the day by the police on a tour of inspection, and taken to headquarters. The girl says she was sent to Detroit by a man in London, Ont., to prevent her from testifying against a citizen of that place who is charged with a serious crime. She was told to remain here and she would be taken care of. The girl claims to be 19 years of age, but looks younger. Her presence in the United States is a violation of an international treaty and she will be deported.

REAL IRISH SHAMROCKS.

As is their usual custom to commemorate St. Patrick's Day, Stanley Mills & Co. will have on sale to-morrow 700 pots of Shamrock, at the minimum price of 5c each. These beautiful little plants are the genuine article, grown expressly for Stanley Mills & Co. from seeds imported direct from the "old sod."

The Big China

Sale is now in full swing, and the way in which the goods are moving out is a sure sign that the prices are right. In fact, we have heard from many of the crowds of citizens that have taken advantage of this big price slaughter sale that it has never been surpassed in this city. The goods are all new and up to date, and in a number of instances below wholesale prices. H. A. Ruscombe, 199 King street east, opposite Walnut street.

THE LIGHT OF THE HOME.

Is there any better investment than health, safety, and comfort in your home 366 days in the year? The Electric Light will bring you all of these, the investment is small and the profits are large.

Drop us a line and we will send a representative to take up the matter of fighting your home in the safest and cheapest manner.

The Hamilton Electric Light & Power Co. PHONES 3300-1-2-3 CONTRACT DEPARTMENT LIMITED

TEA TABLE GOSSIP.

Messrs. H. Goff and T. E. Vogan will leave this evening for Winnipeg.

J. P. Downey, M. P. P., of Guelph, will give a lecture in Loretto Academy this evening at 7 o'clock.

The family of the late Mrs. Rebecca Morrison, formerly of Caroline street south, thank their friends for their many kindnesses in their sad bereavement.

Arthur Vanour, 41 Wilson street, who shot himself in the forehead and took a dose of laudanum at his home on Saturday is improving steadily and will soon be on his feet again.

To-morrow evening at 7.45 a lecture will be given in the Cathedral school room by Archdeacon Sweeney, Subject, "The Pan-Anglican Congress." There will be a silver collection at the door to defray expenses.

The annual forty hours' devotion will be held in St. Lawrence Church this week. The opening sermon will be preached on Wednesday evening, and the devotion will begin on Friday and conclude on Sunday.

The fire department had a run to the home of William Murphy, 45 Pearl street south, on Saturday night about 8 o'clock. The opening ceremony will be observed there on the following day.

The fourteenth annual banquet of the Hamilton St. Patrick's Day Club will be held in the Palace Cafe to-morrow night commencing at 10 o'clock. Wm. McGill and Chas. Mooney are the committee on arrangements.

Mr. William Yeates, a member of the London Board of License Commissioners, but who is now a resident of this city, has intimated to Mr. Whitehead that he desires to retire, as he cannot attend the meetings.

The ladies will be pleased to read Miss Kennedy's announcement of her spring opening in this issue for Wednesday, March 18th. Her excellent display has been selected with rare taste and a successful and pleasing display is anticipated at 33 King street west.

Saturday Toronto News: Mr. Frank Johnson gave a theatre party and supper afterwards at the Arlington Hotel last night, when the guests included the Hon. J. J. Foy and Miss Foy, Mrs. Mackinnon, Miss Daisy Macdonald, Winnipeg, Mr. Frank Howard, and Mr. John Cruik.

Mr. Henry W. Smy, of Toledo, ex-Judge of the Supreme Court, is at the Waldorf Hotel. He is here in connection with the case of Kerlin vs. Ontario Pipe Line Co., which is to be tried at the present sitting of the High Court.

A horse belonging to Mr. R. Jones, Catharine street north, ran away on the mountain road in front of Mr. Samuel Barker's residence this morning, and, in making the turn to John street, went through and carried away part of the fence in front of Mr. J. Ferguson's home, corner of John and Alma streets. The wagon was considerably damaged.

Building permits were granted this morning to William Pringle for a brick house on the southeast corner of John and Burlington streets for Alex. Kent, to cost \$1,200 and to S. Frank for an addition to the rag factory at 106 Queen street north to cost \$1,900.

Colored shirts, stiff fronts or soft fronts, cuffs separate, see the range of patterns in the corner window at waugh's, made by the leading makers, going to get your new hat at waugh's, post office opposite?

GAS ANNUAL.

Hon. Wm. Gibson Is Again Elected President.

The annual meeting of the Hamilton Gas Light Company was held at noon to-day at the company's office on Park street, the President, Hon. Wm. Gibson, in the chair. The annual report of the directors was of a highly satisfactory nature. During the year special attention has been given to residences, and the efforts put forth have met with encouraging success, and great things are expected. The company's plan of looking after repairs and renewals had also done much to popularize it with consumers.

The retiring directors were all re-elected, and the officers of 1907 were chosen again, as follows: President—Hon. Wm. Gibson. Vice-President—Mr. John Proctor. Directors—Messrs. D'Arcy Martin, R. C. Fearman, Wm. Hendrie, John A. Bruce and J. M. Eastwood. Mr. John Keillor is superintendent.

HOT FOR HIM.

Bailiff's Officer Says Boiling Water Was Thrown on Him.

John Littlehales is a much abused bailiff's officer. Not more than a month ago, he complains, he was thrown into the snow by the occupant of a house where he had gone to collect rent due, and this morning he had boiling water thrown over him. Armed with a distress warrant he went to Mrs. Bastedo's residence at 152 Pion street east, and when he got inside and showed his warrant he was ordered out. He refused to move and says that he got boiling water all over him. His clothing protected him, but he asked for a warrant against Mrs. Bastedo, who was placed in the hands of the police to execute.

COUNTESS COMING.

Daughter of First White Man Born at Sarnia, Ont.

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A Surprise and a Lasting Delight.

Fralick & Co.'s tailoring department's first showing of spring fashions for men, who favor smart wearing apparel, made to their own measurements. The new suitings are browns, sand tans, olives, greens, and elephant shades. Style features are long rolls,uffed sleeves, form fitting backs, two button waist, three button vests. If you have a minute step in to see our models. 15 and 17 James street north.

ABOUT MIRACLES.

Toronto Minister Says They Can be Accounted for

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MAY ABOLISH CIVIC COAL DEPARTMENT.

(Continued from page 1.)

scheme into effect. There is a feeling that the old Cannon street school and the Murray street school should be torn down and one large, modern building erected west of James street and further north, to accommodate pupils from that district. Some of the trustees are also of the opinion that the Victoria avenue school should be torn down. It is suggested that it would make a good site for the proposed technical school. It is pointed out that the ventilation and heating in both the Cannon and Victoria avenue schools is badly in need of improvement, but that the proposal has been turned down on several occasions because it was not considered worth while spending \$5,000 or \$6,000 on these old buildings. Some of the trustees argue that if the buildings are not worth spending this much money on they are not fit to keep 500 or 600 children in.

Mayor Stewart expressed the opinion that the Cataract Power Company would be helplessly up against it on any appeal against the decision of Judge Snider in the arbitration for a reduction on the cost of street lighting. The company has not decided yet whether it will appeal. The Mayor does not think the city will have any difficulty in having its claim for the reduction endorsed, even though the company does appeal.

There is another case of smallpox at the isolation hospital. Dr. Roberts says it is such a light case that he had some difficulty pronouncing it smallpox.

The Fire and Water Committee at its next meeting will discuss the question of giving the firemen more time off. The members of the department recently decided to ask the committee to grant them every fifth day off. At present they get one day off each week and two weeks' holidays. It is said it would require only three extra men to give the firemen what they are asking. In other cities the men say members of the fire department get more time off than they do in Hamilton.

President J. H. Fryer, of the Niagara Power Union, in a letter to Secretary Breeman, of the Board of Works, says that when the Board of Works, in Stratford, are heard from regarding the amount of power that they will require he does not see how the Hydro-Electric Commission can delay any longer. Mr. Fryer says the commission is now waiting to hear from these municipalities and he has urged them to deal with the matter at once. As soon as the applications are all in Mr. Fryer intends calling a meeting of the representatives of the different municipalities. If the municipalities that have not yet made application do not act at once, Mr. Fryer says, it is a question if the Government should not go on at once without them.

MARKETS AND FINANCE.

Toronto, March 16.—Noon—Received by A. E. Carpenter, Sellers, Buyers.

Table with market prices for various commodities like Buffalo, Central, Lake, etc.

COBALT STOCK.

Bought and sold private wire to Toronto. A. E. CARPENTER & CO. 102 King Street East, HAMILTON.

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THE DOMINION BANK.

HAMILTON, ONT.

39 MacNab Street, Two Doors North of York St.

We solicit the accounts of manufacturers, business men and individuals, and shall be pleased to meet or correspond with those who contemplate making changes or opening new accounts.

W. K. PEARCE, Manager.

THE WEATHER.

FORECASTS.—Strong northwest winds; fair and much colder. Tuesday, northeast and east winds; decidedly cold.

The low area which was centred in Minnesota on Saturday morning passed across the great lakes during Sunday, and is now over eastern Quebec. An area of high pressure, accompanied by low temperature, is spreading eastward from Manitoba. The weather continues very cold in the western provinces, the temperatures ranging from about zero in southern Alberta to 20 below in parts of Manitoba.

Washington, March 16.—Eastern States and Northern New York—Fair and slightly colder to-night; Tuesday partly cloudy; fresh northwest winds. Western New York—Snow flurries to-night and Tuesday.

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NOTICES OF BIRTHS, MARRIAGES AND DEATHS.

Notices which are inserted in the Daily Times also appear in the Semi-weekly Times. 60c first insertion; 25c for each subsequent insertion.

BIRTHS.

BRIGGS—To Dr. and Mrs. Briggs, a daughter.

DEATHS.

BENNER—At the residence of his son-in-law, 228 Duke Street, on Monday, March 16th, 1908, William Henry Benner, aged 58 years. Funeral on Wednesday at 2 p. m. to Hamilton Cemetery. Friends will please accept this intimation.

NEWMAN—In West Flamboro Township on Monday, March 16, 1908, James Newman, age 55 years. Funeral notice later.

PRENTICE—At Guelph, Ont., on Friday, 13th March, 1908, Joseph Prentice, sergeant-major Hamilton police force, in his 64th year. Funeral from his late residence, 33 West Avenue North, Tuesday at 2 p. m. Interment at Hamilton Cemetery.

ROBERTS—At the city hospital on Friday, 13th March, 1908, George J. Roberts, yard master Grand Trunk Railway, aged 36 years. Funeral from his late residence, Prospect Place, corner King and Trolley Streets, Tuesday at 8.15 a. m. to Saint Ann's Church. Interment at Holy Sepulchre Cemetery.

IN MEMORIAM.

TURK—In memory of Margaret, daughter of Mr. and Mrs. Alfred Turk, died March 16th, 1908.

TRADERS BANK OF CANADA.

Capital Paid Up - \$ 4,352,310. Rest Account - \$ 2,000,000. Total Assets - \$ 33,000,000.

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AMUSEMENTS.

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