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20 PAGES—SATURDAY MORNING MARCH 2 1907—20 PAGES

ONE CENT

TOWNS, BY ONE LENGTH, STILL WORLD'S CHAMPION

Australian Sculler Defeats Eddie Durman of Toronto Before a Tremendous Crowd—Challenger Evidently Put Up a Game Endeavor and Almost Secured the Coveted Title.

Canadian Associated Press. Nepean, Australia, Mar. 2.—The boat race for the championship of the world on the river Nepean between George Towns of Gladstone, Australia, and Eddie Durman of Toronto, Canada, was decided over the three-mile course on the river here to-day and was won by Towns by one length.

The weather was dull before the race, a hot thunder storm threatening as the men pulled out from the landing stages of their boat houses for the start.

Both were trained to the minute and seemed equally confident. By three o'clock the train loads and boat excursions had filled all the points of vantage along the river. When the men backed up to their buoys, the current was sluggish and the river low. It was a desperate race over the entire straightaway three miles, daylight being barely perceptible between the boats at the finish, the Australian's margin being a scant boat-length.

The victory of the citizen of the commonwealth was a popular one and Towns was greeted with tumultuous applause as he rowed over to Durman's water and shook hands with his vanquished and plucky opponent.

The Canadian, too, was liberally rewarded with cheers by the greatest concourse that ever witnessed a race since Ned Hanlan rowed in Australia.

SIGNED IN AUSTRALIA

Conditions Under Which Towns and Durman Rowed for Championship

Notwithstanding the supposition that Towns and Durman never intended to row on the Nepean, and were only trying off the conditions of the race, the fact that Towns and Durman both desired a change of conditions was the result of the fact that Towns of Sydney, is hereby recognized by the (the undersigned) as champion sculler of the world, and we are agreed to recognize as his successor anyone who may defeat him, or to whom he may forfeit his title, provided always the rules and conditions now agreed to by us are duly observed. In the event of the death of a holder of the title the championship shall pass to a strong committee had framed the conditions, such as champion and challenger desired the alteration of the rules and conditions now agreed to by us are duly observed. In the event of the death of a holder of the title the championship shall pass to a strong committee had framed the conditions, such as champion and challenger desired the alteration of the rules and conditions now agreed to by us are duly observed.

Everything else having been amicably arranged, the two scullers then signed the following agreement:

"George Towns of Gladstone, near Sydney, and J. Edward Durman of Toronto, Canada, hereby agree to race for £500 (five hundred pounds) a side and the sculling championship of the world, the holder of which is the first named.

"The winner to receive £500 on his own behalf, and £500 which is to be returned to the subscribers to his stake.

"The race to be rowed on the Nepean River, near the bridge, starting at a mark near Glenbrook creek, and finishing between the bridge and a mark near the railway bridge.

"The race to be rowed on the second day of March, 1907, and we agree to start at 4 p.m.

"The sculling championship conditions and conditions of the race are to govern the contest and to apply to this race.

"We agree to George E. I. Powell as referee and to the Fitzhugh as judge.

"We, this second day of January, 1907, have paid to the editor of the Sunday Sun, a sum of £200, which we agree to pay to the editor of the Sunday Sun, a sum of £200 on the 27th day of February, 1907, making the amount of subscriptions £500, including £50 already paid to the editor of the Sunday Sun. Each subscription to be made good on dates specified not later than 1907.

"Should either of us fail to pay the sums mentioned on the dates named, the £200 of us who shall have made default shall be considered to have forfeited, and the sum in the hands of the stakeholder shall be so divided that the one not in arrears and his subscribers shall equally share.

"We agree that the certificate of the referee shall be sufficient reason for the stakeholder to prepare to pay to the winner, or his order; and we further agree that there shall be no appeal at law or otherwise.

"Anything not included in the conditions and race laws shall be held to be excluded.

"Signed George Towns, (Signed) Eddie Durman. Witnessed in the presence of F. J. McDonald, solicitor, Sydney.

Deposits of £50 had been made by Towns and Durman to meet the match, and further deposits of £50 aside were then handed to the stakeholder.

DAFLED CROWD SEES TWO BURN

Express Messengers, Pinned Down in Wreck of Their Car, Perish as Flames Drive Helpless Rescuers Back.

Smith's Falls, March 1.—(Special.)—Pinned in the wreckage of their car, two express messengers were burned to death, while passengers and the members of two train crews chopped desperately to free them, following a collision on the Canadian Pacific about twenty-eight miles east of this place early to-day.

Eastbound express No. 6 crashed into the side of a freight train that should have been on a siding at Mountain, while running, it is said, fifty miles an hour at Mountain station, a flag station.

THE DEAD.

William Hitchins, Cobourg.

THE INJURED.

A Lesperance, brakeman, Montreal, face lacerated.

John Hartney, engineer, Montreal, three fingers cut off.

G. McQueen, passenger, Owen Sound, elbow laid open.

The express train left Toronto at 10.10 o'clock last night, pulling nine cars. Two of these were switched to the Ottawa line at Smith's Falls, and the express drew out of here about 5 o'clock, it is said, a few minutes late.

The train then consisted of first and second-class passenger coaches, express car, baggage car, a paymaster's car and two Pullmans. There were probably one hundred persons in each passenger car, and nearly fifty on the two sleepers, as the train was pretty well crowded.

Engineer Hartney knew there was a freight ahead of him, but understood it was to take the siding at Mountain Station to let him pass.

The freight had not quite left the main track when the express appeared. The track is straight at that point, and the crews of both trains saw their danger and jumped, all but Hartney.

Engineer Stays by Engine.

He stuck to his throttle, threw on the brakes and reversed and was caught in his cab as his engine crashed into the freight train. He escaped with the loss of three fingers.

Lesperance had just opened the door of the baggage car and the shock shot him onto the snow, thru which he ploughed, scratching his face severely, but otherwise escaping injury.

Both Hitchins and his assistant, Nicholson, tried to get out of their car. Hitchins' foot caught in the wreckage, Nicholson got his head and shoulders thru the window and stuck there.

There were stoves in both the baggage and express cars, and the train caught fire almost immediately after the collision. Hitchins and Nicholson tried to free themselves after a frantic struggle, in vain, knowing the train would look for them, until they saw a flicker of flame creeping toward them. It spread rapidly and they shouted for help.

Try to Free Doomed Men.

Hearing their cries, such of the two hundred more passengers as had got out of the train, and the crews from both trains, took turns chopping with the emergency axes and pulling at the imprisoned men.

The heat from the flames was so great that they were driven back and the two men burned to death before the helpless, horror-stricken crowd.

Mr. McQueen was shaving in one of the two Pullman cars at the time of the collision. His cheek was laid open by his razor.

N. S. Dunlop, tax and insurance commissioner and claims adjuster for the C.P.R., saw that every car would be burned if quick action was not taken.

Continued on Page 7.

THE END OF HIS HIBERNATION.



THE BEAR (who has been poked up): "Well, now that I am awake I believe I'd like a little pork for breakfast."

BREWERS HAVE TIGHT GRIP ON MANY TORONTO HOTELS

Five Alone Have Probably Half a Million of Dollars Invested in a Hundred or so—Demand Note Does the Trick—How the System Works Out.

The brewers of Toronto have driven a coach and four thru the act which prohibits "tied" hotels. That was the altogether significant fact shown by the license investigation yesterday, when it was revealed that:

O'Keefe's have "tied up" twenty-six houses to the tune of \$150,000.

The Copland Brewing Company have "tied up" twenty-four houses worth \$104,000.

Cosgrave's have sunk \$67,380 of their capital to "tie up" eighteen houses, and Korman's have fixed up ten with \$37,452.

Reinhardt's, too, have corralled twenty-five houses, the cost has not yet been divulged.

The Dominion Brewery Company and Toronto Brewing & Malting Co. reports are not yet in.

Instead of the old system of a "tie" endorsement on the lease, the brewers have devised an arrangement whereby they advance the licensee the wherewithal to obtain the license at its inflated price. The instrument they loan it on is a demand note, and this demand note is held over the head of the licensee. There is no need to endorse that on the lease. He has that endorsed upon the gray matter within his cerebrum, and doesn't want to buy beer except from the firm he is under obligations to. If he were, down would come the demand note. And the brewers have an "understanding" not to take up these notes against one another.

Another feature of the day's work was the narrative concerning the Daily House transfer to Mowbray in 1907. When the lease lapsed, and the Toronto General Trusts Company marketed the property for the widow, they secured a bid which meant \$30,780 for the estate, but the commission was not given a transfer. The bid was from the widow's son-in-law, and she, her family and the executors waived the man, Taylor by name, to get the property. But Messrs. Flavell, Davidson and Murray, it seems, would not permit it, and the trustees, under the circumstances.

Continued on Page 9.

CURVE TAKEN AT 82 MILES AN HOUR IN WRECK TEST

New York Central Sent Another Train, Officials Aboard, Over Fatal Harlem Route.

New York, March 1.—A new and remarkable aspect was given to-day to the coroner's investigation of the disastrous wreck on the Harlem division of the New York Central Railroad on Feb. 16, when 23 persons lost their lives and more than 100 were injured.

President Wm. H. Newman brought with him all the principal officers of the company, who were connected in any way with the construction and operation of the line where the wreck occurred.

Mr. Newman told the coroner he desired to make clear to the jury upon whom the responsibility for the condition of the track and the operation of trains rested. Among those responsible, he mentioned himself as president.

Just before the reopening of the hearing, President Newman explained that one of the front wheels of the truck of the smoking car, which was immediately behind the second locomotive had been found to bear deep indentations, as if it had come in contact with some object that might have fallen from the rear locomotive.

The appearance of Mr. Newman and his subordinates was accompanied by a story of a remarkable experimental test said to have been made by the officials on the Harlem division yesterday. According to this story a train similar to the one wrecked, and with all the principal officers who had any part in the construction and operation of the tracks and trains on the Harlem division on board, was sent over the line.

On the outward trip it is said, schedule time was maintained, and the train with its two engines was sent around the curve, where the load-bearing train came to grief, at a speed of 82 miles an hour, as called for in the schedule. The train arrived at the outward terminal exactly on time and without mishap.

The officials declare that, on the inward trip, the speed varied from 80 to 82 miles an hour, and that the highest speed—82 miles—was maintained as the train rounded the fatal curve.

Continued on Page 9.

STRATHGONA PRESENTS TUPPER WITH PAINTING

High Commissioner Gives Life Size Painting as Appreciation of Services to Canada.

London, March 1.—At the Westminster Palace Hotel to-day, Lord Strathcona, the high commissioner for Canada, acting on behalf of a number of his friends, presented Sir Charles Tupper, the former prime minister of Canada, with a life size oil portrait of himself in appreciation of his services to Canada during the last sixty years.

In his address, Lord Strathcona recalled that in that very room Sir Charles had attended the conference forty years ago, which finally settled the provisions of the British North America Act, under which the Dominion of Canada was constituted.

In his reply, Sir Charles said the time would come when homes would be provided in Canada for as large a population as now inhabited the British Isles, and that the future depended largely upon the realization of Joseph Chamberlain's message to the Canadian people, in which he said: "I am profoundly convinced that of all the bonds uniting this nation, the bond of commerce is the strongest."

USED KNIFE ON CONSTABLE.

Englishman, Ejected From Theatre, Got Lightly With a Knife.

George Jones, 185 Niagara-street, was locked up in No. 1 police station last night charged with attempting to stab Constable Watson of the Majestic Theatre.

The fracas occurred at the Star Theatre, where Jones, who was intoxicated, commenced a disturbance. The theatre officials asked him to leave the building, which he promptly refused to do.

Constable Watson, who was watching the show, assisted Jones to the street, where, without a moment's notice the noisy one pulled a big jack knife from his pocket and slashed at the officer. The weapon did no damage, except tear the clothing in several places.

Jones is an Englishman about 32 years of age.

Dying.

Cecil Ward, who was found unconscious from gas in an east end hotel, was reported to be dying at 2 o'clock this morning in the General Hospital.

Five funeral wreaths promptly made and delivered any time and anywhere. Jennings, 128 King-st. West. Phone Main 720 and Park 1637.

RECEIVER FOR MRS. EDDY ASKED BY HER CHILDREN

THAW IN 'SPELL' LEAVES COURT

Defendant Goes to Prisoner's Pen and Goes Thru Gymnastics in Obedience to an "Impulse" for Five Minutes.

New York, March 1.—Now that Evelyn Nesbit Thaw no longer is on the stand, the prisoner is attracting more and more attention. He issued no additional statements to-day, but just before the close of the morning session, he caused almost as great a sensation as yesterday, when he attacked the "unprofessional" methods of the district attorney. Thru his counsel, Thaw asked permission to leave the room. Dr. Evans at the time was examining an exhibit and the request was granted.

When he reached the prisoner's pen Thaw threw off his hat, brought his heels together and began violently to go thru a five minute drill in setting up exercises. His guard looked on in amazement.

When he had finished swinging his arms Thaw announced he was ready to return to the court room. He declared he "felt" he had been compelled to take the exercise.

Mr. Jerome during the luncheon hour was minutely informed of the defendant's conduct and made notes upon it.

His Mail Growing Daily.

Thaw again brought to court several large packages of letters. His mail seems daily to be growing. He read the letters with avidity and made pencil notes upon each. He apparently took no interest whatsoever in the fencing between the district attorney and the alienist.

The insanity of adolescence, paranoia and the characteristics of "brainstorm" occupied both sessions, and when adjournment was taken until Monday morning Dr. Britton D. Evans, one of the alienist judges, and Jerome was still under cross-examination.

Jerome's motives in questioning the witness were somewhat baffling, but the net result of the day appears to be that he is still laying a foundation upon which he may ask for a continuance in custody to judge of the present mental condition of the defendant.

Jerome to the Statements.

What effect will the statement issued by Harry K. Thaw yesterday afternoon have on his trial?

This is the question which is calling forth much speculation. It is said that Thaw's lawyers did their best to convince him that it was bad policy to make the statement and only consented when he insisted that it be allowed to do so.

When the trial opened, Mr. Jerome announced there had been received a second packet of letters from J. D. Lyon, the Pittsburgh banker, who, until November, had custody of Thaw's will. The letters received to-day were written to Mr. Lyon after Thaw had entered the Tombs.

State of Instability.

Dr. Britton D. Evans was called as soon as the letters had been examined by counsel. That you have testified into consideration what, in your opinion, was the mental condition of the defendant.

Continued on Page 7.

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Bill Filed as "an Imperative Duty Too Long Neglected" to Obtain an Accounting of Her Affairs From Leaders of Christian Science Church, Who Are Alleged to Have Held Her Virtually as a Prisoner.

Concord, N.H., March 1.—A bill in equity to obtain an accounting of the financial affairs of Mrs. Mary Baker Glover Eddy, head of the Christian Science Church, was filed in the superior court for Merrimack County to-day by Mrs. Eddy's son, George W. Glover of Danvers, S.D.; his daughter, Miss Mary Baker Glover, and George W. Baker of Bangor, Me., nephew and next friend of Mrs. Eddy.

Beside demanding an accounting of all transactions relative to Mrs. Eddy's affairs, the bill asks for restitution in case any wronging appears; for an injunction during litigation against interference with her property and business, and for a receiver.

In a statement issued to-night by former United States Senator William Chandler, special counsel in the action, it is declared that Mr. Glover is actuated by no spirit of disrespect to his mother, but believes that the proceeding is in her real interest.

Not Against the Religion.

Mr. Glover says the action is not directed against the religion of the Christian Science. The statement further declares that "Mr. Glover had long thought his mother was becoming too feeble to attend to important business matters, but that for a long time he was unable to confirm this suspicion, because those immediately about her seemed unwilling to allow even her nearest relatives to have an interview long enough to reveal her actual condition.

In January, it is stated, Mr. Glover was enabled to talk with his mother, while on a visit to Concord, for three-quarters of an hour. As a result, after due consideration, he decided upon the present action "as an imperative duty too long neglected."

The action is returnable at the April term of the Merrimack County superior court, which will begin April 2. It is directed against Calvin A. Frye, secretary, and Lewis C. Strang, assistant secretary, both of Concord; Alfred Farlow, Irving C. Tomlinson, Ira O. Knapp, W. B. Johnson and George A. Amstrong, all of Boston; Steven A. Chase of Fall River, as directors of the Christian Science Church; and Herman S. Hering, first reader of the church in Concord.

Incompetent for a Long Time.

Specifically, the bill alleges that the nominal plaintiff, Mrs. Eddy, who was "by her next friend," is, and for a long time has been, incompetent to do business or to understand transactions conducted in her name in connection with her property.

The next allegation is that the defendants have possessed themselves of her person and property, and have carried on her business.

It is also alleged that, having done this, and knowing of her infirmity, they have become trustees for her of all property that has come into their possession, and are bound to give accounts in her name of all their transactions in connection therewith.

It is alleged further that there is reason to fear that the defendants wrongfully transferred some of her property to their own use, and that there are particular transactions of which an account should be given.

Counsel Issues Statement.

John W. Kelly of Portsmouth, and the firm of Martin & Howe of Concord, appeared as counsel in the case for the plaintiff, with former Senator Chandler acting as special counsel. Mr. Chandler issued the following statement to-night:

George W. Glover and his daughter, Miss Mary Baker Glover, during their recent trip to Washington and the east, investigated the condition of Mrs. Glover's mother, Mrs. Mary Baker Glover Eddy, at Concord, N. H. Mr. Glover for some years and been

Continued on Page 7.

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THE NEWEST PATTERNS.

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LEWIS & SON, LIMITED.

and Victoria Sts., Toronto

H. Sherman of the United States, accompanied by prominent members of the union, visited the operators to-morrow.

Mr. Sherman expressed a wish that they would be able to compromise with the operators in three days. To-morrow, F. L. Clark, a district board member, of Illinois, are expected.

AN INCIDENTAL

Feb. 28.—(Special.)—In developing the fact fees developed \$35,000 has been expended by the beneficiaries was James Sherman, and president of the association, to be remembered for his heroic activity on behalf of the men in the London by-election.

RHEUMATISM

Price 25c. Murray's Rheumatism Remedy.

It is the only medicine that will relieve pain in joints, muscles, back, neck or head.

Positively cures in a few days, but the disease to sleep, but drives it out.

Continued on Page 7.

WOODSTOCK, N. B., IN FLAMES.

Woodstock, N.B., March 1.—(Special.)—Fire, which broke out at midnight, has already destroyed a dozen of the largest business establishments here, including the New Brunswick telephone exchange.

The Sunday World

Rocky Road to Larder Lake

First man to find gold there and first miners' cabin.

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