

TUESDAY,
FEB. 23, 1909.

LOT FOR SALE, \$42 PER FOOT
Albany-avenue, 32 ft. x 100 ft. Ideal
situation for single house.
H. H. WILLIAMS & CO.,
Realty Brokers, 24 Victoria St.

PROBS.—Cloudy, light
winds and change to colder weather.

PLAYING DUCK MERCHANTS

Some of the Troubles They
Are Having Set Forth at
Association's Annual
Meeting.

There was a lot of plain talk in
the addresses at the 13th annual meet-
ing and supper of the Retail Mer-
chants' Association last evening. About
150 attended, with F. C. Higgins pre-
siding.

E. M. Trower, Dominion secretary,
speaking on "Our Dominion Legisla-
tive Requirements," said that 1500
would be added to the roll in the City
of Winnipeg.

During the past 15 years not one
piece of legislation in the interests
of the merchant has been obtained
except by efforts of the Retail Mer-
chants' Association.

"The retail merchant in the future,"
he declared, "is going to vote for one
thing only—bread and butter."
Legislation was needed against the
fakir, "When we get it," he exclaim-
ed, "we will make some stores sit up
and take notice."

The department of trade and com-
merce should pay as much attention
to the merchant as was paid to the
workman. He wanted the fee for
inspection of scales removed.

"In regard to the tariff the duty
should be taken off packing cases
which were imported from a country
where wood was probably as dear as
steel. The Province of Quebec was
the only part of the country where
there was a law setting out how much
a bag of potatoes should weigh. There
should be a uniform statutory weight
fixed by the Dominion."

He condemned the co-operative store
and the governor-general was criticized
for trying to tell us what kind of
co-operation we should have. A good
word was put in for the senate for
its service in killing the bill.

The only way to fight a trust. Get
their hands off the infamously
section 438 of the criminal code.

A publicity department was to be
appointed to direct the newspapers in
the right and proper way along com-
mercial lines.

To Get at the Dead Beat.
Mr. J. Ziemann of Preston, Ont.,
president of the provincial board, spoke
on "Legislative Requirements for the
Province of Ontario." An amendment
was wanted to the Division Courts
Act, to bring small debts within the
jurisdiction of the magistrates' court.
This would catch the professional dead-
beat. The law with regard to the em-
ployment of female help in the evening
was unfair and unsatisfactory.

Coal dealers, he said, were disrepi-
tated in the application of the
business tax.

H. C. Beckett of Hamilton read
a paper on "Co-operation of Wholesale
and Retail." There should be a per-
manent commission, similar to the rail-
way board. The department of trade
and commerce was useless as far as
the interests of the retailer were con-
cerned. There should be a list of
trades associations, and copies of pen-
dant bills should be sent to their officers.
Mutual co-operation along the lines
of fair dealing was what was needed.

Work for the Department.
Hon. Geo. E. Foster, M.P., spoke of
the limitations of the legislature. "Don't
think you've done it all," he said, "when
you've tried your best to do it."
Remember the 212 members of the
house. If a memorandum is good
for a minister, isn't it good for the
legislature? Make your information
as widely available as possible.

The department of trade and com-
merce should devote the major part
of their activities to keeping track of
the internal commerce of the country.
There should be an impartial commis-
sion to deal with these matters, meet-
ings and inform the govern-
ment.

W. K. McNaught, M.L.A., advised
against the thing most wanted and
going for it first. In regard to the Fed-
eral Act, if the requirements of the
association were just, he would help
them to get them, and they would
not to get them something better.

The giving of small debt cases to
the police magistrats was found to be
impracticable, but the general
sympathy with the general aspirations of the association
in this regard.

W. Davidson, K.C., of Toronto,
was crown prosecutor. The case throught
was very fairly presented and argued.

King Edward's Splendid Gift To the Sultan

Purchases Beautiful Horse Once
Owned by Richard Croker, for
Abdul Hamid's Special
Service.

LONDON, Feb. 23.—King Edward is
making the Sultan of Turkey a present
of a charger once the property of
Richard Croker.

Some weeks ago the sultan was
asked by high officials to proceed
sometimes to the mosque on horseback
instead of in his carriage. In order
that his subjects might have a bet-
ter chance of seeing him. The sultan
replied with a smile:

"Yes, if a bay horse can be found
with three white spots on his feet,
one on each hind foot and one on the
fore foot, a white spot between the
eyes and a tail reaching to the
ground."

This was reported to King Edward,
who telegraphed through the United
Kingdom enquiring if such a horse
were procurable. A beautiful animal
answering the description was found
in the stud of Lord Ribblesdale and
was secured by the King.

The horse formerly belonged to Mr.
Croker and took first prize at the
Dublin Horse Show. The King's
Chronicle says, has christened the
charger with his own title "Rex, Im-
perator."

3 TRAINMEN FOUND GUILTY

Early This Morning Guelph
Jury Return Verdict in
Harriston Wreck
Case.

GUELPH, Feb. 24.—(Special.)—At 2
o'clock this morning a verdict of guilty
of criminal negligence was returned
against Conductor Matthew Fleming,
Engineer Conrad Kennedy and Fire-
man T. F. Lane, who had been in-
dicted for manslaughter in connection
with the G.T.R. wreck, near Palmer-
ston, on Jan. 25, when two trainmen
were killed.

The jury had been out three hours
and 55 minutes. Half an hour before
the jury's decision was reached, they
had agreed on a verdict of guilty
against Kennedy and discredited as to
the others. Justice Riddell said that
this negligence was the cause of the
wreck. The question was, were these
men guilty of any violation of the
Grand Trunk rules, and what was the
verdict including all three. He sent
them back for half an hour's further
consideration.

Justice Riddell's charge was strongly
against the accused. He said the jury
only needed to be sure that these men
were guilty of criminal negligence in
doing what they ought not to have
done, or omitting to perform acts which
they should have performed. The
negligence was the cause of the
wreck. The question was, were these
men guilty of any violation of the
Grand Trunk rules, and what was the
verdict including all three. He sent
them back for half an hour's further
consideration.

The grand jury having returned a
true bill for criminal negligence against
Brakemen Alexander, Jackson and
Burgess, they will appear for trial
to-morrow. A request for a post-
ponement to the next assizes was re-
fused.

N. E. Davidson, K.C., of Toronto,
was crown prosecutor. The case throught
was very fairly presented and argued.

BIG GERMAN ENTERPRISE TO MINE CANADIAN COAL

Syndicate Which Explored Cobalt
and Other Fields in 1906. Said
to Be Ready to Develop.

(Canadian Associated Press Cable.)
LONDON, Feb. 23.—The Berlin
Boersen-Courier remarks that former
attempts on the part of Germans to
participate in economic developments
in Canada met with little or no suc-
cess. But an enterprise which has
realized the rich expectations entertained
in connection with it.

It states that the German-Canadian
expedition, adds The Boersen-
Courier, has greatly increased the pre-
stige of the German race in Canada, be-
cause it is recognized that this suc-
cess is due to their thorough perseve-
rance and scientific research.

It is estimated the coal fields contain
3,000,000,000 tons of the best coal any-
where in America.

The Boost Club held its regular monthly
meeting last evening with the usual
order of the day. The speakers of the evening
were Arthur Hawkes of the department
of publicity of the C.N.R. system, and
John Lewis, while John Alexander gave
selections from Drummond. The Georgian
Quartet led the choruses.

TIME'S COME TO RELEACH

And Buildings Intended for
Garrison Common Will
Not Proceed for
Awhile.

OTTAWA, Feb. 23.—(Special.)—In
supply to-night a big number of items
for Ontario public buildings were pass-
ed.

On the Toronto postoffice item
Claude Macdonell had asked for in-
formation as to the location of the
government to erect a new building.
Mr. Pugsley stated that it would be
situated near the proposed new station,
and it had been suggested that it be
included in the new station and used
merely to distribute the mail among
the various sub-postal stations.

Mr. Macdonell enquired if the
government proposed to proceed with
new buildings on the garrison common,
and in view of the fact that the
trenchment program it had been de-
cided not to go ahead just now. A
good deal was being spent on Toronto
harbor. The opposition took exception
to the cost of the additional accom-
modation for servants at the Royal
Military College, Kingston. Eight
double houses were erected at a cost
of about \$100,000. Mr. Pugsley claimed
that the cost was reasonable, and the
foundations had to be blasted, and
the buildings were fireproof.

Col. Sam Hughes protested against
the curtailment of expenditures on
necessary public works. In times of
depression the government should in-
augurate works to give employment.

E. B. Osler commended the gov-
ernment for retrenching, but said this
had become absolutely necessary, owing
to the reckless extravagance that had
been the practice. Large sums had
been wasted in excessive prices for
extras.

The member for South Ontario was
severely criticized in connection with
the purchase of a site for the Whitty
postoffice. It was alleged that Mr.
Fowke acted as an agent of the gov-
ernment in the purchase of the land.

Mr. Fowke in reply said the price
paid, \$5000, was not excessive. The
site had been endorsed by leading busi-
ness men of the town. Mr. Pugsley thought
it was the duty of a public man to
interest himself in this public work.

The house adjourned at 11:10 till
Thursday afternoon.

PROCEEDS OF SCHOOL LANDS

Alberta Would Like Control of them
for School Fund Purposes.

EDMONTON, Alta., Feb. 23.—(Spe-
cial.)—An important matter before the
legislature was the resolution of the
premier asking the Dominion Govern-
ment to turn over to the province all
proceeds of the sale of public lands in
the province. It met with unanimous ap-
proval.

The premier said there are about nine
million acres of school lands in the
province, with but a small area sold.
The average price the past five years
from these sales was \$11.62. If the Do-
minion Government were to sell these
lands, he suggested that the receipts
from general sales be formed into a
fund, to be loaned to rural school dis-
tricts at not more than three per cent.
compelled to pay 10 per cent. This
arrangement would be beneficial all
round, as the province is now reciev-
ing three per cent. on the lands sold
in the Dominion, together with what
rentals there might be on lands.

LICENSES FOR THREE YEARS

Request of Manitoba Hotelmen—26,000
Sign Petition.

WINNIPEG, Feb. 23.—A deputation
of 300 men opposed to the banishing of
the three per cent. license amend-
ments to the present liquor law, waited
on the government and members of the
legislature this morning in connection
with the present petitions with 25,000
signatures.

P. W. Taylor, M.L.A., who introduced
the several speakers, stated that the
signatures of the petition were bona-fide
electors and the delegates represented
men in all lines of business.

The petitioners were presented in the
legislature this afternoon. The peti-
tion asks that licenses be made good
for three years, instead of being open
to local option attack each year.

NEEDS OF THE CHURCH

Opening of Four-Day Christian Mis-
sionary Alliance at Zion Church.

The midwinter convention of the Chris-
tian Missionary Alliance opened at Zion
Congregational Church, College-street,
yesterday afternoon. It will continue
until Friday night. The chief speakers
yesterday afternoon and evening was
Rev. James L. L. of England. Rev. John
Simpson, New York, will be present.
Philip Maure, a New York attorney-at-
law, will speak at the closing meeting
Friday.

ON PARLIAMENT HILL

THE "COUNTRY": This here waterin' of the road makes good slidin' for them, but blame hard goin' for me.



BRANDY IN CHOCOLATES VIOLATES THE LAW

Police Start Campaign Alleging
That Confectioners Are Selling
Liquor Without a License.

Brandy chocolates have been on sale
at half a dozen or more confectionery
stores in the downtown section of To-
ronto, and the police don't like it. R.
Burger, 92 Yonge-street, has been sum-
moned to appear in the police court to-
day on the high-sounding charge of
"selling liquor without a license" be-
cause he is one of the number, and
more summonses are to be issued.

Whether the amount of liquor in the
chocolates exists in sufficient quanti-
ties to convict the seller of infringing
the license law will be determined. In
Montreal yesterday manufacturers and
dealers, 51 of whom were found guilty
of having sold liquor without a
license, were fined \$50 and costs.

Inspector Stephen has submitted a
box of the confections to the Ontario
Liquor Department for analysis.

Chief License Inspector Johnson,
speaking last night of the cases that
have been brought to his notice, said
that many of the cases were bona-fide
evidence of the sale of brandy chocolates
in several places and a test of the sam-
ples secured have shown them to con-
tain a strong impregnation of brandy.

"We do not keep them for sale at
all," said Geo. W. Matthews, manager
of Huyler's last night, when asked
as to the demand for them. Not
even in any one of the fifty-three stores
in Montreal made large shipments to
dealers in Toronto.

"This is due," continued Mr. Mat-
thews, "to the fact that Mr. Huyler is
not only a strong temperance man, but
a strong supporter of the Water-
street mission in New York."

"We used to handle the brandy
cherry chocolates," said B. O. P., man-
ager of McConkey's, "but quit sell-
ing them, and this was due to the lack
of demand for them. The large per-
centage of sales we made were made
to men."

"About 99 per cent. of the sales were
made to men," said one of the clerks
in Mr. Burger's store last night. "We
never sold them to minors."

As to the percentage of alcohol con-
tained in the chocolates, E. M. Jewell,
manager of Hooper's drug store, could
not see where there was any harm in
the brandy chocolate.

"I should judge," said he, "there
would not be more than about one per
cent." Mr. Jewell then explained how
they were made, pointing out that the
cherry which had been dipped in the
brandy contained the flavor rather
than the spirit of the alcohol. Neither
did Mr. Pury of McConkey's consider
them intoxicating for from his knowl-
edge of the manufacture of them, he
always understood that the ratio was
a quantity of brandy to fifty pounds of
candy.

TWO MANY FARMERS ON JURY.

CHICAGO, Feb. 23.—The result of
the "229,000 fine case" of the Stan-
ard Oil Co. of Indiana was unex-
pectedly delayed to-day when Judge
Anderson in the United States district
court quashed the panel of 150 veni-
men because of what he considered the
singularly large proportion of farmers
therein.

TORONTO MAN KILLED IN WESTERN WRECK

Myers Goldstein, of Adelaide St.
One of Two Victims—Another
Man Badly Hurt.

WINNIPEG, Feb. 23.—(Special.)—
Two men were killed and one seri-
ously injured in a freight wreck car-
ried this morning on the C.P.R. main line
in Ingolf, 90 miles east of this city.

All three men are stated to be resi-
dents of Toronto, traveling west with
a consignment of 54 draught horses.
Their names were given as Myers
Goldstein, O'Brien and Wm. Robinson.

The train was following fifty minutes
behind the first. The morning was
very dark and foggy, and as the en-
gineer of the second train rounded the
curve he saw the preceding freight
train immediately in front. He did every-
thing possible to stop his train and
jumped.

In the caboose were Goldstein, Robin-
son and O'Brien. The crew of the train
called to the men to get out, but they
no doubt were sound asleep.

A number of horses were killed over-
right, and others laid to be shot.
Engineer Ramsey was in charge of the
second train. A strict investigation
into the cause of trouble will be
made.

Goldstein and Fawcett have been
shipping horses to the west for some
years.

Robinson has a sister living on Ed-
monton-street. He is now in Kenora
Hospital, his recovery being
doubtful owing to severe injuries to
his head.

It is said that O'Brien is also from
Toronto. Four cars were telescoped.

Myers Goldstein, one of the dead,
and Wm. Fawcett, were registered at
Clarke's Hotel, corner of Adelaide and
Simcoe-streets, last week, leaving
Thursday evening with several car-
loads of horses for the western mar-
ket.

At 9 o'clock last night Mr. Faw-
cett telegraphed his invalid mother
at 187 Simcoe-street to the effect that
he had escaped, having left the train
farther east, and followed up on a
passenger. Myers Goldstein, however,
who remained in charge of the horses,
was killed, as were 17 of the animals.

Mr. Fawcett lives in Alliston. Early
last week he brought a carload of
horses to Toronto for sale at the Re-
positories, but finding that horses
were plentiful and prices low, he
bought up three more carloads and
hired Goldstein to help him dispose of
them in the west.

Goldstein was 27 years old, married,
and lived on West Adelaide-street. He
came to Toronto from Orangeville
eight years ago, and was of late years
employed by Burns & Shopton as a
buyer. He was the son of Benjamin
Goldstein, now living in Charlton,
Ont.

SIGNATURES OF ONTARIO'S LAW- MAKERS.

Twelve interesting documents have
been hung in the west corridor of the
second floor of the legislature, near the
Ontario Railway and Municipal Board
offices. These are the rolls of signa-
tures of the members of the eleven
parliaments of Ontario
since 1867, with the additional roll signed
on the accession of King Edward in
1867.

Only five of those who signed the
first roll are said to survive. J. Baxter,
Hon. Edward Blake, John Carnegie
(father of the present member), John
Carling and J. C. Rykert.

TELEGRAPHIC BRIEFS.

New York State may adopt a bill pat-
ented on Canada's regulations pre-
venting the sale of low grade seeds.

The Lindsay Daily Free Press, which
began publication last May, has given
up. There are two others in the field.

FOR RENT

Corner Elm and Yonge, flat of five
good-sized rooms; excellent advertis-
ing corner; just the thing for dentist.
H. H. WILLIAMS & CO.,
Realty Brokers, 24 Victoria St.

TEORORIZED BY THE CHIEF

So Says Ex-Nightwatchman
Wilkins—Tells of Fires
and Thefts—Evi-
dence Piles Up.

SIMCOE, Feb. 23.—(Special.)—The crown
got near to the end of its witnesses by ad-
judgment at 6:30 to-night in the case of
King v. Malone, following the long ex-
amination of former Night Watchman
Wilkins, who was the victim of the shoot-
ing.

The cross-examination of the principal
witness to-day against the accused was a
hard-fought one, but Wilkins persistently
kept to his story, as told at the prelimi-
nary hearing.

The chief evidence was the statement
that Wilkins had loaned Malone his elec-
tric flashlight on the day preceding the
shooting, telling him it needed a new bat-
tery. Wilkins says Malone showed it to
him fixed while in the park.

The crown put Fred S. Chadwick in the
box this afternoon, and he swore to fix-
ing the light for Malone on the evening
in question.

Drs. Bennett and Bowley were also
called and testified to the dangerous con-
dition of Wilkins' wounds.

Wallace Walsh and John Davis swore to
seeing Malone at 12:10, or 45 minutes be-
fore the shooting.

Harry Purrell, Charles Brown and Jos.
Sovereign testified to hearing the shots at
12:15, and about five minutes later find-
ing Wilkins at Dr. Bowley's doorstop.

Frank Curtis was the man who called
the chief on the telephone after the shoot-
ing, and told him the man wanted for the
shooting was a negro. Malone did not
come for an hour, and when only as
far as the telephone office, where he asked
the night operator to call the sanitarium
for some body badly wounded.

The night operator advised the men
at the sanitarium, and they sent the con-
stantly to meet the chief. John Bennett,
the night operator, testified to this effect.
Witnesses also swore that loaded re-
volvers were taken from the prisoner,
and one of these guns was produced in
court, loaded. His lordship, Sir Wm.
Jackson, advised the authorities to unload
the dangerous weapon.

The crowd that attempted to get into
the courthouse this afternoon was larger
than ever, and there was almost a riot
before the chamber was comfortably filled.

TWO YOUNG ENGLISH WOMEN DE- LIVER ADDRESSES FROM STEPS AND POLICE ARE GIVEN TUSSELE.

BOSTON, Feb. 23.—Boston was given
a vivid reminder of the suffragette
stomachs about the house of parliament
in London, when two prominent mem-
bers of the militant section of English
woman suffrage advocates mounted the
steps of the state house to-day and
talked for two hours to an interested
throng.

The two enthusiastic young English
women, Miss Rachel Costello of Oxford
and Miss Eleanor Rendell, finally were
ejected, accused of obscenity and the
police dispersed the crowd.

The officers of the law met with con-
siderable opposition from women in the
throng, who declared that their
rights were being interfered with and
they were obliged to use some force.

By the time the legislators arrived
for their afternoon session, however,
the demonstrators had disappeared.

The occasion was the annual hearing
before a legislative committee on a
petition for the passing of an act en-
titled women to vote. When the com-
mittee room became overcrowded the
suffragettes seized the opportunity to
organize the overflow meeting on the
steps of the state house.

MUST GET VACCINATED

Kingston Board of Health Issue a
Drastic Order.

KINGSTON, Feb. 23.—(Special.)—
There is trouble ahead for citizens
who do not get vaccinated. Owing
to the fact that there are four new
cases of smallpox the board of health
to-day decided to make vaccination
compulsory, and issued the order that
be asked to see that the bylaw is car-
ried out. Offenders will be summon-
ed to the police court.

Some time ago action was taken to
make it compulsory, but it never was
pressed, because the disease was soon
stamped out. Now that the Isolation
Hospital has reopened the board have
taken these steps as a safeguard.

J. B. Moissenach of Buffalo has taken
a gang of men to Kaslo, B.C., on
the line of the C.N.R., 82 miles west of
Port Arthur, to work on his iron road.
(Labor) 100.