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ay, Sept. 18.

day's price

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IALISTS OWING DISEASES Constipation gia Epilepsy—Fits Rheumatism
Skin Diseases
Chronic Ulcer
Nervous Debility
Bright's Disease

Lost Manhood Diseases of Men.

aide and ToronteSts olp. m. 2 p.m. to 6 p.m. R and WHITE eet, Toronto, Ontario

NOTICES.

OF THE ESTATE a Clark, late of the nto, married woman,

given, pursuant to R. 129, that all creditors claims against the claims against the Anna Maria Clark, bout the first day of Toronto-street, or William Clark, the estate of the sald listlan and surnames, iptions, full particula statement of their re of the security,

distribute the asto distribute the as-l, among the parties ving regard only to he shall then have will not be liable for any part thereof to

GARDNER, ers. 2 Toponto-street, f for William Clark, 333

atisfactory decision. sion is sustained in it wilt, of course, itch must necessaried condition for the

rs to Confer. 17.-F. L. Wankand general-manawith reference to dge Longley ipany with the Dogarding an appeal

H. H. WILLIAMS & CO.

ge Victoria st.

27TH YEAR

SENATE PO

Toronto World.

F. J. SMITH & CO.

Established 1885. ESTATE AND I NANCIAL AGENTS.

61 Viotoria Street.

ONE CENT.

Clause Dealing With

Quantity is Read to

Fresh east to south winds; some local showers; a little higher temperature.

TWELVE PAGES\_THURSDAY MORNING SEPTEMBER 19 1907\_TWELVE PAGES

Federal Legislation will be Necessary to Compel the Elevation of Tracks on Esplanade.

Should the city and the railways fail eral legislation, the railway commission lacking the power to enforce any

decision in the matter. This, it is stated, is the manner in which the city's legal department will report on the question. While the wilway commissioners are invested with the power to bring the parties at issue together, they can do no mare, and, in the final analysis, it must rest with the government to determine whether or not the tracks are to be elevated, provided the city council pledges its support to the viaduct. The

tion to the legal aspect of the case "profession" in this city? The police from the viewpoint of one who is a department would like an answer. strong advocatef or the viaduct, but he feels certain that special federal ets before Col. Denison and sentenced he feels certain that special He can legislation will be necessary. He can to 23 months in the Central Prison see little probability of the city and Sept. 19, 1905. He was paroled and re-

the railways agreeing.

"And I do not think the legislation could be obtained by the city, as the railway lobby is all-powerful in Ottaway," he said last night. "The railway commission has no power to compete levation of the tracks. Level crosselevation of the tracks are tracked to the track are tracked to

Ings are allowed by the law of the land, and the commission has to enforce the law as it finds it."

Premier Whitney states that while in England he only saw one level crossing. This was in the country; and so careful are they in regard to such crossings that wayfarers were kept waiting for three or four minutes, the notrain was in sight, but, as the crossing was closed, and when the train did approach it consisted merely of an engine and two or three cars, being evidently an unimportant local.

"Scores of millions of pounds," added the premier, "have been spent in England on viaducts of the most substantial character, and these will undoubtedly be found to be in excellent condition two hundred years from now."

TABLETTICALLET CLOSE TO ALTIE

Membaps of Board of Health Threaten to Resign in a Body in Protest.

PETERBORO, Sept. 28 .- (Special.)threaten to resign in a body over the isolation of ascarlet fever case.

Peterboro has no isolation hospital, liberty. and when it was required to isolate a secures the release of such men I can-who was hunting with his cousin, Fred young girl suffering from scarlet fever, not say, but it has an evil appearance. Tardis. The parties met in the woods she was taken to a vacant room on The English system of reference to the Tardis. The parties met in the woods the third floor of the city hall instead convicting magistrate and to the poof being placed in a tent outside, the city limits under the care of a nurse, as ordered by several members of the

vain. The board claim that as the medical health officer is appointed by the city council he will not carry out instructions from them, and they intend to resign as a protest.

### STANDARD OIL CAN PAY. Marvelous Earning Power of Indiana

Subsidiary, NEW YORK, Sept. 18 .- More light pany to-day when Frank B. Kellogg, who is conducting the federal suit, succeeded in placing upon the record the profits of 17 of the principal subsidiary companies in the years 1903 and 1906. The statement of earnings of the Standard Oil Company of In-diana, which was recently fined \$29,-204,000 by Judge Landis of Chicago, for rebating, disclosed that in 1906 the company earned no less than \$10.516 .-082, on a capitalization of \$1,000,000, or over 1000 per cent. a year. The In-diana Company in 1906 earned more than any subsidiary company of the

# FLAX MILL DESTROYED.

BRUSSELS, Sept. 18.—The Livingpearance as Willam Danto, in Marking pearance as Willam Danto, in Marking 1898. He was charged with picking pockets and jumped ball bond. As pockets and jumped ball bond. As George W. Fields, with a multitude of aliases, Niagara Falls, N. Y., gave him aliases, Niagara Falls, N. Y., gave him stroyed by fire last night. The Methodist Church was several times in great danger. It is generally supposed to of an incendiary.

Oscar Hudson & Co., Chartered Accountants, 5 King W. M. 4786 135 Ala.

# **Pugsley Grows Aggressive** He Hurls Defi at Borden

ST. JOHN, N. B., Sept. 18. (Special.) - Hon. William Pugsley was to-day elected to the house of commons by acclamation.

In his speech, the minister of public works said, in reference to the charges he recently made against R. L. Borden and his party, that half a million dollars had been raised for election use in 1904; that he wished to reiterate those charges and give every opportunity to Mr. Borden to force him to prove all he had said.

In order, said Mr. Pugsley, to facilitate such a course for Mr. Borden, he had got assurance of The St. John Sun that the journal which published the report of his remarks would allow an action to be brought against it without pleading privilege.

"And I will personally protect The Sun from any damages which, if the statements are untrue, may be adjudged against it.

# to come to an agreement on the question of the viaduct, the city will have no other course open than to seek fedno other c

And Nobody Seems to Know Just Why Harry Tracey, Pickpocket, Had His Sentence Cut Short-Chief Grasett's Opinion.

Why and upon whose recommendahostility of the railways to the plans tion was Harry Tracey, pickpocket, paroled from the Central Prison, where he was serving 23 months for plying his

The police were not consulted as to the advisability of paroling a prisoner, nor the magistrate who had committed him, as is usually the case when prisoners are pardoned.

The man was committed before In

spector Duncan's regime in the detec-tive department, and the inspector was not aware that the man was wanted in New York when he reported to him on the day of his release. He had warned Tracey that he must not leave the country but must report once a month. The warning was disregarded. "The police know no politics," said Chief Grasett in the course of his conversation. "I believe that justice is thwarted by the release of such men. The members of the board of health There can be no hope of reformation with a man with a record such as Tracey's, and I cannot see why forced

the matter might have gone thru his office. Such matters were usually accomplished by the recommendation of the warden of the prison where the conpercing Downing's lung and coming to do with his parties. Out the matter might have gone thru his office. Such matters were usually accomplished by the recommendation of the warden of the prison where the conpercing Downing's lung and coming the warden of the prison where the conpercing Downing's lung and coming the warden of the prison where the conpercing Downing's lung and coming the warden of the prison where the conpercing Downing's lung and coming the warden of the prison where the conpercing Downing's lung and coming the warden of the prison where the conpercing Downing's lung and coming the warden of the prison where the conpercing Downing's lung and coming the warden of the prison where the conpercing Downing's lung and coming the warden of the prison where the conpercing Downing's lung and coming the warden of the prison where the conpercing Downing's lung and coming the warden of the prison where the conpercing Downing's lung and coming the warden of the prison where the conpercing Downing's lung and coming the warden of the prison where the conpercing Downing's lung and coming Downing's lung and coming Downing Started toward Guy

vict is held. Warden Didn't Know. Warden Gilmour of the Central Prison is out of the city, but his secretary remembers Tracey's release, which he says was regular. He would not say way thru the brain and killing him inupon whose recommendation the pa-role was granted, but declared that Dr. The Tardis boys were arrested. The

he was familiar with his record.

Chief Grasett told The World that was shed on the remarkable earning capacity of the various subsidiary companies of the Standard Oil Comabout Traceys' release. The offer had been promptly turned down.

It is also understood that the Do-

minion parole officer denies having been consulted in the matter.

Three officers came to the city from New York to get Tracey yesterday. but the bird had flown. Tracey should have been released yesterday.

Traceys' record, which is easily ac

cessible to the authorities, follows: He became known to the police of Chicago as his first public when he was convicted in July of 1893, when he was convicted in July of 1855, for picking pockets, and sent to the reform school under the name of William Kingsley.? As Harry Morrell he was committed to Waupun for one year in September of 1896, for assault with intent to rob. As John W. King, Canal Pockets. Fire at Brussels Consumes Old Landmark.

With Intent to Foo. As gave him hours
Grand Rapids, Mich., gave him hours
to quit her prescincts in October of 1897. A month later, in Cincinnati, was given the same order to move on stone flax mill, one of the oldest land-marks in the town, was completely de-stroyed by fire last night

was given the same of the to make and while using the name John McLane.

Baltimore staged his next public appearance as Willam Danto, in March.



HARRY TRACEY. He's "Wanted."

ing pockets, and his sentence was to over 2 1-2 and under 3 years. Toronto was his next appearance on the surface. He was taken in in Sep-

Guy and Oscar Downing Were Victims of Young Tardis' Deadly Aim.

WOODSTOCK, N.B., Sept. 18 .- (Spe good conduct should entitle him to his cial).—Two boys, Guy and Oscar Downing, brothers, were shot in the woods "Whether it is money or politics that near here yesterday by Guy Tardis,

lice would do away with this evil."

T. C. Robinette, K.C., said that he could not remember defending Tracey nor having to do with his parole, but the matter might have gone thru his

out at the shoulder blade. He dropped

Gilmour knew nothing of the fact that boys were all about 17 and sons of re-Tracey was wanted in New York, the spectable and prosperous farmers.

### NOW IT'S BISHOP BERRY. His Statement That Teddy Ordered Cocktails is Denied.

NEW YORK, Sept. 18.-The latest prominent citizen of the United States to be enrolled in President Roosevelt's 'Ananias Club" is Bishop Berry of Detroit, a native of Aylmer, Ont Recently the bishop stated that cer-tain cocktails had been ordered for a banquet given by Vice-President Fairbanks for the personal use of President Roosevelt, under instructions from Secretary Loeb. Secretary Loeb has now issued this informal state-

ment on the subject: given credence. Neither the president into it. At present passengers north nor his secretary, either directly or indirectly, ever ordered anything of any kind at the luncheon in question or at any other luncheon that they attend-

### CHARGE OF CATTLE STEALING.

INGERSOLL. Sept. 18 .- (Special.)the Brampton authorities, was taken to that town this afternoon by High Constable Broddy. Hopkins is charged with the theft of two cattle belonging to John Wilson, a Dereham farmer.

allases, Niagara Falls, N. I., gave him 60 days for attempting to pick pockets, in July of that year. December of the same year found him at Montgomery, Ala. He was fined \$100 for largeny. March, 1899, found him at Washing-ton D. C. where he was considered a Jab for Brantford. PRANTFORD, Sept. 18-At Colbornestreet Methodist Church Rev. W. B. Caswell declared Brantford was the Picture framing, Geddes, 431 Spadina. March. 1899. found him at Washing-most profane city he had ever met in ton, D. C., where he was considered a his of perience.

Warrants Issued For the Arrest of Fourteen Men For Defrauding the State of Pennsylvania.

HARRISRURG Pa. Sept. 18. - Warants for the arrest of 14 persons involved in the state capitol scandal were dermen on information furnished by Attorney-General Todd. Each of the defendants is charged on several counts with conspiracy to cheat and defraud the state by making false invoices, and four of them are also charged with obtaining money under false pretences. Following is a list of the men for

whom the warrants were issued: Joseph M. Huston, architect, and his active assistant. Stanford B. Lewis. both of Philadelphia. John H. Sanderson, Philadelphia

chief contractor for furnishings. Congressman H. Burd Cassel, Mar.on, Pa. treasurer and executive officer of the Pennsylvania Construction Company, contractors for steel filing cases.

James H. Humaker, Johnstown, Pa., fermer superintendent of public grounds and buildings, who receipted for the furnishings.

George F. Payne and his partner, Charles G. Wetter, both of Philadelphia, builders of the capitol and contractors for the \$303,000 attic.

William P. Snyder, Spring City, Pa.

William P. Snyder, Spring City, Pa., former auditor-general, who approved the warrants of the contractors.
Charles F. Kinsman, Wallis Boileau Charles F. Kinsman, Walls Bolleau,
John G. Neiderer and George K. Storm,
all of Philadelphia, stockholders in the
Pennsylvania Bronze Company, organized by Sanderson for the manufacture of the \$2,000,000 lighting fixtures.
Frank Irvine, auditor in the auditor-

general's office, who audited the ac counts of the contractors. ings that awarded the Cassel contract. George C: Keim, bookkeeper in Shumaker's office, and the present deputy casional visitor.

superintendent of grounds and buildings, and the International Manufacture.

The Wagners are devout Catholics uring & Supply Company, an alleged dummy" bidder against Sanderson.
Charges of obtaining money by false

pretence were also entered against Sanderson, Cassel, Payne and Wetter. The informations allege that these four men furnished fictitious bills for a greater amount than they were entitled to receive under their contracts.

Attorney-General Todd said he would require the defendants to furnish a bond of \$2000 on each information, and Attorney-General Todd said he would require the defendants to furnish a bond of \$2000 on each information, and that the minimum bail bond of each of that the minimum bail bond of each of the minimum bail bond of each of the real cost, however, is \$4500, and the bill is still unpaid."

Freight Traffic Suspended on Kingston and Pembroke Railway---Break in Track.

RENFREW, Sept. 18 .- (Special.)-Traffic on the Kingston and Pembroke Railway, so far as freight is concerned, is suspended on account of a break in the track near Wilbur Station, about 30 miles south of Renfrew, the trouble being caused by some 125 feet of track sinking into four feet of bog.

The northbound express passed over the spot in safety, as well as a ballast train following the express, and immediately after the second train passed the rails disappeared.

The trouble happened on Saturday evening, and it was expected that by as now issued this informal stateent on the subject:

"The statement is too absurd to be all the filling that is being dumped

"The statement is too absurd to be all the filling that is being dumped

NO CHARTER FOR CHICAGO.

cial election by a majority of over 62,-



The unexpected visit of a few days of summer weather gave the straw hats a renewal of life this week, but yesterday's dip in the temperature will probably have had a fatal effect.

There's nothing to it. Since the fifteenth it has been open season on straw lids, and anybody can hunt them without a special license. So wear it now at your peril.

### CHARGE AGAINST PRIEST STIRS CATHOLIC PARISH

Rev. Father Grunenwald Alleged to Have Collected Money for Church Purposes - Members of Congregation Place Estimate at Fifty Thousand Dollars.

DETROIT, Sept. 18.—(Special.)— in a turmoil. The kindly feeling that was general at one time and manifested itself so eloquently when the pastor was called away has been

ct as being involved in the capitol characts with the exception of Frank.

Harris, formef state the surer, and dward B. Hardenbergh, former audior-general, both of whom were memors of the board of grounds and buildings that awarded the Cassel contract.

Church of this city.

The facts came out to-day when a suit was entered to have a guardian appointed for Mrs. Wagner, who is a widow. Father Grunenwald is known in some of the German Catholic churches of Western Ontario, where he is said to have been a popular oc-

The Wagners are devout Catholics and among the oldest members of St. Mary's congregation. It is alleged that the money given to the Rev. Father Grunenwald was for the purchase of a set of new stations for

"For the interest. It was all I had to live on. Father Grunenwald said he'd give me 5 per cent., and gave me a note for the money. He always paid the interest. But now, as it has come to this, I want to say that I will not join in any protests. I'll never stand up against a priest. If it's gone it's gone; but the father is a priest."

Mrs. Schulte is 70. 'I gave Father Grunenwald \$7000."

Bylaw to Make Fee \$2500

Hotelmen the province over will be

interested in the proposal of the Col-

lingwood Town Council to make the an-

nual fee for liquor licenses in that place

Collingwood, and if the fee is raised to \$2500 it will result in nearly all of

JAIL 'EM. SAYS CLEWES.

priest has brought to light several similar transactions, and the congre-gation of St. Mary's Church is now Continued on Page 7.

\$2500.

## CRACKED PLATE WASN'T, DRIVE OUT HOTELMEN RADUL, HE WAS WRONG

Fact Will Add to Difficulty in Clear- Collingwood Electors to Vote on a ing Up the Cause of Quebec Disaster.

QUEBEC, Sept. 18 .- (Special.)-Today Raoul Lafrance, one of the witnesses heard by the commission on the collapse of the Quebec bridge, located pursuant to instructions at the scene of the wreck the steel plate, The council the other night decided which he declared was cracked before the disaster. Upon examination it was found that the plate contained no crack at all. Nor was any to be found upon the shoe plate, which had been described by some witnesses as crackcrack at all. Nor was any to be found ed prior to the disaster and by others ing clause for the hotelmen.

There are eight or nine licenses in

as having been crimped. While these facts assist the commissioners to clear up a good deal of the contradictory evidence, they apparently add very much to the difficulty of the task before the commisciplity.

The hotelmen's association of the

siners of ascertaining the actual cause of the disaster.

To-day the commissioners visited the storage yard for the bridge steel at Belair on the tine of the Canadian Pacific Railway some nine miles from the result is unfavorable, a stiff fight will be made in the courts, for the result of the courts, for the result of the result of the courts, for the result of t Cape Rouge. Here they found nine it is realized that other municipalities thousand tons of steel from the works may adopt the same methods of substiat Phoenixville intended for the north turing such a by-law for the ordinary processes of local option.

That portion of it known as the anchor arm. The material for the cantinicipalities will vote on local option lever arm of that side has not yet next January. A determined attempt been delivered. is to be made to put a "dry belt"

The commissioners also visited and around the city, and determined cam-CHICAGO, Sept. 18.—The new charter inspected the portion of the structure paigns in Toronto Township, East Toroiced by the state legislature was rejected by th votrs at Tuesday's speriorth side, where the disaster octor Town and Scarboro Township curred, and as the material at Belair will be waged. INGERSOLL. Sept. 18.—(Special.)— clai election by a majority out of a is also identical with that in the Frederick Hopkins, arrested here for 60°. The total vote was 181,500 out of a is also identical with that in the Frederick Hopkins, arrested here for 60°. The total vote was 181,500 out of a wrecked anchor arm the commission-

### Deal With Quality-Words Omitted by Judge. SYDNEY, N. S., Sept. 18 .- (Special.) -The following statement was made this morning by President James Ross to the decision of Judge Longley: "Mr. Lovett said, truly the Coal Co.

will appeal from Judge Longley's decision. While it is against the Coal Co. in the main issue, viz., the interpretation of the contract on every question of fact the judge found for the Coal Co. Of course, he could not have done otherwise, as the evidence in our favor was so overwhelming.
"It may not be proper to criticize a judge's decision, but we represent a large number of anxious shareholders, and I think it is our duty to state that we have the opinion of the most emi-nent counsel in Canada on the inter-pretation of the contract, and we are absolutely confident that Judge Long-ley's decision will be reversed in the higher courts, and we are fortified in this belief by the following facts in

this belief by the following facts in the judge's ruling:

"First—The judge first refers to clause 1, a clause dealing with quantity, and endeavors to make that clause deal with quality, omitting the words "upon the terms and conditions hereinafter mentioned," which terms and conditions are all the services and conditions with the clause 3. after mentioned., which terms and conditions are specified in clause 3. And he then attempts to get rid of clause 3 by saying that that clause does not specify the terms and conditions as to quality by which the Coal Co. is bound. The clause says on its face it is a specification as to quality. "He then adds to that specification a term as to suitability, which would make any specification unnecessary, and a term which the Coal Co. expressly rejected. In other words, the pressly rejected. In other words, the judge makes a contract for the Coal Co. which it refused to make, and he declined to accept proof on such re-

The men for whom warrants were issued include all of the persons and firms mentioned by the investigation commission in its report to Gov. Student as being involved in the capital at as being involved in the capital at as being involved in the capital at the pastor of St. Mary's changed decidedly.

Changed decidedly.

The Widow's Mite

Among those who have loaned the priest money is Mrs. Adam Schulte, but he ignores as widow, who lives upstairs in a frame of the capital at the pastor of St. Mary's changed decidedly.

Church of this city. a widow, who lives upstairs in a frame house at 174 Champlain-street. The cid lady was ironing when reporter called on her Wednesday.

"Did you loan Father Grunenwald any money?" she was asked.

"Yes."

"How much?"

"I gave Father Grunenwald \$7000."

Mrs. Schulte is 70 years old and has been a member of St. Mary's Church since 1867.

Mrs. Schulte is 70 years old and has been a member of St. Mary's Church since 1867.

May Reach \$50,000.

Other claims against the priest are the estate of John Brodel, \$5000; Felix

Continued on Page 7.

Mrs. Minnie Turner will appear before Magistrate Denison in police court this morning. It is said that the appearance will be marked by a considerable array of legal talent from this and other cities. It is unlikely that these gentlemen will figure as anything more than spectators, but that they will be interested spectators is they will be interested spectators is vouched for by the rumor which says that they are employed by influential clients who fear that their names may Inspector of Detectives Duncan se last night that it was unlikely that any new evidence will be put in. The hear-ing may not be completed at to-day's

### YIELD OF \$60 AN ACRE. York County Farmer Makes Money In Alsike Crop.

In this season of sparse crops it is refreshing to get news of a yield per ricre of \$60.

This was accomplished by Rober:

Agar of Victoria Square, who took over \$1000 from less than 20 acres of ais ke.

Mr. Agar has just threshed 131 bushels, and 35 lbs. of alsike clover, being a yield of 7 1-2 bushels per

to place the bylaw before the ratepayers in January. They count on the ratepayers endorsing it, which is not unlikely in view of the fact that last Mr. Agar \$1034.79, or about \$60 to tha

> IMPROVEMENTS AT FALLS. Deputation Asks Government to Beautify Queen Victoria Park.

Evan Fraser, M.L.A., for Welland, introduced quite a large deputation of residents of Niagara Falls to the pre-mier at the parliament buildings yesterday afternoon, and the interview they refused to state the business upon which they had come other than its character was strictly private. But Hon. Mr. Whitney subsequently stated that their visit related to the Queen Victoria Niagara Falls Park, and certain improvements, which they would like to see made.

They set forth their plans in con-

siderable detail. Real Racing Weather. Real racing weather has so far fav-ored the autumn meeting of the O. J. C., and the crowds, are looking very LOUISVILLE, Ky., Sept. 18.—A plea do. Dineen's hats are worn by the peak czolgoszes seek charity.

Czolgoszes seek charity.

Cleveland, Sept. 18.—The parents in the stock market to President Roosein putting in a very useful day's work for the punishment by imprisonment of dishonest corporation officials and a sold at \$5, and the Stetson soft felta protest against the tendency in certain quarters to attribute the recent decline ed in the United States, notwithstands in the stock market to President Rooseing the fact that there is a 35 per line of the control of the punishment of dishonest corporation officials and a sold at \$5. This is the same as charged in the United States, notwithstands are work for the punishment of dishonest corporation officials and a sold at \$5. This is the same as charged in the United States, notwithstands are worked to be a sold at \$5. This is the same as charged in the United States, notwithstands are worked to be a sold at \$5. This is the same as charged in the United States, notwithstands are worked to be a sold at \$5. This is the same as charged in the United States, notwithstands are worked to be a sold at \$5. This is the same as charged in the United States, notwithstands are worked to be a sold at \$5. This is the same as charged in the United States, notwithstands are worked to be a sold at \$5. This is the same as charged in the United States, notwithstands are worked to be a sold at \$5. This is the same as charged in the United States, notwithstands are worked to be a sold at \$5. This is the same as charged in the United States, notwithstands are worked to be a sold at \$5. This is the same as charged in the United States, notwithstands are worked to be a sold at \$5. This is the same as charged in the United States are worked to be a sold at \$5. This is the same as charged in the same are worked to be a sold at \$5. This is the same are worked to be a sold at \$5. This is the same are worked to be a sold at \$5. This is the same are worked to be a sold at \$5. This is the same are worked to be a sold at \$5. This is the same are worked to be a sold a people. The genuine Dunlap felts are sold at \$5, and the Stetson soft felts PARIS, Sept. 18.—It is expected that the Franco-Canadian treaty will be signed on Friday or Saturday.

CLEVELAND, Sept. 18.—The parents in the stock market to President Roose-ing the fact that there is a 35 pet cent. duty to bring the hats into Canadian treaty will be applied to the city's charity departant an address before the Centucky Banknows in the Dominion; corner Yong and Temperance-streets.