The Toronto World

FOUNDED 1880.

A Morning Newspaper, Published Every Day in the Year by The World Newspaper Company of Toronto, Limited. H. J. Maclean, Managing Director.

WORLD BUILDING, TORONTO, NO. 40 WEST RICHMOND STREET.

Telephone Calls:

MAIN 5308—Private Exchange connecting all departments.

$3.00

will pay for The Daily World for one year, delivered in the City of Toronto, or by mail to any address in Canada, Great Britain or the United States.

$2.00

will pay for The Sunday World for one year, by mail to any address in Canada or Great Britain. Delivered in Toronto or for sale by all newsdealers and newsboys at five cents per copy.

Postage extra to United States and all other foreign countries.

Subscribers are requested to advise us promptly of any irregularity or delay in delivery of The World.

SATURDAY MORNING, JUNE 28

THE TROUBLESOME MULE

Toronto has a growing front (steadily advancing) with its convolutions of almost twenty miles. This strip is alive with building operations and development, and is in some places a mile wide. Part is in the city, part is in the Township of York. The part that is in the township, according to The Telegram, is no part of the municipal problem of Toronto. The World believes it is its most vital part, when public health, thorofares, drainage and fire protection are concerned.

The present congested condition of the problem of municipal government is largely due to the lack of recognition of this fact. **You cannot provide the necessary municipal improvements for such a territory by township government.** It requires the most up-to-date treatment, not the least possible.

The city council should have absolute control of its growing front; the territory within the present ring of development should all be under city control; and begin paying a reasonable share of city taxes at the earliest moment, not after the congestion and bad planning have arrived.

And the men and papers who know these things are the ones to give advice. **Toronto has been misled by papers and public men who were actually ignorant of the facts and have never been on the ground.** The World has known what it was talking about all the time: those who have been abusing its foresight and big-eyes have been doing so from the top flat of newspaper offices downtown, and by city officials (now getting rare) who were never on the ground. Wee York was the limit of their sight. Vision they never had.

Toronto has no other course open to her but to accept this situation and apply herself resolutely to the problem. There are scores of cities in North America that would give much to have the development that has come to Toronto. The Telegram regards it as a curse, and has only one suggestion, and that is to **build a wall of severance and to deny intercommunication, to deny a common future.** And associated with this ignorance and policy of exclusion, that paper has interjected a flood of malevolence toward papers and men who saw the real facts and suggested annexation at early stages, and quick inclusion of the suburban problems as part of a greater city plan.

One bad-tempered and kicking (vituperative) mule can often spoil a willing string of team horses by never trying to go any other way than the wrong way!

THE PEOPLE V. VOX POPULI.

Says The Telegram: "In re the Billies v. the Tommies—Vox Populi, C.J., reads the majority judgment in favor of the latter."

Vox Populi is the old guy that writes to The Telegram objecting to workmen sitting in street cars in their working clothes, and advising women to leave their children at home when they go to the play, and suggesting a new way to cook pate de fois gras. The Telegram always puts his letters in the waste basket, but now finds his legal opinion the only support it has against the universal consensus of opinion that the city should own its own franchises. An appeal to the supreme court of The People is now pending, and there is no doubt of the result.

WILL HAVE BAY VIEW.

Some misgivings have been felt about the appearance of the new viaduct on the waterfront, and complaints are still heard about the possible obstruction to the view of the bay which is such an attraction or should be such an attraction at the front door of the city.

The plans of the waterfront development as issued by the harbor commission should allay any misgivings. It is quite true that the original plans would have meant a serious blockade on the city front. But when it is realized that a new territory south of the viaduct is to be opened up equal in extent to the territory north of it as far as Queen street, it will be clear that the new Lake street, and the new docks will afford ample perspective to diminish the apparent height of the viaduct, and to set off the bay view and the city rising on the slope northwards.

SIDE SADDLES AND VOTES.

The order prohibiting women riding astride in the grand parade at the Olympia Horse Show is said to have come from King George; another account says from Queen Mary. More likely, perhaps, the suffragette movement has been a contributing cause: not only do women want votes that men have, but many wish to ride horses as men ride them. His majesty will doubtless be glad to hear that an official of the Toronto Horse Show has expressed himself against women riding astride!

The only fair view is that this question must be settled by the women who ride; and we have noticed a distinct movement, not only in the United States and Canada, but in Great Britain also, toward women riding as men ride for reasons of convenience, of comfort, of safety. If this be so, no decree, royal or otherwise, can check the movement. It is the best way for young girls to learn to ride and it certainly is a convenient way for many grown-up women to ride, altho there are individual cases where the side saddle would be the proper thing! But, as we said, it is altogether a matter of taste, and, more than that, of safety.

As far as America is concerned, riding astride is becoming the natural and popular way, and especially for western women, who have a lot of horseback traveling to do.

Women who have tried both methods are nearly all in favor of a man's saddle, and the testimony of the horse would be in favor of the change.

When women get votes in England, there will be no prohibition of the side saddle even by royal decree.

MORE BANKING CAPITAL NEEDED

The announcement that two big English banks are to help finance the Canadian banks in moving the crops is gratifying. Help is needed, and we are to receive some help. Our own banks have not capital enough to handle the business of the country, and no steps were taken by parliament in revising the Bank Act to attract outside capital to our shores.

It was suggested by Mr. W. F. Maclean, M.P. for South York, that the big British banks should be encouraged by law or otherwise to open branches and do business in Canada. To bring this about, however, Finance Minister White was willing to adopt the plan of a national currency, advocated by Mr. Maclean. Nothing was done to increase our supply of currency, or to provide any currency whatever for outside banks which might desire to do business in Canada. We are now confronted with the situation that the Canadian banking system, under the present Bank Act as recently amended, lacks capital to finance the business of the country. It may be a good thing to have the English banks help us over the crop moving period, but it would be a better thing if English banks were here investing their capital in Canada all the year round.

ON YOUR HOLIDAYS.

The joys of a holiday will be marred unless you have Toronto's favorite morning paper. Be sure and have your copy transferred to your holiday address, so that you can keep in touch with affairs at home.

Those who summer in the Northern Highlands an early train service will deliver you the Morning World to almost any address between Toronto and Cochrane on the day of publication.

Fill out the attached coupon and forward, together with 20 cents, to The World Office, Toronto, and we will send you The Daily and Sunday World for two weeks and will change your address as often as you desire.

Name.. .....

Address .. ..

Daily and Sunday World from.....

To .....

That Muskoka as a Summer Resort is gaining in popular favor year by year, was well evidenced at its formal opening last Saturday, when three railways going into Muskoka carried more than eight hundred people, holiday bent.

The reported demand for cottages has already far exceeded that of the past few years and hotel reservations are also well advanced. That a good many more than visited Muskoka last week will avail themselves of the holiday opportunity for a cool, pleasant sojourn there today is quite certain; more especially as today marks the opening of the Royal Muskoka Hotel, probably one of the most favorite summer hotels on this continent.

A great number of Torontonians have engaged accommodations at the Royal Muskoka Hotel and others at the Muskoka Lakes over the Dominion Day holiday.

UNABLE TO LOCATE LINEMAN'S RELATIVES

Inquest on Frank Smith Adjourned For a Week.

Frank Smith, the Toronto Power Company lineman, who was electrocuted Thursday evening on Poplar Plains road, left little trace of his family conections. An inquest was opened yesterday afternoon, and it was announced that a telegram had been sent to 114 Christina street, Cleveland, where the relatives of the dead man are supposed to live. No answer has as yet been received.

Upon examination of the suit case which contained Smith's clothes, an Oddfellows' button was found attached to one of the garments.

The inquest was adjourned and will be reopened next Friday, July 4, at 8.30 in the evening.

The Philosopher of Folly

By Sherwood Hart

KEEP SMILING

We may be as poor as a bakery pie, and robe us in secondhand raiment; the odd lots of scrapple and taters we buy may take all our pennies in payment; and yet we may fix up our poor little feast, and put on some water a-boiling with hearts which keep rising like panfuls of yeast if we have the habit of smiling. The man or the woman who knows how to smile when trouble looms on the horizon, and puts on a grin that is something worth while, is mostly a plucky and wise 'un, for Trouble's a bully who makes us his sport, and often he ceases in wonder, he cuts the whole program of worriment short on those who will not knuckle under. The people who wake us when we are asleep to tell us some dismal foreboding, who forty-odd hours in each twenty-four weep, and who all the time keep unloading their bosoms of fanciful troubles and woes, our tempers are constantly riling; but we will go many a league to help those who when they are pummeled keep smiling. For smiles are the things which keep Trouble afar; when up from brave hearts they are welling—they have a face value away above par, enriching each fortunate dwelling where'er they are found, tho it may be the mark of arrows of Fortune outrageous, but not long about it will Care stop to cark, for smiles are almighty contagious; so when the chill wind of adversity blows and brickbats about us keep piling, let's stretch out the orifice under our nose and lose half our troubles by smiling.

At Osgoode Hall

ANNOUNCEMENTS.

June 27, 1913.

The semi-annual edition of the Vest Pocket Circuit Guile by Clarence Bell, is again available by the profession. While it contains the usual helpful information, perhaps the analysis of the provisions of the new rules of practice to come into force on Sept. 1, will be of most interest to the profession.

Master's Chambers.

Before J. S. Cartwright, K.C., Master.

Reliance Loan and Savings Co. v Fryfogle—F. C. L. Jones, for plaintiff, obtained a final order of foreclosure.

Niebergall v. Blackwell—H. E. McKittrick, for plaintiffs, as judgment creditors, obtained attaching order. Returnable July 4.

Amskey v. Amskey—E. F. Singer, for plaintiff, moved for order for interim alimony and disbursements. J. H. Campbell, for defendant. Order made for $10 a week from June 1 for interim alimony, and $30 for interim disbursements. Costs in the cause.

Valmietes v Zarafonites—R. R. Waddell, for plaintiff, moved for judgment under C. R. 603. Black (W. M. Hall) for defendant. Motion enlarged by consent for a week.

Cook v. Cook—J. W. McCullough, for defendant, moved for order for security for costs. W. C. Davidson for plaintiff. At defendant's request motion enlarged until 18th inst.

Codville Co. v. Canadian Lake Transportation Co.—Bristol (Bicknell & Co.) for defendants, obtained order for issue of third party notice to Canadian Northern Railway Co.

Minchuke v Koresmikoff—M. Macdonald, for defendant, moved for order dismissing action for want of prosecution. C. M. Garvey for defendant. On plaintiff undertaking to set case down next week and proceed to trial in due course, motion dismissed. Costs to defendant in any event.

Re Klopfer and Commercial Travelers' M. B. Society—O. H. King, for the society, obtained order allowing society to pay $1000 into court.

Ruben v. Granatstein—Finberg (Heyd & Co.), for defendant, moved to dismiss for want of prosecution. F. McCarthy for plantiff. On plaintiff undertaking to set case down next week and proceed to trial in due course, motion dismissed. Costs to defendant in any event.

Canada Cement Co. v. Bishop Construction Co.—Moses (N. D. McLean), for defendants, obtained order consolidating nine actions and vacating liens and lis pendens registered therein.

Judges' Chambers.

Before Falconbridge, C.J.

Re Ganeu—E. N. Armour, for applicant, moved for order appointing Jos. Bateman, Belleville, as committee of person and estate of Elizabeth Ganeu. G. W. Willoughby, for Inspector of P. and P. C. Order made. Referred to local master at Belleville.

Re Alfred McDonald—A. D. Armour, for executors and trustees, moved for order allowing sale of lands in Peterboro free from dower and that one-third of purchase money be held on separate account or be paid into court until widow elects whether to take dower or benefit under the will. Bristol (Bicknell & Co.) asks enlargement. Enlarged until Thursday, July 3 inst.

Re Massey Infancy—J. J. Maclennan, for guardians of infant, moved for order sanctioning certain payments already made, and fixing sum for future maintenance. F. W. Harcourt, K.C., for infant. Order made.

Re Mary J. Gibb—F. McCarthy, for Honor Merrick, moved for order for payment out and distribution of moneys in court. F. W. Harcourt, K.C., for infants. Order made.

Re Callaghan and Campbellford, Lake Ontario and Western Ry. Co.—Livingstone (MacMurchy & S.), for railway company, moved for order allowing Thomas McGurn and James McGurn to convey to the railway company lands in question. F. W. Harcourt, K.C., for infant. Order made.

Hughes v. Hughes—J. M. Ferguson for plaintiff. E. G. Long for defendant. Appeal by plaintiff from judgment of local judge at Bracebridge. Appeal abandoned. Time for delivery of statement of claim extended. Costs of motion to defendant in any event.

Re Margaret Scott and Canadian Home Circles—R. R. Waddell, for defendants, asked further enlargement of motion for payment out of insurance moneys. Enlarged until July 3 next.

Re Mowat.—W. C. Hall, for applicants, moved for order for payment out of moneys claimed as commission on sale of property on Spadina road. A. E. Knox for claimant, Douglas Ponton. F. W. Harcourt, K.C., for infants. H. F. Parkinson for sheriff of Toronto. Issue directed. Walker Strange and Hall to be plaintiffs.

Re Cahill.—F. W. Harcourt, K.C., for infants, obtained order for payment out of court of moneys to Henry Cahill.

Re Dumbowle.—S. King, for applicant, obtained order for payment out of money in court for infant to Austrian consul. F. W. Harcourt, K.C., for infant. Order made.

Re McCormick.—F. W. Harcourt, K.C., for infants, obtained order for maintenance.

Dingman v. Dingman.—F. W. Harcourt, K.C., for infant, obtained order allowing payment into court of infant's moneys.

Re Donaldson—F. W. Harcourt, K.C., for infants, obtained order for payment of maintenance to mother.

Re Kelly.—F. W. Harcourt, K.C., for infants, obtained order allowing payment of $327 58 of infants' moneys into court.

Re Sloan.—F. W. Harcourt, K.C., for infants, obtained order allowing payment of infants' moneys into court.

Re Braithwaite Estate.—H. Howitt, for L. E. Braithwaite, moved for order for payment out of court of moneys for maintenance and educational purposes. F. W. Harcourt, K.C., for infant. Order made.

Sloan v. Imperial Trust Co.—F. McCarthy, for applicants, obtained a vesting order.

Re Bransley.—Collier (Ross & Holmested), for executors, moved for order allowing payment into court of $2208.29, being the share set aside for heirs of James Bransley. F. W. Harcourt, K.C., for infants. Order made.

Re G. W. Scott and Campbellford, Lake Ontario and Western Railway Co.; re Shuter and ditto; re Russell and ditto; re A. R. Jacques and ditto; re G. M. Jacques and ditto.—W. Proudfoot, K.C., for land owners, moved for order appointing arbitrators to fix compensation for land taken in each case. Livingston (MacMurchy & C.) for the railway company. Order made in each case confirming appointment of John P. Tisdale as arbitrator for landowners, appointing Judge Denton as third arbitrator and allowing railway company ten days to appoint their arbitrator, also changing name of arbitrator in Jacques case.

Re Hart.—F. Aylesworth, for administrator, obtained order confirming report of local master at Guelph.

Re Leys, lunacy.—H. Howitt, for committee, obtained order discharging committee and for delivery up of bond and for payment out of moneys in court. Order made. Costs of application fixed at $50.

Re Mulholland.—D. Urquhart, for applicant, moved for order allowing past and future maintenance. F. W. Harcourt, K.C., for infants. Order made.

Re Gillan.—C. W. Plaxton, for applicant, moved for order for payment out of court of moneys to pay debt. F. W. Harcourt, K.C., for infants. Order made.

Re Zimmerman.—F. W. Harcourt, K.C., for infant, obtained order allowing payment into court of infant's moneys.

Canada Carriage Co. v. Lee—F. Morison (Hamilton), for defendant, obtained on consent order for payment out of moneys in court.

Re Moyer.—F. W. Harcourt, K.C., for infant, obtained order for payment out of court of $15 for clothing for infant.

Single Court

Before Falconbridge, C.J.

Moore v. Moore—F. Aylesworth, for plaintiff, obtained order discharging land mentioned in the order of Mulock, C.J., of 22nd March and 13th May, 1912, from the charge created by said order, the money having been paid.

Young v. Fort William—H. W. Shapley for plaintiff. J. A. Worrell, K.C., for Bank of Montreal. C. J. Holman, K.C., for City of Fort William. W. N. Tilley for Canada Car and Foundry Co. Motion by Canada Car and Foundry Co. for order adding them as parties defendant and for leave to move to dissolve injunction. Order made, and directing that application to dissolve injunction may be made on Monday, 30th inst., without formal notice. The question of making plaintiff undertaking as to damage apply to the added defendant, to be considered at the same time.

Casey v. Kauas—E. E. Wallace, for plaintiff, obtained ex parte injunction restraining defendant from cutting down or altering the north wall and building erected on plaintiff's land, known as 30 Dalhousie street, Toronto, from building or erecting a brick wall on north five inches of plaintiff's land, or from interfering with or demolishing plaintiff's wall until 3rd July next.

Re Pigott and Kern—C. A. Moss, for vendor, moved under Vendors and Purchasers Act for order declaring that purchaser's objections to title are not valid, and have been satisfactorily answered. W. S. MacBrayne (Hamilton) for purchaser. Reserved.

Trial

Before Middleton, J.

McPherson v. Ferguson — M. J. O'Reilly, K.C., for plaintiff. Defendant in person. Action to recover possession of lands.

Judgment: At my suggestion, the plaintiff in this action, a daughter of defendant, agreed to accept less than the amount due her upon the mortgages and in respect of the purchase money, and to allow the land to be redeemed. The plaintiff stated her readiness to accept $2000, altho the amount due is some $300 more than this. The land has so increased in value recently that it is now worth more than $5000. The defendant refused to listen to this suggestion, seeking to go back of the former judgment. From what took place at the trial, I am satisfied that defendant, by reason of brooding over her troubles and from other causes, is not in a position to properly protect her own interests, and I think that before judgment can be given in this action, she must be represented by a guardian or committee. I accordingly direct that the matter stand over until the necessary application is made. The case seems to be one in which the statute 1 George V., cap. 20, may well be resorted to.

If upon a guardian being appointed, he thinks that the plaintiff's offer should be accepted, then application may be made for judgment upon that basis, or he should have liberty to tender further evidence if he desires. I would suggest that a settlement might be worked out by which the defendant would be allowed to remain in possession of the land during her life, and upon her death some benefit might be secured to the younger daughter, who is now living with her mother.

Dick v. Standard Underground Co.—J. L. Counsell (Hamilton) for plaintiff. D. L. McCarthy, K.C., and G. H. Levy (Hamilton), for Standard Underground Co. I. F. Hellmuth, K.C., for Steel Co., third parties. Action by contractor to recover sums alleged to be due under contract, and counter claim by defendants for amount paid in completing contract.

Judgment There will be judgment for defendants for $15,701.14, without prejudice to the defendants' right to recover any further sum for which liens may be established against the land in question.

I think plaintiff's contract precludes any recovery for damages for the delay. Such damages, if they can be recovered, I assess at $1000. Defendants are entitled to costs of claim and counter claim.

Low Rates Dominion Day.

The Richelieu and Ontario Navigation Co. will have in effect single fare for the round trip on account of Dominion Day, going June 30 and July 1, returning July 2; also rates of fare and a third, good going June 28, 30 and July 1, good to return July 3 to Charlotte, Thousand Islands, Montreal and points east. This is a splendid opportunity to make a delightful water trip at a minimum of expense. Ticket Office, 46 Yonge street, corner Wellington street. 67