Copies-

# THE TORONTO WORLD EATON'S DAILY STORE NEWS

at the opening of Sandwich assizes or the 23rd inst.

MARCH 10 1909

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### WEDNESDAY MORNING of its correspondent may fall on re-The Toronto World IN THE LAW COURTS sponsive ears ... A Morning Newspaper Published Every Day in the Year. MAIN OFFICE, 58 YONGE STREET, TORONTO. WM. A. ROGERS, LIMITED. In another column of this issue will be found the annual report of Wm. A. Rogers, Limited. Commenting on it The Financial Post remarks: The annual report of Write TELEPHONE CALLS: 252-Private exchange, pon-A. Rogers, Limited. Commerks: it The Financial Post remarks: The annual report of William A. Rogers (Limited) casts an interesting sidelight on conditions in the silver-ware business during the year 1908. The profits were \$182,725 or only \$13,-000 less than in the best year the company had known, 1907, so that if an industrial business can come thrue a most difficult year with its net earn-ings unimpaired it must be concluded that its field of activity assisted great-iy by a clever administration is of a most constant character. We under-stand that these profits were secured not by the introduction of any new lines of the marketing of any unusus all departments. TERMS OF SUBSCRIPTION Wilson v. Wilson. Corby v. Bryan. McCausland v. Currie. One Cent. Five Cents Only .. Six Cents Per Week. and Sunday.. 10c. Per Week. tinued). 2. Martin v. Hopkins. 3. Morton v. Smith. 4. McKinnon v. Spence. 5. Alexander v. Scobell. 6. Affleck v. Lane. most constant character. We hnote secured stand that these profits were secured not by the introduction of any new not by the introduction of any new lines of the marketing of any unusual ally attractive product. Hence the example of a most exceptional character and well worthy of the introduction. In the annual report the president, Mr. S. J. Moore, has made a very interesting analysis of the earning powers of the company and its financial resources to which at its financial resources to which at there is little room for any addition. The profits for the year are equal to 20 per cent. on the preferred shares and 16 per cent. on the preferred shares and 16 per cent. on the preferred shares is sisting of stock in trade, accounts and bills receivable and cash are \$1,128,545. Master's Chambers. Master's Cha United States, Including Post-Only, One Month .... 45a, and Sunday, One Month 70c. Only, One Tear ..... 35.00 sy Only. One Year .... and Sunday, One Year. \$9.00 World, daily and Sunday, is now on at the following nears stands and in the United States: Tork City-Edward Doef. The d Building Afcade, Hotaling's News 1208 Broadway: Harry J. Schultz, our. 57th-street and Broadway: St. Botel News Stand: B. Toporoff. Stand, the Manhattan Hotel News the Victoria Hotel News Stand, Breelin Hotel News Stand. Breelin Stand. -The Union Hotel Stand. Ganapolis, Ind. -The Denison Hotel. Louis, Mo.-Planters' Hotel News.

treal, P. Q.-The Queen's Hotel Stand, The Windsor Hotel News Phelan's News Stand, St. Catherine-the St. Lawrence Hall News Stand; rphy's News Stand, the Postoffice.

securities to the regular list of the Toronto Stock Exchange is greatly to be welcomed. THAT HIDEOUS FENCE. Judges' Chambers.

. the Osgoode Hall fence? Fences are a relic of barbarism, anyway, and this particular one is not only obnoxious, but also suggestive of iron bars and prison cells. It is not only useless, but also ugly. Besides, we want a bit of

and materialistic" or "less

And scan His works in vain.

And He will make it plain.

CITY'S BILL IS BUMPED.

energy and forensic skill, a ma-

agreed to the clause. As the matter

Of the other clauses the annexation

the proposal to give \$10,000 a year to

the police benetfl fund received a set-

Several clauses were reserved for

furthe reonsideration at the suggestion

Mrs. Teal Loses Appeal.

fthe attorney-general.

God is His own interpreter

every wind of dectrine.

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Wilson v. Durham-T. L. Monaghan, for

ANNOUNCEMENTS. Osgoode Hall, March 3, 1806. Motions set down for single court for Vednesday, 10th inst., at II a.m.: Decouer v. Brunet. Re Taylor and Belle River. Peremptory list for divisional court Wednesday, 10th inst., at 11 a.m.: 1. McKenzie v. McKenzie (to be c

Peremptory list for non-jury assize ourt/ Wednesday, March 10, at city

at the opening of Sandwich assizes on the 23rd inst. Division Courte. Here Mulock, C.J.: Magee, J.: Clute, J. Small v. Clafilm—H. H. Bloknell, for the defendants, appealed from the judgment of Anglin, J. of Dec. 2, 1908; J. L. Coun-sell (Hamilton), for plaintiff, contra. Plain-tiff, a theatre owner, of Toronto, enter-ed into an agreement with defendant, thea-tire builders, for the reconstruction of the Grand Opera House. Hamilton, and alleged a breach of said agreement by defendants, whereby he was obliged to pay out \$10,000, or thereabouts, to com-plete the work undertaken by defendants, and he claimed \$15,000 damages. The de-sion of delay of one month in completion, and he claimed \$15,000 damages. The de-sion of delay of one month in completion, and he claimed \$15,000 damages. The de-sion of delay of one month in completion, and he claimed \$15,000 damages. The de-sion of delay of one month in completion, and he claimed \$15,000 damages. The de-sion of delay of one month in completion, and he claimed \$15,000 damages. The de-sion and counter claim. Defendants ap-plete the work undertaken by defendants ap-set of the plaintiff for \$3760, with coats of action and counset to obtain information for the plaintiff for \$3760, with coats of action and counset in obtain information as to whether or not the drawings cover-the buildings in queethon, and as to when the risking was adjourned whill Friday next to enable counsel to obtain information as to whether or not the drawings cover-the buildings in queethon, and as to when the son, to enforce an alleged versa where son, to enforce an alleged versa information of the care, support and information was by one son of Janet McKenzle against her executor, and as rement between plaintiff and his monsideration of the care, support and informate of the mother's farm, in onsideration of the care, support and informate of adid agreement, and the car-everside and hor bedy and mind, in and devised all her property to t

expense incurred by plaintiff in maintain-ing said Janet McKenzle. The trial judge dismissed the action with costs, and plain-tiff now appealed therefrom. Not con-

Court of Appeal. Before Moss, C.J.O. Fisher v. International Harvester Com-pany-J. W. Nesbitt, K.C., for defend-ants, moved on Feb. 23 last for leave to ants, moved on Feb. 23 last for leave to



## A Rubber-Heeled Boot for Women-

Have you ever worn rubber heels? Have you experienced the ease they provide your feet by breaking the constant jar of heels striking hard floors and pavements? And more-what a comfort to walk the icy pavements with the feeling of security "no-TON slip" rubber heels give and the rubber heels are but a small feature in the splendid value these boots offer: Made of genuine dongola kid, Blucher style, extension edge soles, round toes, with patent leather toe caps; each pair fitted with pure rubber heels, cemented and secure-

If you're looking for a comfortable handsome stylish boot for

Spring see the wonderful Goodyear welted tan boot selling for 3.00

ly attached, sizes 2 1-2 to 7; extra good 1.75

value, per pair .....

ner are not usually c? the type that is who rejects them. Is the distinction mer are not usually c, the type three suffers from the exceration of their fellows. Were they so the general feeling would quickly correct such a condition of things. There are cases to the older scholars of more mature the scholar scho on record where volunteers and militian to the older scholars of more matter tiff, appealed from order of local master thought and riper judgment? May I at Kingston: J. Hales, for defendant, commen have been caused to suffer on respectfully suggest, Mr. Editor, that tra. Appeal dismissed. Costs in the the phrase account of necessary absence from to the generally more youthful school of higher critics be changed to "more their ordinary avocations, but public opinion invariably condemns the atti- worldly spiritua!"? There are statements to be met with in the Bible which, judgtude of employers by such unpatriotic nusilianimity. Much self-denial was ed by the wisdom of mortal man, seem entailed on the members of the choir, inexplicable. Let us leave them alone, who bore the fame of Toronto's artistic remembering that, while no mere man can do anything else than theorize about them, one theorist's hobby is just attainments to New York and Chicago and it is to be hoped that on no future as good as another's so far as certainty concerned. Besides "here we se occasion will they be incommoded by thru a class darkly," and "the wis-dom of man is with God foolishness." "Frail unbelief is sure to err a lack of public spirit. Toronto gains

incalculably by the prominence she obtains as an art centre. Concerning the New York trip the

story is told that two Germans admired the chorus as they passed along. way. "Where do they come from." one asked the other. "Toronto," was the reply. "Where is that?" "It's where you change cars for Cobalt," he was informed. Toronto cannot afford to and The World. lose any chance of earning a more distinguished reputation and her citizens should do nothing to interfere

with its acquisition.

THAT HIDEOUS FENCE.

In a brief but vigorous letter to The World, appearing elsewhere, a correspondent asks: "Why not pull down the Osgoode Hall fence?" and pertinently adds that we want a bit of green in summer time down town. Fences of the formidable and repellent kind, illustrated by this particular example are relics of old world conditions far removed from the environment of a mod- that many of the country members, ern democracy. Even in Britain the tendency for many years has been to

he adopted in Canada, and Toronto, as its most progressive city, should lead tives had developed an equal amount the way in its application and en-

jority of the committee might forcement. The authorities of St. James did an stands the committee will visit the

excellent thing in opening the church locality and judge for themselves. grounds to the people, and their public of West Toronto with the city was spirit has been thoroly appreciated, as passed unanimously, altho some sub is shown summer by summer in the diary sections were held over, while number who take advantage of this oasis in the business district. Why not back. The people must first vote o carry that same spirit to Osgoode Hail it.

and make its grounds available both to sight and use? No one can say the judicial repose would be disturbed or

the dignity of the legal fraternity in-NEW YORK, March 9.-The application of Mrs. Ben Teal for a certificate jured by the presence of the citizens. Nor would the amenity of the hall be of reasonable doubt from her convicimpaired-rather would it be enhanced jury, was denied by Supreme Court were the present portentious railing Justice O'Gorman to-day,

removed. The English law courts abut New York Excursion. on the crowded Strand.and the grounds sia on round trip from Suspension and gardens of the Inns of Court are all Bridge via Lehigh Valley R. R. Thurspleasant resting places in the centre of Lendon. The World trusts the appeal ronto. London. The World trusts the appeal ronto.

HAT WAS OUT OF DATE And Purchaser Goes Back and Shoots Clerk and Self. NEW YORK, March 9 .- An unidenti-

"more learned" as applied cause, Single Court. Before Meredith, C.J. Laidlaw KC

Acton v. Connolly-W. Laidlaw. K.C., for plaintiff, moved for judgment pursu-ant to terms of settlement; F. W. Har-court, K.C., for infant. Judgment for court, K.C., for infant. Judgment plaintiff for \$500, of this \$300 is to paid to widow and \$200 to be paid in court to credit of infant. No costs.

Before Teetzel, J. Currah v. Ray-A. H. Clarke, K.C., fo plaintiff, on appeal from report of local master at Windsor; J. H. Rodd (Windmaster at Windsor: J. H. Hodd utgment sor), for defendant, contra. Judgment (G.). This was an action for specific per-formance, and a reference as to title. I am of the opinion that the evidence fails am of the opinion that the evidence fails sion\_Extracts From Report. any time by all the parties who had an easement over the strip in question to renounce their rights. In fact, the evi-dence does not seem to have been specially Circles, convened in Victoria Hall yes-But only in His own good time and way. Let us pessess our souls in pa-tience and not be carried away with, Sense. -I cannot close this letter without adding: All honor to Dr. Car-man, Hon. S. H. Blake, Mr. Jos: Tate Project for Eastern Entrance to Ex-hibition Receives Setback.

OLO GOLD



fied man entered the hat store of A. Wheeler in Brooklyn to-day and shot and badly wounded a clerk named Norman Bush, 23 years old, and then killed himself with the same weapon. Bush was taken to a hospital, where his injuries were said to be dangerous. To a note found in the dead man's

ANT. EATON COLIMITED pecket the name of Charles Leeffler, Newark, N.J., was signed. The note made the charge that the store had sold him a hat

of local in vogue 20 years ago.

Tribune dence does not seem to have teen specially directed to this question, but rather to the question of the acts and intentions of the defendant and his predecessors. I am, therefore, of the opinion that the vendor owners of the dominant tenements to the east and west of his property have been extinguished. I also think the master erred in the legal effect to be given to the evidence on the question of notice. The contract as signed would entitle the plaintiff to a good title to all the property described in it, and assuming he had ac-tual notice that there was some question terday afternoon, with nearly three hundred representatives from points

a bridge at the foot of Bathurst-street to provide for an eastern entrance to the exhibition grounds. From the outside it could be seen that many of the country members, who were not seized with the necessity for the bridge, were hostle to the pro-posal. The oppenents of this legisla-**Once More From** 

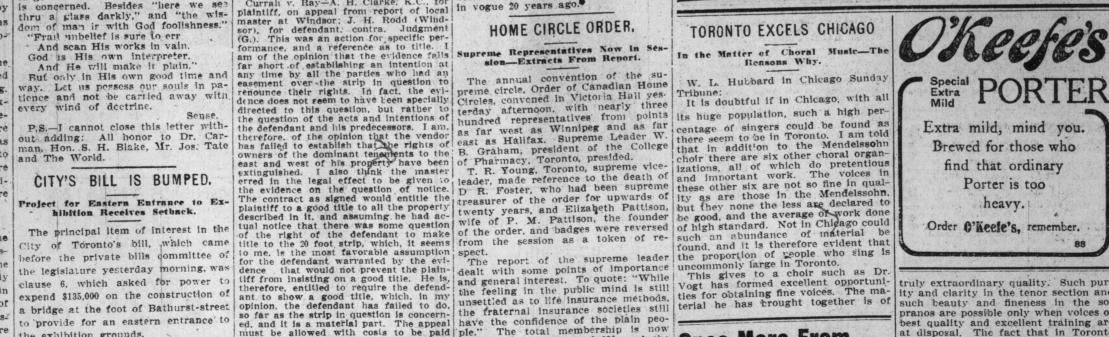
remove the barriers and restrictions that keep the common people out of public property and to allow as much freedom for its recreative use as is compatible with comfortable enjoy-ment. That is the policy which should be adonted in Canada and Toronto as The report referred to the legislation Comes Evidence of the Great Work Cyrille Maginel Cured of His Rheuma-tism and Diabetes by the Old Reliable Kidney Remedy. worship, and suggested the first Sun-

day in June. FINDLAY, Man., March 9 .- (Special.) The report of the investment com -Cyrille Maginel, a well-known farm-er living near here, furnishes further evidence of the great work Dodd's Kidmittee recommended that a further sum of \$20,000 of the life expectancy fund he withdrawn from the banks ney Pills are doing in the west. and invested thru some trust and loan association, to be selected by the management committee. The order now

agement committee. The order now Diabetes." Mr. Maginel says in terming parage his high achievements, the fact remains that a large part of his won-securities in all cases being made to and remaining the property of the trace and nervous all the time. I was treated by a doctor but he failed to gether. He has been able to gather to-gether. A special committee was appointed cure me. Reading that Dodd's Kidney is a dotted for brick sediment in case and that he has been we in Chi-A special committee was appointed to consider the form of beneficiary certificate used by the order, the ac-tion arising out of a lively discussion as to whether such an order can raise the rates on the earlier members and enforce the increase in court, whether a beneficiary certificate is a contrast the the transformation of the task of the transformation of the task of the enforce the increase in court, whether a beneficiary certificate is a contrast to day the transformation of the task of the transformation of the task of the enforce the increase in court, whether to the transformation of the task of the transformation of the task of the enforce the increase in court, whether the transformation of the task of the transformation of the task of the enforce the increase in court, whether the transformation of the task of the transformation of the task of the transformation of the task of the the transformation of the task of the task of the transformation of the task of Dodd's Kidney Pills are no cure-all.

a beneficiary certificate is a contract which may not be affected in value by future legislation in regard to rates.

Betrays Himself. On Sept. 11, Engineer Bythe of the Mimico Industrial School was held up by two men and robbed. Charles nobson was sent to the jail Friday as a vagrant, and a newspaper clipping of the robbery was found on him. Blythe the robbery was found on him. Blythe they cure Rheumatism because it is ization means the spreading of musical interest and culture, and of such visi.s strain the uric acid out of the blood.



**The Great West** 

**Dodd's Kidney Pills** 

Are Doing.

MEN

Porter is too heavy. Order O'Keele's, remember. truly extraordinary quality. Such put ity and clarity in the tenor section and such beauty and fineness in the so pranos are possible only when voices of

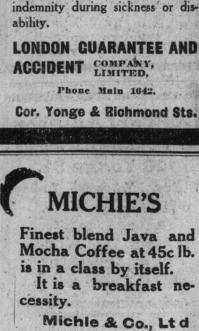
best quality and excellent training at at disposal. The fact that in Toront music is carefully taught in the public schools and that every child is made to read music at sight and to sing creates not only musical understanding and appreciation but actual technical churches and the devoting of much attention to choir music in these churches give continuance of musical employment to the young folk who have been educated in the art in the schools, and the choral conductor has a task com-

paratively easy when he decides to ed7 rganize a chorus. These are some of the conditions which make it possible for the Toronto

which make it possible for the foronto singers to do such exceptional work. Dr. Vogt must be an unusual disci-plinarian and a most capable musician, but, without wishing in anywise to beney Pills are doing in the west. "I suffered from Rheumatism and Diabetes." Mr. Maginel says in telling parage his high achievements, the fact

Dodd's Kidney Pills are no cure-all. They cure sick kidneys and that is all that is claimed for them. But sick kidneys are the root of numerous di-seases caused by impure blood. For you can't have pure blood with sick kidneys. It is the work of the kidneys to strain the impurities out of the blood. Dodd's Kidney Pills cure Dia-bete, because It is a kidney disease; bete: because it is a kidney disease; about the country of such an organ

and visitors we cannot have too many.



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likely illnesses and every possible

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**190 YONGE STREET** 

Rev. Dr. Schofield, Broad lew-avenue Congregational Church, and Rev. Dr. Menzles, returned missionary from Japan, addressed the General Ministerial Association Monday on Buddhism The association will discuss the police ensorship of the theatres at the next meeting.

7 King St. West.

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> them in the world. CASCARETS the biggest seller-why? Because it's the best medicine for the liver and bowels. It's what they will do for you-not what we say they will do-that makes CASCARETS famous. Millions use CASCARETS and it is all the medicine that they ever need to take. 904

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FIGARETTES

ants.