

pressed with the proposals, and the al- | with which the minister of justice skill ternative of building a city plant, fully decorated the commission.

which it is stated can be done in a way to outrival the company's plant for \$1,500,000, was clearly in the mind of the city's representatives a more favorable proposition than a compulsory arbitration, which may result in ceived \$30 a day and expenses and the unknown millions being awarded the unknown millions being awarded the penses Mr. Shepley was to receiv As for the legal excompany, and which the city, willy- \$100 per day and expenses, with such nilly, having agreed to arbitrate, must seen and expenses, with such general fee as might be commensurate. Mr. Tilley, the junior counsel, was to It is not exaggeration to talk of un- Mr.

receive \$50 a day and expenses. So far Mr. Shepley had received \$8000 and known millions, for Byron Walker Mr. Tilley \$4000. The chief actuary got spoke of \$10,000,000 as a possible valua- \$50 a day and his two assistants \$20 a tion. The earning power of the com- phic work \$8955 had been paid. pany as a basis of valuation might be Appeal for Fair Play. figured at 12 per cent., as the company

Mr. Foster arose amidst opposition has claimed thru one official. The has claimed thru one official. The public never gets anything but the hardest end of an arbitration bargain hardest end of an arbitration bargain, Last year the attempt was made to and should professional arbitrators street, suffering from concussion of fasten upon him the stigma of reli-gious bigotry and hatred to Quebec. with the characteristic tenderness for The instrument of that false charge the brain. Nicholas Noble is in jail, vested interests be only so impartial had been brought before the bar charged with felonious assault. as to split the difference between any the house. Mr. Foster did not think Yesterday five of Toronto's best reasonable offer the city might make and the company's claims, it will be that the commission was appointed to physicians were called in consultation. that the commission was appointed to do aught than investigate insurance in Canada, but it was not long before some people had thought it afforded machinery by which a political oppo-nent might be broken and a party ad-vantage gained. Thus it came that he Dr. T. F. McMahon has charge of the seen that this risk is too great for prudent city government to undercase, and with him are Drs. Ross,

Depends on Terms. Just whether the city will withdraw its bill should the government insist vantage gained. Thus it came that he was challenged to make the house his unprejudiced judgment of his case. Not only had the commission overupon compulsory arbitration will probably depend on whether the city will be allowed to proceed with the erection of a new plant on the refusal of stepped the bounds of its jurisdiction, but he, as well as others who appeared to accept such offer as

holding his own. felt justified in proposing for before it, were denied the common the existing plant. This is the situaight of being informed of the accusation as Chairman Lucas interpreted it: tions and denied the protection of counsel to cross-examine and bring out The company has not yet expressed any view on the proposal made in a letter in The World columns some time ebuttal evidence. Mr. Foster quoted rom The Montreal Witness a strong self, my husband and a friend," she said. "This man had recently lost ago to take over the company as it his wife, and he said to my husband, stands, giving the stockholders city bonds for their holdings at 8 per cent., payable till the end of the franchise, idemnation of the commission in this respect. 'My wife got the best possible medica From beginning to end, he said, so skill, and everything was done for 2 years hence. This simple solution

far as enquiry into the I. O. F. was concerned, it was a determined, in-tempt to shift the onus of responsibil-ity from the shoulders where it prop-erly should rest to his own One charge he accosted him. her, but your dear, lovely boy was "At this, my husband saw Dr. Eadie riding up the gully, and he ran to the corner of Niagara-street, where

erly should rest to his own. One charge was that Mr. Foster had diverted and squandered the trust money of that or-ganization by investment. The total surplus of the Foresters, about five and a quarter millions was headled hack to the store to attend to a cus-J. J. Foy suggesting that on account of the number of people interested and the confusion that would ensue if ev-eryone was heard, the city, the bond-holders and those concerned should put their ideas into writing and so save gestion of a sensible hature in nine lines of writing, which, the writer would probably have snoken fifteen

tion.

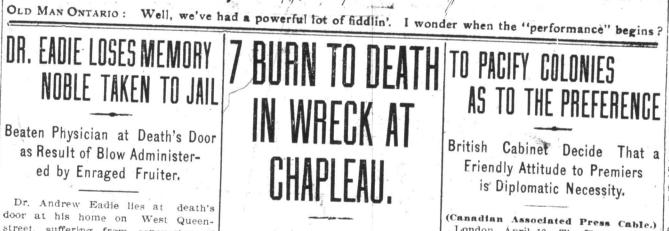
E. F. B. Johnston, K.C., said the management, and every investment company had already taken this course had been made in securities allowed and had submitted a memorandum to by law.

Not Using I.O.F. Funds.

the city of their position.' He agreed was the business-like way of going Mr. Foster was only one of the board of directors. It was upon his suggestion that the directorate was limited to seven, and every investment. the earning power of the company as the basis of estimated values. The or mortgage was first looked into by The or mortgage was first looked into by a sub-committee. Directors and manager were also governed by the laws of investment. For the formation of the trust company to take over the Foresters' funds, Mr. Foster had no responsibility. I. O. F. investments could only be made by the supreme

Continued on Page 7.

Fub Hotel, cor. Yonge and Alics Sta. Remodeled under new management. First-class business mea's lunch in connection. W.J Davidson, Prop. 216



London, April 10.-The Express says Fort William, April 10,-(Special.) -No. 1 passenger train, westbound, was recognized that public opinion is thoroly aroused over the conference jumped the track 20 miles east of

Chapleau to-night. One tourist car and another coach caught fire and were destroyed. Seven people were burned to death.

The afternoon bulletin stated that There is nothing to identify who the patient was slightly easier, but they were, as everything was burnthat he was still in a critical condied up. From the house, late last night, it

The tourist car was direct from was announced that Dr. Eadie was Montreal. The correct story of the assault was



Alert Sentry Fires on Four Men Who Were Awaiting the Arrival of the Royal Train.

St. Petersburg, April 10.--It was announced to-day that another attempt

on the life of Grand Duke Nicholas Nicholalevitch, president of the council of defence, and a second cousin of

fusilade of shots from the trackside. A manager.

Duplop's Roses. A synonym for all that is beautiful and perfect in the flower world, the most exquisite fragrant roses in all colors. Expressed to any point in perfect con-dition. Send for price list. Night and all twelve shells. The coming of the train. He at once began shooting, firing in difference in the flower world, the most exquisite fragrant roses in all colors. The coming of the train. He at once began shooting, firing in difference in the flower world. He at once began shooting, firing in difference in the flower world. He at once began shooting, firing in the coming of the train. He at once began shooting, firing in the four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture. The four men suce ments of a questionable patture for a suce ments of a questionable patture. The four men suce ments of a questionable patture for a suce ments of a questionable patture. The four men suce ments of a questionable patture for the suce ments of a questionable patture for the suce ments of a questionable patture for the suce ments of the suce ments o ceeded in getting away uninjured.

For fine funeral emblems try Jen-nings, 123 West King-street. Dailvery for an nimbt. Phones Main 7210 and or night. Phones Main 7210 and ventured to complete their journey.

Sickness and Accident Insurance, London Guarantee and Accident Comany's sickness and accident policies over, every probability of misfortune. The premium is small and the indem

Main 1642.

noon lest the jury, from Justice Fitz-gerald's charges, might find a verdict: of some less crime than murder in the first degree.

The life of Harry Thaw this day will oncerful and hopeful member of his to lay down a fixed rule as sh party. The long delay in reaching a deliberation and premeditation. party. The long delay in reaching a verdict seemed to him to preclude the

at times upon the district attorney's address and Justice Fitzgerald's charge. The latter, Thaw said, was not wholly impartial, and he said he feared it might have a bad effect upon the jury. Thaw Discouraged.

In District Attorney Jerome's final argument and thruout the judge's change Thaw had to listen to a scaththat at a hurried cabinet council it ing attack upon his wild life, and to a narrative of hard facts which strip-ped his deeds of the halo of chivalric

thoroly aroused over the conference and that it is no longer possible to treat the question of preference in a formal spirit. The cabinet therefore decided to adopt an attitude of great friendliness towards the visiting premiers and the requirements of the colonies are to be met with the official assurances that everything possible will be done to meet the necessities of the empire's trade. It is the statute governing the plea of in-biory which his own attorneys placed over them. The judge's charge, lasting about an hour, was a careful and concise outline of the law, and informed the jury of its right of rendering any one of the fol-lowing four verdicts: Murder in the first degree; murder in the first degree, or not guilty on the ground of insanity. The statute governing the plea of ineverything possible will be done to meet or not guilty on the ground of insanity. If he were the son of a padrone in the necessities of the empire's trade. It is the statute governing the plea of in-cessions on minor subjects, will suffice being laid on the fast that are instants. Bullaabeth-street; if Stanford White were not a leading architect, but as preference.

The judge also informed the jury that an illusion, unless the filusion, if true, might result in the injury of the man "There were two ordinary men in this Insurance Companies suffering suffering it, could not be accepted as an case, and between them was a tigness

Credibility of Evelyn,

'The legal presumption is that the

defendant was sane when he com-

ent upon the prosecution to intro-

The law assumes that all

mitted the act. It was not incum

present.

are innocent.

ed to day that the appointment of an in-surance commission to deal with com-panies doing business in the province would be officially declared in the province

F. C. Menlove, Virden; T. B. Fisher, weapon that the act was wrong and Minnedosa, and R. A. Bonnar, Winiwould probably destroy a life, and did he know the act was forbidden by law?

"HERALD " FINED \$31,000

For Printing Personals Which Rival Paper Thought Weren't Nice.

Manitoha Will Prohe

New York April 10.-Judge Hough, in the criminal branch of the United States circuit court to-day, imposed In considering her story, her credi-In considering her story, her credi-In considering her story, her credi-In considering her story her credi-In considering her story her credi-In considering her story her credi-2 o'clock this morning. When the train reached Kusmino, fires aggregating \$31,000 upon The New York Herald Publishing Company, James Gordon Bennett, its proprietor, bility as a witness is highly material, the same time they do not know the was brought to a sudden stop by a and Manley W. Gillam, the advertising done must be taken into consideration. Her admissions regarding the rela-

The fines, which were immediately defendant prior and subsequent to sentry was interrogated, and said he paid, were imposed as a result of pleas this tragedy and prior to her mar-had seen four men hiding behind an of guffty, interposed to indictments riage, or any other act, should be

i evidently awaiting e train. The four men suc-away uninjured. States mails for improper purposes, in having published "personal" advertise-New York American agitated the mat-ter until the authorities prosecuted. New York American agitated the mat-ter until the authorities prosecuted.

3 p.m.-Property committee. 4 p.m.-Parks and exhibition commit-

8 p.m.-Special private meeting of city duce preliminary testimony to show that he was sane. Whoever denies ouncil regarding street railway extensanity must prove that insanity men are sane, as it assumes all men

For Loose Loaf Supplies call M. 6874 Universal Systems, Limited. Ask for representative to call.

"The hypothetical questions, which were answered by the experts, assum-Harper Customs Broker, 5 Melind , ed certain facts, and the answer was dical testimony, and not its quantity. Guided by Evidence. "The so-called irresistible impulse

has no place in the law, and is not an excuse, nor is every person of dis-ordered mind excused. As the burden go down as the most trying he has ever experienced. From the opening of court until the jury retired the fates dealt unmarcifully with him. He left the courtmon detected and with he left the courtroom dejected and with apparent- guality of his act, or knew that the ly little hope left for an acquittal. Late act was wrong, then he committed a to night however, he was said to have crime. All men differ mentally and entirely recovered from the depression physically, and this makes it impos-of the afternoon, and was the most sible, as I said before, for the court to lay down a fixed rule as showing

possibility of his conviction. He laughed and chatted with his prejudice or sympathy must not pre-"You must be guided, gentlemen, entirely on the evidence. Clamor, relatives and attorneys and commented vali. You must be guided by your reason and your judgment.' The district attorney's summing up

evoked many comments of praise from those who heard it. It was a com-prehensive, logical and forceful re-view of all the evidence adduced, de-

void of flowery phraseology. His arguments were consistent with the testimony.

Jerome's Attack.

"It was the desire of this girl to be

respect that these assurances, with con-cessions on minor subjects, will suffice to quiet the premiers on the subject of preference atre on the Bowery, how long would

Winnipeg, April 10.—(Special.)—Hon. J. H. Agnew, provincial treasurer, stat we the power to appreciate the nature the victim of Thew's perversion. Why, men, there are the same old elements here that have made criminal history urging them on. With Thaw she was

would be officially declared in the near future. The commission will be composed of know when he cocked and fired the fence of 'dementia Americana,''

Knew Right From Wrong,

Mr. Jerome reviewed the letters That That is the question which the law must have answered. Credibility of Evelyn

"Under the rule of evidence, the story, claimed by the defendant's wife to have been told by her to the de-fendant, is admitted not as a feature baland is own way in life until he

fondant, is admitted, not as affecting was locked up in the city prison." the character of the deceased, but that you might consider what effect such cussed. The will showed "a cowardly cussed. The will showed "a cowardly case of death." declared the prosecu-"Now turn to the mother's testimony.

and everything that she has said or When he went home, the girl had thrown him over again, perhaps for the

Continued on Page 7.

THE PENALTIES.

Under the statutes of New York, murder in the first de-gree is punishable with death, murder in the second degree by imprisonment for life, and marslaughter in the first degree by imprisonment not to exceed twenty years.

If the verdict should be one of acquittal on the ground of insanity, the disposition of the prisoner will rest with Justice Fitzgerald.

Thaw having already been leclared same by the report of commission, which Justice Fitzgerald has approved and confirmed, it would seem that the prisoner must be released.

11 a.m.-Board of Control. nity ample. 46 West King street. Pnone sion.

Tariff changes are 'erplexing. Bring your entries to us. We will save you time and worry. Maurice G. Thompson, Customs Broker, do Yonge St. 36

ECIALISTS Chronic ses. One to office ad ble, but if ssible send ry and 2 stamp for stamp for y. Consul free.

REATED: psy-Fits imatism)iscases ors Debility nt's Disease cocele Manhool

PANY

Y, APRIL 10

g Depart-

pring suit.

vill be the

men who

XXXXXX

posit

anical skill.

able Docu-

VAULTS."

mited

ORONTO

ES FOR SALE

anada

President.

imes a year

SEASES

B Debility, ect offoliy or excesses) and Stricture

by Galvanisr

DISEASES

ult of Syphilis

mercury used in

ESOFWOMEN

or Profuse

ation and all ats of the Womb,

e are the special 134

AHAM

SPADINA AVE

PER

TE

ast.

DN

TED

o: Men Toronto Sts. to 8.



1:113

es is;

breezes,

in i holler

sale municipal corporation and the sale company do not agree upon the amount of money to be paid by the municipal corporation to the company for the said

the company

of the whole problem should commend itself to the business men involved

Meanwhile the probabilities are in favor of the withdrawal of the city bill

The proceedings were opened by Hon. J. J. Foy suggesting that on account

whatever the lawyers may think of it.

and the erection of a new city plant.

the city

any view

Continued on Page 11.

ompany's memorandum is subjoined: 1. The council of the said municipal corporation shall, within fifteen days after the passing of this act, serve a notice in writing upon the "foronto Electric Light Company, Limited, of their intention to expropriate the pro-lerty and assets of the company. 2. Within one mouth after the service of said notice on the company, if the said municipal corporation and the said company do not agree upon the amount court, who called the trust company

Oscar Hudson & Company, Chartered Accountants. 5 King West. M. 4783 Cool Smoke for pipe. No. 7. Try it. 18c package. Alive Bollard.

Park 1637

Duplop's Roses.

