### The Toronto World

THESDAY MORNING

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TUESDAY MORNING, NOV. 18.

A STRANGE SILENCE.

The Calgary Albertan states the case for the removal of the wheat and that practically the only opposition to the removal of the wheat and flour duties comes from the railway companies. berta, and we believe that The Alber-

from many western papers upon this subject. Scarcely one we venture to say, openly opposes free wheat and free flour. Now and then we are told that eastern Canada is selfishly keep ing a yoke upon the west by refusing pers in eastern Canada favor granting these we might mention The Canadian that section. For it they paid over one million dollars, and the worst The Farm, published in Toronto; The lished in Montreal; The Toronto Star and even The Toronto News.

The World has frankly avowed its belief that the removal of the duties upon wheat and flour would bringabout a reduction in freight rates thru American railway competition, and enable the Canadian farmer to get the same price for his wheat as his neighderstand the position of Conservative papers which agree with us, but dread or fear to commit themselves until

But why is our good neighbor The has come to stay. Globe so apathetic? It is zealous for free Globe so apathetic? It is zealous for free food, and indeed for free trade, if we understand its position; does it not, ing out of a diagonal street will subtaxes taken off wheat and flour? Si ly it is not a "dear loafer."

True, our neighbor was good enough at one time to observe that it could not support the demand for free wheat and free flour as a lever to force down the freight rates charged by the Canadian Pacific · Railway Company, and in thus referring to the Canadian Pacific Railway Company it meant no doubt to include the inland navigation merger and the North Atlantic Conference. But we then asked whether The Globe, altho otherwise favorable to untaxed food, would oppose free wheat and flour upon the ground that the removal of the wheat duties would admit American railway competition and force down the freight rates charged by the Canadian Pacific Railway Company. To this question there has been no reply except that of a profound silence on the subject of

During the South Bruce campaign The Globe had a good deal to say about free food. No doubt it still favors removing the tax imposed upon bread. Is its faith in free trade strong enough to advocate untaxed bread even the the Canadian Pacific Railway Company objects to repealing the tax? Let us admit that The World is favoring the right thing for the wrong reason; will The Globe favor it for

People are wondering why The Toronto Globe stands aloof from the Liberals of the west in their demand for wider markets and untaxed bread. Would it be unfair to suggest that our neighbor considers high freight rates more desirable than untaxed food?

The Telegram knows that the people of Toronto are starving for proper offer them is a bare bone at the end of eight years instead of the solid meat of a unified system operated on a pay at present, nor will they have to proper scale with all the trimmings of extinguished radial rights, etc., which we cannot get in 1921.

The Telegram says we must pay for the good meat and the trimmings. Very well. If we don't pay for good meat, we shall have to pay for poor meat and no trimmings for eight years, and have nothing but a bare bone

Nobody is asked to pay a cent except for regular car fares. Paid to the company these will provide a poor dish and a bare bone. Paid to the city we shall get all that the citizens require in the way of adequate service, and instead of a bare bone in 1921, and besides a 'complete, a unified and a well-equipped system will then be in the possession of the city.

MOANING AT THE BAR.

what the wild waves are saying, ther must be great unhappiness these days among our brethren down by the sea.

Some time ago it was announced that the C. P. R. Empresses and the vessels of the Allan Line would make meetings were held; some Conserva-tive business men resigned from the Borden Club, and Hon. J. D. Hazen found himself in the hottest kind of

Meanwhile Halifax smiled compla ently. Then one fine day Mr. Hazen and Mr. Rogers came to St. John with words of comfort. The Empresses, they said, were gone beyond recall, but the Canadian Northern steamers would make St. John their winter terminus and cut out Halifax. The people of St. John smiled thru their tears, altho the Liberal papers told them they were getting the short end of the bargain.

And now The Chronicle is tellin the people of Halifax that the loss of the Royal Edward and the Royal of \$40,000 a year to the Canadian Northern to compensate that line for abandoning the port of its choice and oming to the rescue of Mr. Hazen.

Far fields are the greenest. St. John s not satisfied with the Royal steamers as an exchange for the departing Em presses; while the presence of the Empresses fails to console Halifax for the loss of the Royal Edward and the Royal George.

### THE UPPER CANADA COLLEGE

One of our enterprising real estate firms has bought the grounds of Up-per Canada College, the last big plo the demands of the west. Among of high-class residential property in World wishes them is that they may double the money. But they object to the city insisting on Avenue road being continued thru the acreage, and liagonal road, extending Forest Hill road, being carried toward Yonge street; they fear they may lose some frontage. But the city is doing what it is in the public interest as by law provided, and doing it even the the inbor in the United States. We have ed. Everyone who buys city or sub borne with equanimity the charge of urban property for subdivision now streets, has a right to demand diagona like charge being made against them al roads where public interests will be advanced has a right to demand diagthey know the position of the govern- to control the character of the structures erected thereon. That principle

therefore, earnestly desire to see the stantially benefit this property, and hat the owners will gracefully ac-cept the plan of the city surveyor and he works committee. The city is really putting a hallmark on their pro

where the so-called rights of property must bow to the general welfare. The ime for protest will be when the com ncrement that comes to property in growing centres; but no one is asking that at this moment. That is being stored up for Donlands!

A very fair sample of the misrepre given last night when it represented Lionel H. Clarke as saying that Toronto would pay \$11,000,000 for the right to hang four passengers on a strap until 1921. The report is written so that the casual reader would get the impression that the city would hang four passengers to a strap until 1921. What Mr. Clarke really sald was the city had make a mistake in tion the right to hang four passengers to a strap till 1921. His indignation was expended on the legislation that enabled the corporation to carry on the craimming and jamming of three persons into a street car where one ought to be." The Telegram was one of the chief agents in bringing about that condition, and still wishes to continue it, and would make people believe that Mr. Clarke wishes to continue it, too, because he says "we have got to ransom our own rights and privileges for twelve or fifteen million dollars."

we do it without cost to anybody but those who ride on the cars, and they submit to such inconvenience and discomfort in making their payments.

If the street railway passengers had to settle the question they would settle it quick, for it is to their interest to get good service for what they now vote on the question. Some of them fear they may have to pay to relieve he passengers. As far as we can judge from the Arnold-Moyes report there is not the slightest chance of the ratepayers being called upon to pay a cent, and the MacKay report should settle this point today or tomorrow.

Another section fear that the city might not manage the railway well enough to pay expenses and furnish good service. This is a point over which all sections are interested. The sufficient reply is that the manageis Liberal newspapers of Halifax ment of the railway will not be in the

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#### best men available. GREAT LEADERSHIP MAKES

GREAT COMMISSION.

Toronto Telegram: Ontario's Hydro-Electric Commission is Adam Beck. Does anybody imagine that Hon. Adam Beck-would not have brought the Ontario Hydro Commission at least to the point which that commission has reached if Hon. John S. Hendrie and W. K. McNaught, M. L.A., had never been born? Would Hon. John S. Hendrie and W. K. McNaught, M.L.A., plus a chairman who duplicated the limitations of Mr. Beck's colleagues, have ever succeeded in getting the Ontario Hydro Commission anywhere if Adam Beck had never been born?

where if Adam Beck had never been born?

Toronto is assured that the city could desire nothing bigger than a street railway commission made up of such glants as Hon. John S. Hendrie and W. K. McNaught, M. L.A., of the Ontario Hydro Commission, or Messrs. H. C. Hocken and P. W. Ellis of the local Hydro Commission. A. McNaught-Hendrie leadership or a Hocken-Ellis leadership would never produce such results in the life of a street railway commission as a Beck railway commission as a Beck leadership has produced in the life of the Ontario Hydro Commission as an Englehart leadership has produced in the life of the Timiskaming and Ontario Railway Commission as an I. H. Clarke R. S. kaming and Ontario Railway Commissiom, as an L. H. Clarke-R. S. Gourlay-Home Smith "leadership has produced in the life of the Toronto Harbor Commission, or as a Drayton-Geary leadership produced in the early struggles of the local hydro undertaking. Toronto needs a street railway or rapid transit commission that will prove itself a few sizes latger than the itself a few sizes larger than the well-meaning but inadequate Hen-drie-McNaught end of the On-Ellis-Hocken end of the Toronto

that all this is true; will The Telegram quit bluffing, and get busy trying to make it possible to have such able \$4 book, which contains over 400 a great commission as it advocates? The World has already mentioned the names listed in The Telegram's article as the class of men wanted for the certificate printed elsewhere in this The World has already mentioned the street railway commission, but The Telegram objects to giving them the chance to serve,

#### MORE LIGHT WANTED FOR PASTURING COWS

paper.

BACK FROM HOLIDAYS.

indulge in the salt water bathing

BODY OF OWEN SOUND

· Faces Companion.

and Manslaughter Charge

(Special to The Toronto World.)

gence has been received of the finding

of the body of Charles Jones off Cape

Croker Bruce peninsula, and the re-

launch. Investigation fol-

three other men who had been in

the boat on the night of the misliap. was placed under arrest at Wiarton

It is thought that the washin

ashore of Jones' body, at a distance of twenty miles from where the drowning occurred, is directly attributable to the storm of last Sunday. The remains are said to have been preserved

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remarkably well.

sentation policy of The Telegram was Alderman McBride's Comment on Request of Moore Park Residents.

Commissioner | Chisholm reported yesterday to the property committees that the only available site for a market in North Toronto, is 30 to 38 Birch avenue, and 21 to 29 Alcorn avenue, and would cost \$70,000. It was decided to look for a cheaper

Moore Park Ratepayers' Association giving a franchise to the corporation asked for more lights in their district in 1891 which now gave that corporapasture," Ald. McBride commented.
Maple Leaf Lawn Bowling Club offered to make and maintain a bowling green on the grounds of Kew ferred to the commissioners for a re-

Beach Troop of Boy Scouts were given the right to hold meetings in the unused firehall on Spruce Hill

The upper portion of the old town North Toronto was rented to the Y.M.C.A. for \$50 a month

### Investment vs. Speculation

There are securities which promise a high rate of interest and the cnance of an increase in value, but for those dependent upon the income from their investment, or endeavoring to key up money for their old age, they are too speculative. With such, the Bonds of the Canada Permanent Mortgage Corporation are a favorite investment, because they know that if they invest \$1000 in these Bonds they will get the \$1000 when it becomes due, and that the interest, upon it will be promptly paid in the meantime.

These bonds may be obtained in These bonds may be obtained in any sum from one hundred dollars upward. They are, therefore, available for the investment of small

### Canada Permanent Mortgage Corporation

TORONTO STREET, TORONTO.

### At Osgoode Hall

Judge's chambers will be held on ruesday, 18th inst., at 11 a.m. Peremptory list for appellate divi-

.:
United Nickel v. Dominion Nickel.
Neostyle v. Barber Ellis Co.
Whitelaw v. Livingston.
Cotton v. Stinson.
Cox v. National Auto Co.
Stagg v. National Auto Co.

Master's Chambers.

Before George S. Homlester, K.C.

Before George S. Homlester, K.C.,
Master.

Love v. Love—G. R. Roach for defendant; J. I. Grover for plaintiff. Motion by defendant for particulars of claim in alimony action. Judgment: I am on opinion that defendant is entitled to the particulars which he asks, and that the answer which has been given is insufficient. Costs to defendant in the cause, to be set off protanto against any costs, if any, which he may be ultimately ordered to pay.

Torter v. International Harvester—A. M. Boyd. for defendant, moved to extend time for delivery of defence until 10 days after delivery of defence until 10 days after delivery of deliver statement of claim within a week. Costs in the cause.

information regarding the commercial significance of the canal and the facts of its construction, but it is also the only exhaustive history of the Panama Republic and its interesting people, both aboriginal and civilized.

The World has arranged for a limited distribution of this remark-

people, both aboriginal and civilized.

The World has arranged for a limited distribution of this remark-Judges' Chambers.

Before Falconbridge, C.J.

Re Consolidated Gold Dredging and
Power Co.—H. Cassels, K.C., and D. large pages and 644 photographs and colored illustrations. The compli-C. Ross, for Union Bank. R. C. Levesconte, for Western Canada S. Co. B. H. Ardagh, for Union Trust Co. Judgment: It now appears the agreement in question was Railway Men Had Good Times on Va signed by Davison until after he had pledged the bonds with the bank. My judgment therefore was founded on a mis-statement (I do not say a wilful mis-statement of the facts.) I am now of opinion that the Trustee Act is inapplicable to Canadian Pacific Railway passenger department. Toronto, returned to his duties yesterday, after a successful hunting trip in the morth. He claims that the only thing that prevented him

is inapplicable to this motion and therefore misconceived and must be dismissed with costs. My desire is that if applicants are advised to appeal, that appeal should be facilitated, by making this either a court or champer order. that the only thing that prevented him bagging more same than the law allowed was that he ran out of ammunition.

Martin M. Hagerty, chief clerk adventising department C. P. R., also returned to the city yesterday. He returns after a vacation spent on the shores of the Gulg of Mexico, at San Christian, Alabama. He states that the weather is so warm down there now that northern visitors usually indulge in the salt water bathing sev-Before Kelly. J.
Robert Crawford v. Colville Ranching Co.—J. C. Crawford v. Colville Ranching Co.—Richardson v. Allen.—J

MAN WASHED ASHORE Had Been in Water Six Weeks OWEN SOUND, Nov. 16 .- Intelli-

mains are expected to arrive here to-day. Jones who was an Owen Sound fisherman, was drowned about six weeks ago in Colpoy's Bay, he having fallen overboard in the night from his lowed, and Emerson Darragh, one of

At the preliminary hearing it was established that all but Jones had been drinking that evening, and an attempt was made to prove that Darragh had pushed Jones over the side. Darragh is to face trial at the assizes here on a charge of mansisure there.

ing injunction restraining burial and costs. removal of remains until 17th inst. G. Krus

# ANNOUNCEMENTS.

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longer: Such can be said of Eddy's

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A COUNTINE AND CONTRIBUTION OF Dynski to recover damages for the death of Dynski on 14th February, 1913, while engaged in removing ice from the rails of a spur upon the premises of the Steel Co. Judgment: premises of the Steel Co. Judgment: I have come to the conclusion that the employes of the Railway Company in charge of the engine were negligent in not themselves seeing that there were no men in a position of danger before actually moving the cars. Viewing all the contingencies as best I can I fix the damages at \$2,500, which I apportion equally between the widow and the infant child, and I allow maintenance to be paid to mother out of infant's share at rate of \$125 per annum for the next five years, payable half-yearly. On no theory of the

annum for the next five years, payable half-yearly. On no theory of the case does it appear to me that there is any liability on the part of the Steel Company.

Cook v. G. T. Ry. Co.—J. L. Counsell (Hamilton) for plaintiff. D. L. McCarthy, K.C., for defendant. Action under Lord Campbell's Act to recover \$10,000 damages for death of John R. Cook, a brakeman of defendant company, who was killed on 24th March, 1913, while uncoupling cans. Judgment: The deceased improperly went between the cars while in motion for the purpose of uncoupling them. The Robert Crawford v. Colville Ranching Co.—J. C. Crawford v. Colville Ranching Co.—Richardson v. Allen.—J. G. Smith. for defendants, moved in each of the three cases for order postponing trial until next sittings at Brampton. W. H. McFadden, K.C., for plaintiffs. Order that cases be transferred forthwith to Toronto non-

postponing trial until next sittings at Brampton. W. H. McFadden, K.C. for plaintiffs. Order that cases be transferred forthwith to Toronte non-jury sittings and be set down there in the case of the plaintiff fails. The accident causing his death was the direct. It is think the plaintiff fails. The accident causing his death was the direct. It is the plaintiff fails of the plaintiff fails. The accident causing his death was the direct. It is the plaintiff fails of the plaintiff fails. The accident causing his death was the direct. It is the plaintiff fails of the plaintiff fails. The accident causing his death was the direct. It is the plaintiff fails of the plaintiff fails. The accident causing his death was the direct. It is the plaintiff fails the plaintiff fails. The accident causing his death was the direct. It is the plaintiff fails. The accident causing his death was the direct. It is the plaintiff fails. The accident causing his death was the direct. It is the plaintiff fails. The accident causing his death was the direct. It is the plaintiff fails. The accident causing his death was the direct. It is the plaintiff fails. The accident causing his death was the direct. It is the plaintiff fails. The accident causing his death was the direct. It is the plaintiff fails. The accident causing his death was the direct. It is the plaintiff. C. W. Bell (Hamilton) for defendant. Action for defendant as against defendant accident fails and the plaintiff fails. The plaintiff fails the plaintiff and defendant, and that defendant has no further rights thereunder as against defendant and the plaintiff fails. The plaintiff fails the plaintiff and defendant, and the plaintiff fails. The plaintiff fails and the plaintiff fails the plaintiff fails the plaintiff fails and the plaintiff fails and the plaintiff fails and the plaintiff fails and th

Kruszynicki v. C. P. Ry. Co .- W. H.

and that the answer which has been given is insufficient. Crief to defend ant in the cause, to be set off problems of against any costs, if any which he may be ultimately ordered to pay.

Torter v. International Harvester-A. M. Boyd, for defendent, moved to extend time for delivery of defendent in the cause.

M. Boyd, for defendent, moved to extend time for plaintiff, order made giving plaintiff leave to deliver statement of claim within a week. Costs in the cause.

McEvoy v. Raney—Graham, for defendant, moved for order dismissing action for want of prosecution. Helimes for plaintiff. Statement of claim to be delivered within one month, and in default action to be dismissed. Costs in the cause, and leave granted plaintiff to amend writ by adding City of Toronto as a party defendant, Sinder Elliott, for defendant, Sinder V. Snider Dellott, for defendant, Snider Reverved.

Longworthy v. McVicar—F. Aylesworth, for Strathy & Crane, moved for order compelling plaintiff to attend again and answer questions which herefused to answer, on ground of privilege of solicitor. J. Haverson, K.C., for plaintiff so attend again and answer questions which herefused to answer, on ground of privilege of solicitor. J. Haverson, K.C., for plaintiff or adding him to enter appearance without affidavit. Langmuir for plaintiff so the for defendant, moved for order tade.

Althouse v. Ontario Rock Co.—Mc. Althouse v. Ontari

court of appeal or if of original juris-diction, is a superior court. The right to revise if necessary the decision of the statutory appellate court should exist in view of the extensive power given to it to decide any question of fact upon the evidence taken before the arbitrators, as in a case of original jurisdiction. I therefore approve of the security.

Meredith, C.J.O.; Maclaren, Before Meredith, C.J.O.; Maciaren, J.
'A.; Magee, J.A.; Hodgins, J.A.
Leitch, J.
Rex v. Wing—J. Tytler, K.C., for the prisoner; E. Bayly, K.C., for the crown. Reserved case by Morgam, J., of County of York, on a conviction for false pretences and false representations, and an attempt to procure Minnie Wyatt to commit the offence mentioned in subsection H of section 216 of the criminal code, etc., as to whether he was right in receiving certain evidence and convicting. The questions are answered against the prisoner and the conviction is affirmed.

Before Meredith, C.J.O.; Maclaren, J. A.; Magee, J.A.; Hodgins, J.A. Re Ontario Bank Pension Fund—W. Nesbitt, K.C., and J. A. Worrell, K.C. Nesbitt, K.C., and J. A. Worrell, K.C., for petitioners; J. A. Paterson, K.C., and A. McL. Macdonell, K.C., for the liquidator. Appeal by petitioners from order of the chancellor of Oct. 15, 1913, affirming order of G. Kappele, K.C., official referee, dismissing petition of late officers of the bank to have whatever amount may be at credit of the officers' pension fund of the Ontario Bank, as shown by the books of that bank, paid over to the Pension Fund Society of the Bank of Montreal. Argument concluded. Judgment re-

euil-M. K. Cowan, K.C., and J. W. Pickup for defendant; D. L. McCar-hy, K.C., and J. H. Rodd (Windor) Pickup for defendant: D. L. McCarthy, K.C., and J. H. Rodd (Windsor) for plaintiffs. Action by plaintiffs for specific performance of contract to sell part of lot No. 97 in the first concession of Sandwich East, for the sum of \$22,000, and for damages. At the trial judgment was awarded plaintiffs for specific performance of the contract by defendant, so far as he is able to perform it, and declared them entitled to abatement of purchase momey for difference in value between an estate in fee simple and an estate for life of defendant in the part where defendant has an estate for life only, together with costs of action. Reference directed to master at Sandwich to take accounts on this basis. Judgment: There was no duty resting upon the appellant to get in the title of the remainder men, and therefore(mo ground upon which damages could be awarded against him for not having done so. We are of opinion that the judgment should be varied by striking out the declaration that the respondent is entitled to damages. The proper course to be taken whether in the circumstances the case is one for the application of the rule as to partial performance with the abatemen of purchase money, is either to direct an enquiry into the title of the water lot or to retain the action for six months, in order to enable the remainder men, if so advised to take steps to establish their right, and the case may be spoken to as to them and as to the question of costs,

### FOR STORM FUND.

Mayor Hocken, acting as honorary reasurer of a fund for the relief of W. Mason, for defendants. Motion refused. Injunction dissolved with costs in the cause.

Steinhardt v. Rom.—No one for the plaintiffs. M. Wilkins, for two defendants. L. Davis, for another defendants. L. Davis,