Pay Shoppers to Read Times Christmas Advertisements

PERJURY CASES GO BEFORE THE JURY.

Test Case Made of the Yaldon Charge.

Long Argument by the Lawyers To-day.

Judge Decides That He Has Jurisdiction.

Before Judge Snider this morning the perjury cases, which were adjourned from last week on account of the point raised by Mr. George Lynch-Staunton, K. C., counsel for the defendants, that the indictment was ultra vires, were taken up. Most of the morning was spent in an argument in which Mr. Staunton and Mr. S. F. Washington, K. C., for the Crown, took part.

Crown Attorney Washington in his nent said that he had made a mistake in saying on Saturday last that the indictment was under the Revised Statutes of Ontario, which has been declared ultra vires by the Privy Council, Under the old Lord's Day Act of Upper Canada, of which the Revised Statutes was a copy, there is no doubt that the Consolidated Statutes were valid, because the Province then had the power to deal with criminal law.

Mr. Washington said that at the time of Confederation certain statutes of a public nature were not repealed, among them being the Lord's Day Act. When the R. S. O. was declared ultra vires the prosecution found that for offences committed as Norday declared with the prosecution found that for offences committed as Norday declared with the prosecution was taken unpresecution found that for offences committed on Sunday action was taken under the old Upper Canada Act, the Magistrates throughout the Province having been convicting under the old act. In 1887 the Dominion Government issued 1887 the Dominion Government issued a volume of statutes of a public nature not repealed at Confederation, and among these statutes was the old Lord's Day Act of Upper Canada. Mr. Washington said that under this law there was no doubt that the prosecution could

proceed.

Mr. George Lynch-Staunton, in reply, said that the act under which the Crown was working had been repealed, and under schedule B. This law applied to Upper Canada only, and was not therefore intended to cover the Dominion of Canada. In the first division of the Ontario statute, in 1877, section 104, under which the Crown was proceeding, had been repealed.

been repealed.

Judge Snider said that he had made
(Continued on page 10.)

SUNFIELD CASE

Before the Cabinet at Ottawa This Afternoon.

inet this afternoon. There was a meet ing of Council this morning, but Mr. Aylesworth was not present, and had not Sunfield's report.

OBITUARY.

The funeral of the late William Cew rt was held yesterday afternoon from bearers were Messrs. Adam Clark, W. W. Stewart, Robert Stewart, F. S. Johnston James Chisholm and R. D. Fraser.

The funeral of Mrs. Mary Jones took place yesterday from the residence of her son-in-law, J. A. Cameron, 18 Euclid avenue, and was very largely attended. Rev. I. Couch conducted the services and the pall-hearers were J. A. Cameron, A. Henstridge, Wm. Foster, Wm. Gillespie, E. Trebilcock and E. Jones. The floral tributes were very numerous and beautiful, showing the esteem in which the deceased was held.

TWO CHEQUES

Government.

Toronto, Ont., Dec. 19 .- (Special.)-Shoe Company, came \$7.370. This of Barrie.

Ottawa, Ont., Dec. 19 .- (Special.) -The unfield case will come before the Cab

Funeral of the Late William Stewart To-day.

his son's residence, 585 Main street ast, Rev. Dr. Lyle officiating. The pallfloral tributes were many and beauti-

From Succession Duties For Ontario

Two cheques aggregating over \$15,000 were received by the Provincial Treasurer to augment Ontario's surplus. Both were paid on succession duties. From the executors of the late W. B. Hamilton, formerly of the W. B. Hamilton collected from an estate valued at \$184, 261. The other cheque was for \$1,857, 4 per cent. of \$196,023, the net value of the estate of the late J. J. W. R. Boyer,

—A taise alarm called the fire depart ment out to King and Spring streets this afternoon shortly after 2 o'clock.

DECIDE TO CANCEL STREET LIGHTING COMPANY'S CONTRACT

Solicitors Serve Manager Momand With Notice Which He Calls a Bluff.

residential streets, enterly in the west and of the city, has been served with a notice by Nesbitt, Gauld & Dickson solicitors for the Ontario Pipe Line Company, which supplies the gas, that the little company has decided to enterly the companies. His company has decided to enterly the companies of the Ontario Company, and if it was not carried into effect he threatlatter company has decided to cancel the American company's contract. This is believed to be the result of differences that have existed between the two companies ever since and even before the gas amps were installed. Officials of the Ontario Pipe Line Company and their solicitors declined to discuss the matter to-day, but Manager Momand, of the American Street Lighting Company, spoke freely. He characterized the ply company's action as a bluff, and delared that he had called it. Fortunately the Cataract Power Company has

The American Street Lighting & Supply Company, which has nearly three hundred natural gas lamps installed on residential streets, chiefly in the west ened to hold the Ontario Company responsible for the damage caused by every day's delay.

After the lamps were installed and the After the lamps were installed and the city asked for additional lamps, Mr. Momand says, the Ontario Company wanted to charge \$12 a lamp, although he declares the lamp do not burn anywhere near that amount of gas. The direct cause of the trouble, however, is, a dispute over \$60. The Ontario Company claims this amount is due it because the American Company was a day late in paying its bill for October. Mr. Momand says this amount was tacked on to the November bill. As a matter of fact, he declares he has the receipted check from the Ontario Company, showing that the check was

active that he had called it. Fortuna talety decatared. Power Coupany has mever taken down the lights in the west name that of fact, he declares he has the natter of fact, he declares he has the natter of fact, he declares he has the earth of the coupany tall that the coupany tall that the company was undertaking to give the city as under the American company, as the declared. He expressed and opinion that the company was undertaking to give the city as under the contract that would hold, we have the contract that will hold the American company as to have been contracted the American company as to have been contracted the American company as undertaking to give the city as the mains. Of the contract that would hold, we have the contract that would hold, we have the contract that will hold the American company is going to stand firm.

Last year, when the American company was undertaking to give the city as the mains of the dame to have the contract that would hold, we have the contract that will hold the American company is going to stand firm.

Last year, when the American company was undertaking to give the city as the mains of the dame to the contract being the mains of the dame to the contract being the mains of the dame to the contract being the mains of the dame to the contract being the contract that would hold, we have the contract that would hold, we have the contract that will hold the contract being the mains of the company to the contract being the contract that would hold, we have the contract that will we the contract that will hold the contract being the mains of the contract that the company to the contract being the contract that the contract that

400 ENTOMBED.

ed in the Dare mine, owned by the Pittsburg Coal Co., at Jacobs Creek, on the Pittsburg & Lake Eric Railroad, near here.

It is believed that all the men are dead. The mine is burning.

THE ENTOMBED MEN.

Connellsville, Pa., Dec. 13.—Four hundred miners are entombed in the Darr mines of the Pittsburg Coal Company at Jacobs Creek, on the Youghiogheny River, 18 miles west of here. Of these four hundred fully 100 are Americans, the rest being principally Hungarians. A terrific explosion shook the vicinity of the mine at 11:30 a.m. and announced. A terrific explosion shoot the vicinity of the mine at 11:30 a. m., and announced to all the surrounding community that a great convulsion of some kind had oc-curred down under the surface.

IN CAYUGA JAIL.

Seven or Eight Young Hamilt Said to be There.

prisoners in custody—fourteen males and two remaies. Seven or eight of the pi oners in custody are able-bodied, you men from Hamilton, who seem to his nothing better to do than walk or from that city and secure winter on ters in the jail. Several of them his been in before, and it is strongly se-pected that they are under aliases, seems scarcely right that Haldimand a not Wentworth should be responsi-for them.

BULGARIANS GONE.

Dominion Government Ships 19 of Them From Toronto.

Toronto, Ont., Dec. 19.-Nineteen of he 400 Bulgarians who have inflicted the 400 Bulgarians who have inflicted themselves upon Toronto were deported by the Dominion Government this morning. They were rounded up last might and kept in the cells all might. These men had refused to do the work the city offered them, and were found begging in the eastern part of the city. Ten big policemen escorted the Bulgarians to the train, and they will be shipped from Halifax.

HIT ON THE HEAD

Just as His Wife Turned on the Electric Light.

Windsor, Ont., Dec. 19.-Just as Mrs John Pageau, switched on an electric light on the side porch of her home to light on the side porch of her home to light, her husband up the steps last night she saw Mr. Pageau feiled to the ground by a cruebing blow on the head, delivered by a would-be robber. Mr. Pageau's assailant ran away in the durkness, frightened by the sudden light, while Mrs. Pageau rushed screaming from the house and attracted the attention of the neighbors. Mr. Pageau was carried to the Hotel Dien Hospital where a cut on the forehead was sewed up. His condition is not serious.

SCENIC EFFECTS

In the Window of Begg & Shannon's Big Store.

The window of Begg & Shannon, men's outfitters, James street north, has been dressed for Christmas and is attconsiderable attention. It is one of the sights to show the children, and it is one that cannot help being admired by adults. The background is a winter scene, showing a large church with colored windows, which appear to advantage in the evening. The scenery is from the brush of Mr. Harry Coats, a

In the window is a fine exhibition of men's ties, gloves, scarfs and other ar-ticles suitable for Christmas gifts.

RIGHT HOUSE OPEN TO-NIGHT

THE CZAR'S NAME DAY.

Grand Celebration at the Imperial Palace To-day.

Brilliant Uniforms to be Given the Dragoons.

Many Honors Bestowed by the Emperor on Favorites.

St. Petersburg, Dec. 19.-The na day of Emperor Nicholas which is being celebrated at Tsarskoe-Selo to-day, has been signalized by an order restoring to the Russian army the pic-turesque uniform worn in the reign of Alexander II. This order will transform thirty-five out of fifty-five soberly clad dragoon regiments into hussars and Uhlans, whose brilliant and showy garb is expected to popularize the service in the eyes of reruits and the population generally.

The Empress was unable to partake in the festivities on account of ill-Premier Stolypin, the me bers of the cabinet, M. Khomyakoff, president of the Dums, and a num ber of high civilian and military dig-nitaries went out to Tsarskoe-Selo to present their felicitations and wit-ness the review of the guard.

ness the review of the guard.

The diplomatic corps attended the festival mass in St. Isaacs Cathedral.

The list of name henors fills sixty-five columnes in the Official Garette, but even so it is barely half as long this year as it was in 1966 Gen. Kaulbars, whose administration of Odessa has been much criticized, is given the Alexander Nevsky order set in diamonds, and General of Cavalry Skallon, Governor- General of Warsaw is promoted to a full see. set in diamonds, and General of Cav-alry Skallon, Governor-General of Warsaw, is promoted to a full gen-

DOWN ON **AUTOMOBILES.**

DOMINION GRANGE WANTS SCORCH-ERS SENT TO JAIL.

erview Premier Whitney-Ask More Control of Roads, Increased Taxation of Railways, and Oppose Mili-

Toronto, Out., Dec. 19 .- (Special), ssrs. W. L. Smith, E. C. Drury, W. F. Fishor, members of the legislation committee of the Dominion Grange, waited on Hon. Fin. Whitney, the Prime Minister, this morning, to lay before him the views of this association in certain subjects. They advocated more stringent legislation to govern the opperation of motor vehicles on the public highways. They expressed the opinion that in counties they should have the same control of their streets as in the cities. Automobiles could then he confined to certain roads. Moreover in view of failures of fines to prevent motorists from fast driving, they felt that Magistrates should have power to imprison speeders. It was said that a constable at Orillia stopped an automobile and its occupants offered him \$25, the amount of the fine for speeding, with the remark, that if it was not accepted they would proceed on their way. The money was taken and handed over to the Magistrate.

The deputation also favored an increase in railway taxation and opposed the establishment of military training in the public schools. Consideration of the suggestions was promised. F. Fisher, members of the legislation mittee of the Dominion Grange,

CHURCH TROUBLE.

treal, Que., Dec. 19.—The papal te in Canada will be asked to conassignte in canada will be asked to consider the complaint of a section of St. Patrick's parish regarding the removal of Father Martin Callaghan from the head of the parish.

Christmas Box for Smokers. Some very choice cigars in small boxes are offered at peace's clgar store. He sells them for 50c, 60c, 70c, \$1, \$1.23, \$1.50, \$2.50, \$3. Fine Christmas boxes for smokers at 107 king street east.

Vera Wilson Becomes Bride of De

SAFETY DEPOSIT BOXES. To rent at \$2 a year and upwards, for

The Man In Overalls

It's not too late yet to do your Christ nas shopping.

These are good times for the methants. Lots of money circulating.

I haven't met a manufacturer yet who has said he will contract for Hydro-elec-tric power. So there can't be many of

The Citizens' League seems to be a very successful private detective agency The North End Improvement Society is following closely in the footsteps of the Russian Douma. Some of its ukases make the aldermen tremble.

Do you know what you are going to get?

Lord Kelvin was probably the greatest scientist of the age. But when he was out here he declared it to be an impossibility to transmit electric power from De Cews' Palls to this city. But Col. Gibson, John Patterson and the late John Moodie, despite this prediction that would have scared most men, persevered until they were able to prove that His Lordship was wrong, much to this city's benefit.

Sam Landers swears by the Lemieux Labor Act. He knows a good thing when he sees it.

The Magistrate is very moderate with his \$2 snow fine. Snow matter, say

Yes, sonny, Santa Claus won't forget ou if you are good,

There are fourteen Christmas stories in the Times Christmas number, and not a poor one in the lot. Get copy ready for mailing.

HIS SAD END.

Rev. Burness Bristol's Death Almost Instantaneous.

Rev. Burness Bristol, who was killed

by a T., H. & B. train at Jerseyville at the conference of 1858, and continued in the work until one year after the union of the Methodist Churches, when he was superannuated. Since that time he had lived on his farm near Jersey ville. He was a very useful and hardville. He was a very useful and hard-working minister on his circuits, which in the early days were very large and difficult to travel. He was a host at the old time camp meetings and revival ser-vices, which he much enjoyed. During his whole ministerial life, as also his superanuation, he had been much re-spected by a large circle of friends. The funeral will be held on Friday at 1 o'clock at the home, proceeding to the Methodist funeral will be held on Friday at I o'clock at the home, proceeding to the Methodist Church, Jerseyville, where public services will be held, and the body interred in the cemetery near the church. Deceased was the younger brother of the late Rev. Emmerson Bristol, of Ancaster, who died some years ago, and father of Mrs. Simon Springsted, of this city. He was about 80 years of age, but was able to transact business as usual and to go whither he pleased, as in former years. He was hard of hearing, and evidently was entirely unaware of the danger as was entirely unaware of the day was entirely unaware of the danger as he was driving across the railway track His cutter was struck and demolished and he was thrown 80 feet, his skull being fractured. Death was almost in stantaneous. Coroner Brandon, of An easter, will hold an inquest.

Vera Wilson Becomes Bride of De Loss Cunningham.

Friends in Hamilton will be

WOULD NOT ADMIT A HYDRO ESTIMATE.

STATUE UNVEILING.

Date Will be Decided Upon in Short Time.

A meeting of the Queen Victoria Mem Y. W. C. A. yesterday at noon to name day for the unveiling of the statue in Gore Park. It is on the way from Montreal to this city now, and the naming of the day and arrangements for it were the day and arrangements for the left over till a later meeting. A discussion over a proposed reception to Earl and Lady Grey resulted in nothing being decided upon. Mrs. J. S. Hendrie was in the chair. The meeting was well at-

Among the dates mentioned for the unveiling were Jan. 22 and May 24.

WON MEDALS

Which Will be Presented in City Schools To-morrow.

An interesting item in the closing exernorrow will be the presentation of valuable gold medals to Rudolph Birk and Viola Moore at the Stinson street school, and to Willie Zimmerman and Alice Hew-

son at Queen Victoria school.

These medals are offered yearly by the Hamilton W. C. T. U. to encourage the study of scientific temperance in the Public School leaving classes.

BOTH ARE DEAD.

Akron Man Shot His Wif e and The Shot Himself.

Akron, Ohio, Dec. 19 .- Thomas Larriere, 39 years old, shot his wife, for merly Mrs. Liliah Summerton, through the head three times last night, and then put a bullet into his own brain. Both died shortly afterward at a hos-

The shooting occurred on the street. The couple were married last summer after Mrs. Summerton's husband obtainby a T., H. & B. train at Jerseyville yesterday, entered the ministry of the Methodist Episcopal Church in Canada at the conference of 1858 and continued at the conference of 1858 and continued. ed a divorce. They did not live h

tives in Shelby, Iowa

Mirth and Merriment. Every box of our Christmas crackers is a box of concentrated mirth and merriment. Everyone enjoys them; they are the delight of children. Our Christmas stockings, full of toys, always please the little children, and save you a lot of trouble selecting. Our attractive store invites an early visit. Our grocery section has anticipated all your requires. section has anticipated all your require-ments with goodness the keynote of everything. Bain & Adams, 89-91 King street cust.

SPECIAL ANNOUNCEMENT.

The Right House will remain open to night and Saturday night until 10 o'clock for the convenience of those who find it impossible to get out in the daytime. It Is Merely an Expression of Opinion.

Not Binding on Any One. Says Sothman,

Arbitration Adjourned Until Next Saturday.

Judge Snider, acting as sole arbitrator between the Cataract Power Company and the City Corporation, in regard to the city's claim for a reduction in the price of street lighting and for a refund, made a ruling at yesterday's sitting that may cause some of the Hydro-Electric power enthusiasts sit up and take notice. He ruled that the Power Commission's figures for lighting could not be put in as evidence, as the figures were in no way binding on the Commission. The City Solicitor put in two tenders, which had been received by the Council, for street lighting at the expiration of the present contract, and submitted the Power Commission's figures. These were the tenders the Judge ordered at the morning session should be produced.

The solicitor for the company asked the Commission had made a tender and put up a marked cheque.

"I never saw a cheque," said Mr. Wad-"Is this a tender? Are these figures

binding?" asked the Judge, losking to-ward Mr. T. W. Sotham, cand a gineer of the Commission. "No, they are not," said Mr. Sotham; the real cost may be more or less." His Honor then ruled that the figures ould not go in as evidence, they being merely an expression of opinion."

The afternoon session lasted about an hour and a half, and all the time was taken up in cross-examination of Engineer Gavey, of the Commission, who was on the stand in the morning. It was conducted by Hon. J. M. Gibson. Howas asked to show how he and Engineer Sotham arrive at the conclusion that the company should reduce its price to the city by 35 per cent. and to state "the discoveries or advances in electrical art" between the time the contract was executed and 1905. He said that he had not brought the data along, and could not go into all the details of how the conclusion was arrived at. He then men-The afternoon session lasted about an not go into all the details of how the conclusion was arrived at. He then mentioned some of the ways in which the company was effecting a saving since it took the contract. In adopting the closed are and doing away with the open are it saved about \$7.25 a year per lamp, as the carbons have to be renewed about once a week instead of daily. There was also a saving in power of about \$6.75, as direct current, instead of alternating current, could be used on them. This estimate, he explained, was based

nating current, could be used on them.
This estimate, he explained, was based on the use of each lamp 4,000 hours per year, and on the price of current being \$22 a horse-power a year. "A very liberal price," observed the company's soll-

"Yes, it is," replied the witness.

There has also been a saving in getting the power to the sub-station, the

itness explained.

Mr. Gibson asked the witness if he

POSED AS AFRICAN PRINCE: IS NOW IN THE CELLS.

Charge of Fraud Against Colored Alleged Spirit Medium and Palmist.

Professor Williams, alias Hart, describes himself and his powers on a handbill that shows him with several images and idols and a live snake, all sticking close to one another. The "professor" has been occupying rooms at 98 John street north for some time, and, it is said, has been pulling in the long green in great fashion. He is now occupying a cell in the jail, probably wondering how long he will be kept behind bars. He is charged with obtaining \$5 by false pretence from a foreigner named Peter Bartosik, John and Barton streets. The story told by the police is that on Tuesday the complainant called on the Mondingo Prince and asked him if he could get work for him; that Prince Harry said nothing would be easier, and in return for a \$5 bill he gave Bartosik an envelope with a funny little article in it that he did not show. The instructions were to wear the thing for nine days, and then the first man he asked for work would be pleased to have him. The foreigner went home with his "juju" charm, and, getting curious, examined it. He did not know what a sharm ed it. He idols and a live snake, all sticking close

"African Mondingo Prince. Greatest professor did not vacate, and get out on Earth. Spiritual Medium," is how Professor Williams, alias Hart, describes

der arrest.

The prisoner has used the name of Henry D. Williams in this city since his arrival, but is known in other places under the name of Hart.

turn for a \$5 bill he gave Bartosik an envelope with a funny little article in it that he did not show. The instructions were to wear the thing for nine days, and then the first man he asked for work would be pleased to have him. The foreigner went home with his "juju" charm, and, getting curious, examined it. He did not know what a sharm should consist of, but thought that he had been let in when he opened the envelope and found a kid glove finger with a little sand or mud in it. He promptly reported it to the police, and Constable Robson was sent down to see that the