

The Toronto World

FOUNDED 1890.
A Morning Newspaper Published
Every Day in the Year.
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40 WEST RICHMOND STREET.
TELEPHONE CALLS:
Main and Private Exchange Con-
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\$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.
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or Great Britain. Delivered in Toronto
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delay in delivery of The World.
WEDNESDAY MORNING, APRIL 3, 1912

A CRISIS AT THE CITY HALL

The World this morning publishes
in full the letter of H. L. Drayton,
general counsel for the transportation
problems. It is the best and most ex-
act statement of what the city ought
to do in this matter, by the man who
has the confidence of the citizens, and
yet it was indignantly turned down
by the city council. It was not sup-
ported by a single newspaper we know
of excepting The World.
This denial of \$30,000 for securing ex-
pert advice that Mr. Drayton thinks
necessary marks a crisis in public own-
ership and public affairs in Toronto.
We are receiving one million dollars
per year out of the street railway in
the matter of percentage and we are
unwilling apparently to spend a single
cent in the way of getting expert ad-
vice in regard to the great problems
now before the city, such as the street
railway, radial entrances and other as-
sociated problems. Not a single alder-
man had a word to say on the subject
and The World happens to know that
the biggest lobby that has ever been
put up in a great many years was put
up in the city hall on this proposal,
and it was put up by the friends of
Mr. Fleming.
The World, in plain language, wishes
to tell the people of Toronto that a
crisis has been reached, and in the
meantime to ask every citizen to read
Mr. Drayton's letter.

WHILE THEY ARE READING IT THEY MAY

as well be seized with the fact that
negotiations have now been opened up
between the Toronto Street Railway
and the city, in regard to the operation
of the city's lines by the company;
and this is the very time when the city
ought to have the best of advice; but
the aldermen say no; we want no ad-
vice; we will be guided by Mr. Flem-
ing!

THAT, IN A WORD, IS THE SITUATION.

IT IS UP TO SIR JAMES.

Sir James Whitney must take the
responsibility of the refusal of the
private bills committee to do Toronto
justice in regard to the Mimico line.
Men of the calibre who seem to con-
trol that committee are not the men
to be entrusted with the municipal
rights of a great city like Toronto,
or of any other city or town. Mr.
Lennox of North York is no friend
of the public, nor are those who dis-
associate with him yesterday in refusing
justice to the City of Toronto. The
very men who are at the bottom of
this attack on the Conservative govern-
ment at Ottawa on Monday, namely,
The Globe and Liberal crowd who
favor monopolies, are the same crowd
who backed up Lennox and his as-
sociates in the Ontario Legislature in
opposing public rights and public
ownership. In other words Sir James
Whitney must clear himself of the
acts of certain conservatives who are
associated with The Globe crowd in
opposing public rights.

Sir James has had a long and
hard row to hoe, but has been made
doubtful by certain conservatives
who, the professing to be his friends
and supporters in the local house,
are all the while hand and glove with
the reactionaries in the Liberal party.
If the Conservative party is the party
of public rights, Sir James must as-
sert "public rights" in the legislature
and not leave these rights at the
mercy of men like Mr. Lennox of
North York, even if he does profess
to be a Conservative, and Dr. Pres-
ton, his chief whip, is in the same
boat. So is Evan Fraser of Welland.
The issue in Canada today is as
to which party is the friend of pub-
lic rights and public ownership, and
what always makes it doubtful, as
far as the Conservative party is con-
cerned, is that a number of Conserva-
tives are always associating them-
selves with a certain crowd of Lib-
erals in fighting public rights.

The fight that began on Monday in
Ottawa in denying the supremacy
of the people and the popular side
of parliament, and upholding the pre-
tension of the senate to interfere
with money bills and with the de-
clared wishes of the people, will only
be won out by the Conservative
party being solid from one end of the
country to the other for public rights,
both at Ottawa and in the Ontario
Legislature, and in municipal councils.
And one man of the Lennox calibre
making a battle for company privi-
leges, as against public rights, will do
more to hurt the Conservative party
in this fight than twenty active
friends.

It is up to Sir James!

THE TRUSTS SUBMISSIVE.

Judge Gary of the steel trust, George
W. Perkins of the harvest trust and
others high in the financial world
favor control by the federal govern-
ment of corporations engaged in the
interstate commerce similar to the con-
trol exercised over the railways and
the national banks. They would have
federal incorporation, with govern-
mental supervision over all issues of
bonds and stocks and even over prices
to be charged for commodities.

These proposals would have been
deemed anachronistic twenty years ago,
and surprise at the present submissive
attitude of the trusts is not unmiti-
gated with suspicion. It is noted that the
keynote of their new propaganda is
the repeal of the Sherman anti-trust
law, which law, by the way, is merely
declaratory of the common law of Eng-
land. English statutes for centuries
have denounced as criminal, engross-
ing, forestalling, regrating and kind-
red devices by which a corner or
monopoly is obtained. Our Canadian
statutes, which declare combinations
in restraint of trade to be violations of
the criminal code, are also merely de-
claratory of the common law; but to
repeal such statutes would be to admit
that the private monopoly, with its
consequent control over prices, is not
prejudicial to public policy.

Mr. Perkins and those who think
with him declare that nothing could
be more injurious to the United States
than a return to the days of "ruthless
competition." This may be true, but
it should be remembered that it was
by ruthless competition, which some-
times did not stop short of murder and
arson, that some of the existing mono-
polies of the United States were es-
tablished.

The trust question is somewhat com-
plicated here and elsewhere by the
fact that the old-fashioned "trust,"
which consisted in the stockholders of
competing firms surrendering their
rights as stockholders to a voting trust
and sharing virtually as partners in
the aggregated business, no longer ex-
ists. Instead we have one big corpo-
ration with a charter obtained in the
usual way, which from a legal stand-
point can hardly be declared objec-
tionable merely because it is big.
But to liberty-loving people mono-
poly in any form is odious. The big
corporations are wise in welcoming
stringent regulation. Regulation will
curb and possibly destroy any mono-
poly which is artificial. Where there
is any business which can only be ef-
ficiently conducted as a monopoly, the
solution is public ownership.

POWER FOR WESTERN ONTARIO.

Editor World: Does it occur to Cana-
dians what a happy position the
manufacturers in towns served by the
hydro-electric system are in compared
with towns in Western Ontario de-
pendent on Yankee coal as the source
of their motive power? Moral: Any
western Ontario town not yet supplied
by the hydro-electric ought to get busy
and arrange for power; then the wheels
can keep turning in spite of coal
strikes, coal shortages or (which may
happen) a final stop to the export of
coal from the United States to Can-
ada. William Hamilton.
Toronto, March 30.

TORONTO PRESBYTERY

Rev. H. Gray is Moderator and Mr.
Findlay's Regulation Accepted.

The Toronto Presbytery met yester-
day in the New Westminster school
building at Weston.
Rev. Harper Gray of St. Andrew's
Church, was appointed moderator of
the assembly.
The resignation of Rev. W. P.
Findlay (St. Knox) was accepted
and the pulpit will be declared vacant
on April 1.
He will take charge of the indus-
trial farm on Yonge-street for the
district of Queen and Spadina.

HIGHER CHINA

A Camden, New Jersey girl has been
killed by a train at ninety days because
she killed a policeman on the chin.
Camden policeman should wear their
chins higher.

GUELPH TO HAVE REAL HOSPITAL

GUELPH, April 2.—(Special.)—The
Guelph General Hospital has been
approved recently, in accordance with
the government inspectors' orders, by
erecting a nurses' home and a labor-
atory, and it does not meet with the
approval, and he has indicated that
the government grant may yet be with-
held if the desired improvements are
not made. The directors of the hospi-
tal have asked the city council to sub-
mit a bylaw for \$25,000 to the people to
make the hospital second to none in
any respect.

UNSIGHTLY SKIN DISEASES

Disfiguring skin diseases always
seem to appear on the face and hands,
as well as pain and suffering.
Internal treatments have never
proven very satisfactory in the treat-
ment of eczema and similar skin
troubles, but when Dr. Chase's Oint-
ment is applied you can see for your-
self and feel for yourself the benefits
which are being obtained.
It soothes the inflamed, irritated skin
so that itching ceases, and by its ex-
traordinary healing power causes a
new, smooth skin to form where the
sores have been.

In every home there are many uses
for Dr. Chase's Ointment, as for pim-
ples and blackheads, barber's itch,
chafing, erysipelas, chilblains and
whether there is itching skin or a sore
ointment is pure, clean and pleasant
to use and may be applied to the most
delicate skin.

ENTIRE SYSTEM FINISHED BY 1913

Canadian Northern Railway
Will Begin Work Almost Im-
mediately on Montreal Tun-
nel and Sir Wm. Mackenzie
Expects the Whole System
Will Be Completed in 1913.

MONTREAL, April 2.—Ever since the
C. N. R.'s first announcement of its
plans for boring a tunnel under Mount
Royal and securing an entrance
to the business section of the city, pub-
lic interest in the matter has been very
keen. The linking up of this city with
the third great transcontinental system
bearing upon the commercial future
of the metropolis. Great satisfaction
is felt with the evident determination
project as rapidly as possible.

"Now that our tunnel bill has been
passed," said Sir William Mackenzie,
in an interview, "we shall begin work
that not only it, but the whole trans-
continental system of the Canadian
Northern Railway, from Quebec to
Vancouver, will be finished by the end
of 1913."

Therefore at Montreal and every
point along the line, the whole system
will probably start into full activity at
the same time.

The Canadian Northern contract for
the completion of the tunnel work ex-
pires that it is to be finished before the
end of December, 1913, and the same is
true of every part of the line, altho the
government is allowing two years
longer.

Mr. S. P. Brown, managing engineer
of Mackenzie, Mann & Co., and of the
tunneling and terminal construction, is
at the office of the Canadian Northern
Railway, St. James street, and is busy
completing the final plans for the
station near Dorchester-street. When
seen by a reporter, Mr. Brown said that
construction operations would begin al-
most immediately, but the exact place
had not been chosen.

The tunnel, Mr. Brown said, would
be double-tracked one, with a
diaphragm wall between the two tracks.
The wall would be very thick at the
bottom and thinner at the top. It
blocked it to prevent both lines being
in the tunnel, and at the same time Mr.
Brown said it would assist in solving
the problem of ventilating the under-
ground road, as the tunnel is about
three miles in length, its ventilation is
one of the engineering difficulties.

"Well, that will depend entirely upon
the character of the mountain. In
some places where the ground is bad, it
will be very heavy, and others it will
be much lighter. It will be lined with
concrete."

"Does the mountain suggest many
boring difficulties?"
"No, it does not. The geological for-
mation promises good conditions for
driving a tunnel; in fact, exceptionally
good conditions are anticipated, so
that the work should advance very
rapidly."

"Water will be your difficulties?"
"The greatest, altho I do not think we will
encounter any serious flows in our
operations."

The construction of the tunnel pro-
posed has aroused interest all over the
continent and also in Europe. The pro-
ject is recognized as a daring engineer-
ing problem, in the carrying of which
will add greatly to the reputation of
the chiefs of the C. N. R.

GARDEN SUBURBS

Provisional Directors of Company
Were Chosen Yesterday

A meeting of the provincial directors
of the Toronto Co-partnership Garden
Suburbs, Limited, was held in the city
hall yesterday afternoon, when it was
announced that stock had been sub-
scribed for to the value of \$81,000. The
meeting, which was a private one, was
held for organization purposes, and the
following provisional officers were chosen:
Patron, His Royal Highness the
Duke of Connaught; hon. president,
Sir John Gibson; hon. vice-president,
Robert Falconer; provisional directors,
A. R. Clark, R. S. Goring, A. M. Ivey,
M. Grassie, R. S. Goring, A. M. Ivey,
E. Kyle, Mrs. H. S. Strath, Mrs. A.
Manning and Dr. Helen MacIntyre.
When the additional \$13,000 is raised
the company will be incorporated and
the enterprise put under way.

INFLUX OF U.S. SETTLERS

OTTAWA, April 2.—(Special.)—The
present outlook is that there will be
forty thousand more Americans enter-
ing western Canada this year than last.
said Mr. W. White, supt. of Ameri-
can immigration agencies, who was
in Ottawa today. Last year the im-
migration from the republic was about
135,000, and this year, of the present
rush continues, it will be 175,000.

THE TORONTO WORLD

WORTH
Ten Cents a Pound more
LIPTON'S TEA
GOES FARTHEST FOR THE MONEY

At Osgoode Hall

ANNOUNCEMENTS.

April 2, 1912.

Motions set down for single court for
Wednesday, April 3, at 11 a.m.:
1. Motion for judgment.
2. Re Sexton Estate.

Peremptory list for divisional court
for Wednesday, April 3, at 11 a.m.:
1. Re Caledonia and Haldimand
2. Cottrell v. Toronto Railway Co.
3. Dowling v. Hamilton Street Rail-
way Co.
4. Cheesworth v. Davidson.
5. Re Denton Estate.
6. Hamilton v. Vineberg.

Master's Chambers.

Before Cartwright, K.C. Master.
McNaughton v. Muller. J. G. Smith
for defendant. D. I. Grant for plain-
tiff. Motion by defendant for an order
dismissing action for want of prose-
cution. Judgment. The best order to
make in the interests of both parties,
which order plaintiff should take out
requiring plaintiff to set case down
within a week or order will go
proceed to trial at next sittings,
and in default of so doing the action
will stand dismissed without further
notice, costs of this motion in any
event.

Tolson v. Simpson.—H. M. East for
plaintiff. J. A. Grant for defendant.
Motion by plaintiff for an order
dismissing action for want of prose-
cution. Judgment. The best order to
make in the interests of both parties,
which order plaintiff should take out
requiring plaintiff to set case down
within a week or order will go
proceed to trial at next sittings,
and in default of so doing the action
will stand dismissed without further
notice, costs of this motion in any
event.

Ontario Wind Engine Co. v. Hoy.
G. A. Urquhart for plaintiff. J. A.
Grant for defendant. Motion by
plaintiff for judgment under C. R. 605.
Motion dismissed. Cost in cause to
defendant.

Krighbaum v. Bartram.—W. R.
Wadsworth for defendant. Motion by
defendant on consent for an order
dismissing action without costs. Order
made.

Schurman v. Wallberg.—Forgie
(Bicknell & Co.) for defendant.
Coughlin (Clark & G.) for plaintiff.
Motion by defendant for an order set-
ting aside judgment for want of notice.
At plaintiff's request motion
enlarged until 4th inst.

Standards Loan v. Loupoux.—W. C.
Hall for plaintiff. J. A. Grant for
defendant. Motion by plaintiff for
plaintiff and third parties. Motion by
defendants for an order for the trial
third party issue. Usual order
made.

Smith v. Smith.—Smiley (Johnston
& Co.) for defendants. Motion by de-
fendants on consent for an order ex-
tending the return of an order com-
pelling return of an order. Order
made.

Trinity v. Schacht Motor Car Co.—
W. A. Logie (Hart) for plaintiff.
P. Aylesworth for defendant. Mo-
tion by plaintiff for an order adding
the National Clearing Credit Co. as
defendant. Order made. Costs in
cause.

Colonial Investment and Loan Co. v.
Walker.—Whitby (Macdonell, Mc-
Cormick & Co.) for plaintiff. Motion by
plaintiffs for an order for a new day.
Notice to be served on defendant at
least 10 days before trial. Returnable
on 6th May inst.

Judges' Chambers.

Before Kelly, J.
Re John Peel (Hart) for plaintiff.
Motion by L. R. Knight, administrator, for
plaintiff for an order adding the
National Clearing Credit Co. as
defendant. Order made. Costs in
cause.

Colonial Investment and Loan Co. v.
Walker.—Whitby (Macdonell, Mc-
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plaintiffs for an order for a new day.
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Before Kelly, J.
Re John Peel (Hart) for plaintiff.
Motion by L. R. Knight, administrator, for
plaintiff for an order adding the
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plaintiffs for an order for a new day.
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Before Kelly, J.
Re John Peel (Hart) for plaintiff.
Motion by L. R. Knight, administrator, for
plaintiff for an order adding the
National Clearing Credit Co. as
defendant. Order made. Costs in
cause.

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plaintiffs for an order for a new day.
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Before Kelly, J.
Re John Peel (Hart) for plaintiff.
Motion by L. R. Knight, administrator, for
plaintiff for an order adding the
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defendant. Order made. Costs in
cause.

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Motion by L. R. Knight, administrator, for
plaintiff for an order adding the
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defendant. Order made. Costs in
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Before Kelly, J.
Re John Peel (Hart) for plaintiff.
Motion by L. R. Knight, administrator, for
plaintiff for an order adding the
National Clearing Credit Co. as
defendant. Order made. Costs in
cause.

Colonial Investment and Loan Co. v.
Walker.—Whitby (Macdonell, Mc-
Cormick & Co.) for plaintiff. Motion by
plaintiffs for an order for a new day.
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least 10 days before trial. Returnable
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Before Kelly, J.
Re John Peel (Hart) for plaintiff.
Motion by L. R. Knight, administrator, for
plaintiff for an order adding the
National Clearing Credit Co. as
defendant. Order made. Costs in
cause.

Colonial Investment and Loan Co. v.
Walker.—Whitby (Macdonell, Mc-
Cormick & Co.) for plaintiff. Motion by
plaintiffs for an order for a new day.
Notice to be served on defendant at
least 10 days before trial. Returnable
on 6th May inst.

Before Kelly, J.
Re John Peel (Hart) for plaintiff.
Motion by L. R. Knight, administrator, for
plaintiff for an order adding the
National Clearing Credit Co. as
defendant. Order made. Costs in
cause.

Colonial Investment and Loan Co. v.
Walker.—Whitby (Macdonell, Mc-
Cormick & Co.) for plaintiff. Motion by
plaintiffs for an order for a new day.
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Before Kelly, J.
Re John Peel (Hart) for plaintiff.
Motion by L. R. Knight, administrator, for
plaintiff for an order adding the
National Clearing Credit Co. as
defendant. Order made. Costs in
cause.

Colonial Investment and Loan Co. v.
Walker.—Whitby (Macdonell, Mc-
Cormick & Co.) for plaintiff. Motion by
plaintiffs for an order for a new day.
Notice to be served on defendant at
least 10 days before trial. Returnable
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Before Kelly, J.
Re John Peel (Hart) for plaintiff.
Motion by L. R. Knight, administrator, for
plaintiff for an order adding the
National Clearing Credit Co. as
defendant. Order made. Costs in
cause.

Colonial Investment and Loan Co. v.
Walker.—Whitby (Macdonell, Mc-
Cormick & Co.) for plaintiff. Motion by
plaintiffs for an order for a new day.
Notice to be served on defendant at
least 10 days before trial. Returnable
on 6th May inst.

Before Kelly, J.
Re John Peel (Hart) for plaintiff.
Motion by L. R. Knight, administrator, for
plaintiff for an order adding the
National Clearing Credit Co. as
defendant. Order made. Costs in
cause.

Colonial Investment and Loan Co. v.
Walker.—Whitby (Macdonell, Mc-
Cormick & Co.) for plaintiff. Motion by
plaintiffs for an order for a new day.
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Before Kelly, J.
Re John Peel (Hart) for plaintiff.
Motion by L. R. Knight, administrator, for
plaintiff for an order adding the
National Clearing Credit Co. as
defendant. Order made. Costs in
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plaintiffs for an order for a new day.
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Motion by L. R. Knight, administrator, for
plaintiff for an order adding the
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defendant. Order made. Costs in
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Motion by L. R. Knight, administrator, for
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defendant. Order made. Costs in
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Colonial Investment and Loan Co. v.
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THE TORONTO WORLD

APRIL 3 1912

These they make for themselves. I
think the matter must be referred back
to the referee with a direction to take
the accounts in the usual manner, and
the plaintiffs must have their costs,
which they may if so advised, add to
their claim. The other matter argued
before me depend, I think, upon the
determination of the question upon
which I have given a decision, if not
they will be left open to be disposed of
after the referee shall have made his
report, or if the parties prefer, I may
be spoken to.

Before Middleton, J.
Perry v. The Northern Navigation
Co.—W. R. Wadsworth for plaintiff E.
C. Cattanech for defendant. Motion by
plaintiff, widow of Frederick William
Perry, a trucker, who was killed, as
alleged, by the falling of a gang plank
between the steamer Humber and the
wharf, at Port Arthur, and that this
was owing to defendant's negligence,
for \$1000 damages. Judgment by con-
sent for \$500. Or this \$500 is to be paid
to plaintiff for costs and \$475 into court
to credit of plaintiff and four infants,
and \$100 a year to be paid out to plain-
tiff for maintenance, until the fund
lasts.

Re Newton—F. W. Harcourt, K.C.
for applicant. Motion by a former in-
fant arrived at majority, for an order
authorizing payment out to him of his
share of the estate. Judgment: The
land has been sold under the Settled
Estate Act, and the proceeds are now
in court. One of the children, now a
grown man, desires to take up farming
on his own account, and the other two
are such of the children as are now
paid to him to assist him in his inter-
prise. I would gladly assent to this,
but find myself unable to do so. The
widow's power to appoint is to be ex-
ercised by will and can only become
operative on her death. If she should
re-marry, she loses the power to ap-
point, which then becomes vested in
the executor, but they cannot now ap-
point, as she has not remarried. The
testator has succeeded in giving up his
estate until the death or remarriage of
the widow, and has thus furnished an-
other illustration of the doubtful wis-
dom of giving to testators the wide
power they now possess to control their
estate.

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Before Middleton, J.
Perry v. The Northern Navigation
Co.—W. R. Wadsworth for plaintiff E.
C. Cattanech for defendant. Motion by
plaintiff, widow of Frederick William
Perry, a trucker, who was killed, as
alleged, by the falling of a gang plank
between the steamer Humber and the
wharf, at Port Arthur, and that this
was owing to defendant's negligence,
for \$1000 damages. Judgment by con-
sent for \$500. Or this \$500 is to be paid
to plaintiff for costs and \$475 into court
to credit of plaintiff and four infants,
and \$100 a year to be paid out to plain-
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