

WASHINGTON ON COMBINE.

Every Man and Woman Born a Free Trader.

Alleges Conspiracy on Part of Grocers' Combine.

Cutting of Prices—The Argument Not Concluded.

Toronto, Jan. 8.—That there has been such restraint of trade as would constitute conspiracy under the common law, so say nothing of there being an offence under the special statute, was one of the contentions of Mr. S. F. Washington, K. C., in the grocers' combine case, before Chief Justice Sir Glenholme Falconbridge yesterday. The hearing has now reached the stage of the closing addresses by counsel, and will in all probability conclude to-day. Mr. Washington argued that the evidence showed that the Grocers' Guild were responsible for forcing manufacturers to enter into agreements, and compelling them to live up to them, to sell only to certain designated persons, and that thereby trade had been restrained to the detriment of the consumers.

NEW EVIDENCE FOR THE CROWN.
New evidence was introduced by the Crown with a view of rebutting statements made by a representative of the Pacific Selling Company denying that an agency in Toronto had been cut off as a result of pressure brought to bear by the Grocers' Guild. Mr. Frederick Wm. Hudson, of the Canadian Brokerage Company, Toronto, who, as agent of the Pacific Selling Company, handled the "Clover Leaf and Arrowhead" brands of salmon, stated that the reason he and his firm had lost the agency was because of action taken by the guild. He denied the truth of the evidence given by Mr. Corby, of the Pacific Selling Company, who had said that the reason the agency was cut off was because the sales had fallen off as a result of unsatisfactory handling. Mr. E. F. Johnston, in cross-examination, ascertained from the witness that he had continually broken selling agreements, which he said was a general practice of the trade, and counsel contended the falling off in trade was general and a result of the failure to keep the agreements.

Mr. G. T. Blackstock, K. C., and Mr. S. F. Washington, K. C., Hamilton, appeared for the Crown, and Mrs. E. F. Johnston, K. C., and Mr. E. H. Ambrose, K. C., and Mr. Eric Armour appeared for the defence.

FREE TRADE VS. PROTECTION.

Quoting from the correspondence between Mr. Beckett and Mr. Bristol, Hamilton, Mr. Cook and the Provincial Grocers' Limited, Mr. Washington said it was clearly evident that the whole efforts of the guild were directed towards placing the guild in a position to dominate the trade of country and force out of business all who came into competition with it. With the coming into existence of the guild, legitimate channels had been partially, if not wholly, closed. It had attempted to enlist the Tuckett tobacco firm in disciplinary measures against the Hudson Bay Company because the latter was selling tobacco at one-quarter cent per pound below the guild's rates. Similar attempts had been made and succeeded with sugar men.

He said that there were certain natural lines of trade. One was the right of every person to buy and sell where and when he pleased. Another was the right of a person to enter into any line of business. Every man and woman was born a free trader. The boy with five cents to spend went to the place where his natural instinct or previous experience told he could get the most for his money. Why did the ordinary man when he went across the line naturally smuggle goods?

The Chief Justice—They are not men.
Protection, Mr. Washington said, was a restraint of trade, and it was on that account that the law against trade combinations had been enacted. There were channels of trade which were open, such as through the medium of co-operative institutions, until the Guild made its appearance. It probably would be said that the idea of making contracts with the manufacturers arose from a philanthropic idea on the part of the manufacturer that it was unfair that goods should be sold by the manufacturers to the wholesaler and his customer at the same price. It was clear, however, that such was not the fact. The fact was that trade had been proceeding for years along natural channels until the Guild initiated coercive measures.

THE CUTTING OF PRICES.
The correspondence put into court in the course of the hearing bristled with complaints from all over the Dominion as to the cutting of prices. Why should a person want to cut prices? What did it indicate? In his mind two things: That they could sell at a less price and still make a profit, and that there was a continual strain against unnatural barriers. They had the case of the Hudson's Bay Company, which was willing to sell tobacco at a quarter of a cent per pound less than the fixed price. The Chief Justice—There is some evidence that a reduction was made in some cases as a bait to sell other lines of goods.

Mr. Washington submitted that the agreement with Crosse & Blackwell, the pickle manufacturers, was a distinct attempt to lessen competition, a fact which was strengthened by introduction of penalty clauses in various agreements providing for the cut off of rebates in cases where the conditions were not complied with. The agreements with owners and refiners all showed the same thing. It means that a man wishing to enter the wholesale trade in Hamilton had to go to his prospective rivals and ask permission. The evidence showed further that efforts had been made to maintain prices, and therefore to enhance values. People had been compelled to pay more than the merchant was willing to sell for. The consumer paid the extra price.

He claimed that there was evidence of conspiracy under the common law, not to say under the special statute. What the Guild tried to do was to monopolize trade in the hands of people they chose, arbitrarily to say who were wholesale grocers.

The gist of the offence, however, was what they had tried to do rather than what they had accomplished. The only real defence was, "We did it to save our commercial lives." There was, however, the case of the men of a raft who killed a comrade to save their physical lives and were still held guilty of crime. The hearing was adjourned until this morning.

HEIRESS LOST.

MYSTERIOUS CASE CREATING SENSATION IN ENGLAND.

Miss Violet Gordon Charlesworth, Who Was to Receive \$2,500,000 on January 13th, Said to Have Been Accidentally Flung Into the Sea.

London, Jan. 7.—The mysterious disappearance and the remarkable career of Miss Violet Gordon Charlesworth are furnishing the English public with a sensation equal to that of the Steinhilber case in Paris. Miss Charlesworth, an attractive spinster of 25, who lived with her parents in Bodera street, Asaph, Wales, has been reported as killed while motoring in the direction of Penmaenmawr with her sister and a chauffeur on Saturday. The sister and the chauffeur aver that the motor came into collision with the retaining wall of a road along the edge of a cliff overlooking the sea, and that Miss Charlesworth was thrown over the wall into the sea. The sister and the chauffeur gave the foregoing account to the local authorities, and since that the members of the family have declined to see inquirers or to give further details. Those who have examined the scene of the supposed tragedy do not consider it possible that the body could have been washed away. A woman's hat was found upon the rocks, but no indication of a body having been thrown over the cliff.

Miss Charlesworth's picturesque career suggests that of Madame Humbert. She claimed to be heiress of a General Gordon, her godfather, who left her \$744,000, which was to be paid over to her on her 25th birthday, Jan. 13th, with accumulated interest, making the whole amount \$2,500,000. Miss Charlesworth usually gave her name as Gordon and visited London frequently alone. She operated heavily on the London Stock Exchange, and, according to "The Evening News," owes one broker \$60,000. She took a large country place at Inverness last summer, which was suspiciously furnished, the walls being draped with the Gordon plaid. She had four motor cars. The story of her death is generally disbelieved, although her parents have offered \$100 for the recovery of the body.

The disappearance and the family's secrecy are causing endless speculation.

FELL ON ANOTHER.

Peter Peterson Killed in Mine at Giroux Lake.

Cobalt, Jan. 7.—Last night another fatal accident took place at the Davis mine, Giroux Lake. Four men were engaged in a shaft down sixty-five feet; three had gone down the ladderway. Peter Peterson, a Finnlander, single, aged 32, called down to his partners below that he was coming down a rope used on the whim for hoisting. Peterson started down the rope, which gave way, precipitating him to the bottom of the shaft sixty-five feet, and killing him instantly. Peterson fell upon Mat Neamee below. Neamee is in the Red Cross Hospital. His injuries are not considered fatal unless complications set in.

Coroner Todd held an inquest here to-day. The jury brought in a verdict of accidental death, and made the recommendation that where whims are being used care should be exercised in securing the ropes, making them safe.

COST TWO LIVES.

Dynamite Explosion in Transcontinental Railway Camp.

Kenora, Jan. 7.—Another tragedy involving the death of one man and the fatal injury of another from an explosion of dynamite occurred in Kenora, at Courtney's construction camp on the National Transcontinental last Monday. The dead man was Hendrickson, a Swede, and the injured man is named Anderson. They were spooning out a hole which had been sprung a few days previous, when the iron struck part of an unexploded cartridge and a terrific explosion followed. The injured man is in the hospital here.

SHOT BY BROTHER.

J. Bullock Fatally Wounded Near Oil Springs.

Petrolia, Jan. 7.—A fatal accident occurred yesterday on the farm of Mr. John Doyle, about three miles from Oil Springs, where James Bullock and his brother, Bert, were shooting rabbits. It appears Bert Bullock turned around quickly to shoot a passing rabbit, and by some mistake the charge entered the leg of his brother, James, who was not far away. The young man died shortly afterwards. He leaves a father, mother, two brothers and three sisters.

WORK FOR UNEMPLOYED.

Winnipeg Mayor Will Open Cordwood Camp.

Winnipeg, Jan. 7.—That the City of Winnipeg open a cord wood camp at Lac Du Bois for the relief of the unemployed is the proposal of Mayor Evans, which is meeting with general approval. The associated charities have done splendid work, but lack funds to cope with the present situation, when the distress of hundreds of men out of employment is accentuated by the bitter cold weather.

The city will at once start work on \$65,000 sewers, but this will not be sufficient. "Instead of feeding the unemployed here, why not feed them at a lumber camp of our own and get some work out of them too?" is the proposal of his workshop in a nutshell.

Johnson Will be Hanged.

Ottawa, Jan. 7.—The Cabinet Council to-day decided not to interfere in the capital case of George F. Johnson, under sentence to be hanged at Kenora on January 20th, for the murder of Mrs. Ackerman on July 28th last. The crime was a particularly brutal one.

According to the text of a despatch received at Windsor from the Deputy Minister of Education at Toronto, the secretary of the School Board was notified that Essex County will not be entitled to representation on the new Provincial Educational Board.

Contrary Club Philosophy

The rough house philosopher offers the following:
To cultivate a virtue without assuming it and never wear it on your lapel.
To bow to the superior judgment of those whose opinions coincide with your own.

To always remember that a pair in hand is better than a straight in the draw.

To understand that a three days' endurance test on the water wagon does not qualify you to preach temperance to persons who have not made asses of themselves as you have.

To avoid annoying afterclaps by courting no trouble that can't be settled on the spot.

To have a higher regard for the efficacy of the first punch.

To keep strictly within the law or in the good graces of those who enforce it.

To never allow yourself to become ruffled on being beaten to an alleged fact but spread yourself on the inevitable contradiction.

To believe as much as you have a mind to and pity those who accept the rest of it.

To remember that your dearest friend has no more use for you than you have for yourself.

To move on the principle that a hundred yards in 10 seconds is a better weapon of defence than a pistol.

To take it home to yourself that the "good fellow" gig wins once in awhile, but should not be played for a repeater.

To cultivate a poor memory for the past and store your scowls with the present.

To feel in your bones that the applause of a good deed depends upon the success of the encore.

To pay more attention to the experience of those who know and tell you truthfully that a fourflush may go five furlongs in a great hurry, but is a bad thing to string with at the cup distance.

To remember that the only thing you can get for nothing is a bad name and a stretch or two in the penitentiary.

To realize that the fun you miss through observing the conventionalities consists only of a bad taste, a disordered liver and a contrite heart.

To read these over carefully and then follow your natural bent.

NEWS FROM THE OLD LAND

Many Interesting Happenings Reported From Great Britain.

(London Daily Mail).
Some remarkable extracts from letters were read at the inquest at Newport on Monday on the victims of the Severn Tunnel tragedy—Arthur Frederick Wintle and Catherine Edith Gwendoline Clarke, of Newport.

In the end the jury returned a verdict of wilful murder and suicide against the man.

Wintle was a married man, living apart from his wife, and he and the girl appeared to have been very much attached to each other. They met secretly, and on the day of the tragedy travelled by the Portsmouth-Cardiff express. While the train was passing through the Severn Tunnel shots were heard, and the two were subsequently found dead, a revolver lying near the man's hand.

The coroner told the jury that he had gone through correspondence found in the possession of both victims, and he proposed to present a prepared summary for the purpose of affording evidence of the state of mind of both the persons. The majority of the letters were from Miss Clarke to Wintle. The coroner proceeded:

"The acquaintance between the two seems to have commenced some time during the present year, probably in the summer time, and by his speaking to her at Roath Park, Cardiff. After that they met at Weston.

"In the whole of the correspondence there is not an immodest sentence. The letters indicate a passionate affection on the girl's part for the man, and on his for her. Wintle, no doubt, led the girl and her parents to believe that he was a single man."

When the parents discovered the truth, said the coroner, they took up a very strong and proper attitude. Some amount of unpleasantness was the result of their remonstrances with the girl, who was of a very determined character.

"On September 12," the coroner proceeded, "the girl writes to Wintle that she had found him out in a good many falsehoods, and that this led her to doubt him very much. She reproaches him for having deceived her, but says that he must not think she was influenced in her judgment by other people. These reproaches do not refer to his having posed as being a single man, because in a later letter it seemed pretty evident that she did not definitely learn the fact of Wintle's previous marriage until about November 2."

"A letter of September 12 shows the extent of the girl's infatuation. She says, 'I know heaps of people have begged me to forget you and have painted you in very black colors, but it has not had the slightest effect.'"

In another letter she wrote: "Keep nothing from me, Arthur; tell all, even if it is hard to tell; but tell me the truth, as I can forget or forgive anything sooner than a lie."
It was on November 28 that she received a letter from Wintle which definitely conveyed to her the information that he was a married man. She replied that she did not see any other course open to them but to part, and she asked him why he ever spoke to her at Roath Park.

The last dated letter of Wintle to the girl was dated Sunday, December 13. In that letter he stated, "Death alone shall part us." "That is a remark which may appear significant in view of what happened afterwards," said the coroner, "but possibly it was no more than one of those assertions frequently made in lovers' correspondence." In that letter Wintle referred to the preparation the world was making for Christmas, and wondered whether they would spend their Christmas together. He enclosed a cutting from a newspaper referring to a somewhat similar affair to his own.

Mrs. Clarke, the girl's mother, described her daughter as having a most determined character. Captain Clarke and herself hoped that this case would be a warning to other girls not to encourage secret correspondence.

TRIPLE TRAGEDY OF REVENGE.
The small, old-world Essex town of Maldon was startled the other morning

Suicide—

Slow death and awful suffering follows neglect of bowels. Constipation kills more people than consumption. It needs a cure and there is one medicine in all the world that cures it—CASCARETS.

Cascarets—10c. box—week's treatment. All druggists. Biggest seller in the world—million boxes a month.

by burning that a triple tragedy had been committed during the night.

At 2 o'clock in the morning the bodies of three men—Frederick James Cole, a town councillor; his eldest son, of the same name, aged forty-three; and Major Kitchen (Major being his Christian name), Councillor Cole's son-in-law, aged thirty-one—were found by Kitchen's wife, the daughter of the elder Cole, near a stable in a thoroughfare called Tenterfield, leading out of the High street. Cole senior and Kitchen were dead, shot through the head, and were removed to the mortuary. Cole junior, who was lying about thirty yards from the other two, with a bullet wound through his head, was still breathing, but was unconscious, and was removed to the workhouse infirmary, where he expired about twelve hours later without having regained consciousness.

The proximity of a revolver to the body of Cole junior clearly showed that the young man first shot his father and brother-in-law, and then committed suicide. At the inquest a verdict of this character was returned.

The excitement caused by the tragedy was enhanced when it became known that two younger sons of the elder Cole, namely, James, aged thirty, and Edward Henry, aged twenty-five, had been arrested on a charge of being accessories before the fact. They were brought before the local Bench and remanded.

CAT'S WARNING.

A pathetic story was told at the inquest at Westminster recently on Clara Mary Ann Broad, fifty-four, the wife of a caretaker, of Conduit street west.

The husband, who sobbed bitterly while giving evidence, said that his wife had been depressed since the death of her father, whom she had almost worshipped.

Early in the morning the witness was awakened by the cat, which sprang on the bed and purred in an unusual way. "What do you want, Chum?" he asked, and the cat pushed its nose under his head, at the same time making a peculiar noise. "Just look at old Chum," he said, speaking, as he thought, to his wife. There was no answer. His wife was not in the room. He immediately searched the house, and throwing up a window he heard some one say, "She must have come from a window."

On looking out he saw what appeared to be a bundle lying in the road. He ran down and discovered that it was his wife.

Other evidence showed that the woman must have leaped from the window, fracturing her skull, spine and ribs. The jury returned a verdict of suicide during temporary insanity, and expressed their sympathy with the husband.

CASTORIA

For Infants and Children.
The Kind You Have Always Bought
Bears the Signature of J. C. Watson

THE V. B.'S Daughter.
Under a spreading Merry Widow
The village beauty stands.
The beauty, a winsome girl is she,
With rings on both her hands;
And clasped around her shapely arms
She wears two golden bands.

VANESSA

The Sunday School entertainment was a grand success in every respect, and \$25 was realized.
New Year's visitors here were: Mr. Geo. Lundy Brantford; Mr. and Mrs. R. Longherst, Brantford; Mr. and Mrs. J. A. Mabey, Windham Centre; Mr. and Mrs. Chas. Marsaw, Lynville; Mr. and Mrs. Jerry Marsaw, Simcoe; Miss Magdeline Watkins, Stratford, and Miss Alice Rock, of Waterford.
Mr. Willie and Miss Clara Taylor were guests of Miss Alma Bartholomew, on Sunday.

Mr. and Mrs. W. H. Bartholomew and Miss Greta were the guests of Mr. and Mrs. W. A. Marsaw on Sunday evening.
Mr. and Mrs. A. Horning spent Monday with Mr. and Mrs. Geo. Macklem.
Mr. and Mrs. Geo. Hilborn spent Saturday and Sunday in Onondago, the guests of Mr. and Mrs. S. Mulligan.

Mr. and Mrs. Robt. McGorrigor, who have been visiting at West Lorne the past two weeks, have returned home.

Reciprocity With Canada.

New York, Jan. 7.—The Chamber of Commerce of New York State to-day declared itself in favor of empowering the President of the United States to negotiate a reciprocity treaty with Canada. It was voted to ask other commercial bodies to unite with them in urging Congress to give such power to the President.



Head Office, Hamilton.

"SPECULATION"

VS.

"INVESTMENT"

It must appeal to the sound common sense of every thinking man or woman, that the return from an investment is in almost direct ratio to the risk.

Stock speculation, mining and other similar ventures promise big returns, and involve big risk. Savings deposits pay small dividends in interest—but they pay it. Safe, sure, certain—at regular intervals your interest is paid in cash; and, your money is still there, to be given back to you at once, when required.

It is this comfortable feeling of security that has induced many shrewd investors to forego the attraction of large profits on their money, offered by other forms of investment, and caused them to keep substantial sums on deposit in a chartered Bank, where the Dividend is sure; paid every six months; and the principal available whenever required.

THE BANK OF HAMILTON invites investment deposits, and is prepared to receive them on most favorable terms.

BANK OF HAMILTON

Open Saturday Evenings from 7 p. m. to 9 p. m.

Branches in Hamilton

Deering Branch—N. W. Cor. Sherman Ave. and Barton St.
East End Branch—N. W. Cor. Wellington and King St.
North End Branch—S. W. Cor. Barton and James St.
West End Branch—S. E. Cor. Queen and York St.

Hon. Wm. Gibson, President.

J. Turnbull, Vice-President and General Manager.

Fun For Our Readers

A Week's Work.

Sunday.
The Sabbath day is Sun.
When work must not be done.
Monday.
Mon.'s far to close to Sun.
For labor. Rest on Mon.
Tuesday.
"Midweek work's best," I muse;
Not quite midweek is Tues.
Wednesday.
My vital force it deadens
Somehow to toil on Wednes.
Thursday.
At breakfast time on Thurs.
"Let's start on Fri." one purrs,
Friday.
The day of fasting's Fri,
From toil a faster I.
Saturday.
Few work, most play on Satur.
Myself, I do the latter.
Sunday.
Once more we come to Sun.,
And my week's work is done!
—Oxford University Isis.

A Holiday Roysterer.

"Kisses are intoxicating," declared he.
"Well?" said she.
"And I'm a mistletoe!"—Washington Herald.
Critical Audience.
Clara, aged six, did not know the meaning of an encore, and was very much disgusted with the audience at the children's concert in which she took part.
"I just know we didn't make a single mistake," she exclaimed, "yet the people in front got cross and made such a fuss that we had to do it all over again."—Tit-Bits.

Game to the Last.

Maud—You are a singular man. I'll bet you'll never marry.
Jack—I'll take you.—Boston Transcript.

Other Fish to Fry.

"Ma'm, here's a man at the door with a parcel for you."
"What is it, Bridget?"
"It's a fish, ma'am, and it's marked C. O. D."
"Then make the man take it straight back to the dealer. I ordered trout."—Baltimore American.

Very Pleasant.

"It must be very nice," said the caller to the author's wife, "to have your husband at home so much of the time."
"Yes," replied Mrs. Richard Darlington. "It gives me a chance to go out."—Harper's Weekly.

SMITHVILLE

A really first class entertainment was given by the scholars of the Presbyterian Sabbath School, in the church, to an audience packed to the very doors. Every number was applauded and the whole programme was thoroughly enjoyed. As this entertainment is always good, its production is looked forward to with pleasure.

On Tuesday last, Melvin Bradt, drover, of Smithville, was charged before Justices McCaffery and Heaslip with having assaulted James Patterson, of Gainsboro, and after a long and careful hearing, Bradt was found guilty and fined \$5 and costs, \$7.42, which were paid.

At the election on Monday J. S. Merritt was elected Reeve, Councillors Nelson 160, Bruce 155, Middaugh 157, Martin 140.

Mr. H. Merritt has removed from Smithville to the house she lately bought in Caistor.

Mr. Harry Conise, of Buffalo, spent Sunday last with his parents here.

STONE CREEK

The open meeting of the Pine Crest Literary society was a decided success. Stoney Creek League won the debate. On Jan. 13 there will be a debate. Resolved, that there should be no more divorces.

Misses Anna and Myrtle Lee are going to spend a few weeks of this month with friends in Paris and Brantford.

Miss Hilda Lee has returned from Mitchell, where she has been spending her Christmas holidays.

The League meeting on Jan. 8 will be in charge of the Literary Committee. The following pupils of S. S. No. 9 have taken over 60 per cent. on their examinations:

Fourth—Ira Lee, Mary Reid, Mary Patterson, Roger Potemly, Willie Fortman, Albert Krick, Orpha Lee, James Cunningham.

Senior Third—Pearl Krick, Fred Fortman, Charlie Fortman, Annie Fortman, Frank Lee, Mattie Leica.

Junior Third—Ruby Lee, Sanford Benner, Clara Fortman, Pearl Burke.

Second—Flora Cunningham, Pearl Burke, Hector Potemly, Alice Lee, Hazel Patterson.

Part Two—Vera Benner, Mabel Fortman, Willie Cunningham.

The Kettle Song.

I wish the kettle would sing again.
Just as it used to do.
I wish it would sing of a lion slain—
Of a pirate crew on the Spanish main—
Of a clipper ship on the sea-way high,
With a cabin boy and the boy was I—
Just as it used to do.
I wish the kettle would sing again.
Just as it used to do.
Of a little girl in a bonnet, red,
And saved by a prince from a hydra-head
That lurked in the corn that towered high,
And the girl was she and the prince was I—
Just as it used to do.
I wish the kettle would sing again.
Just as it used to do.
I wish it would sing of war's alarms,
The booming of cannon and clash of arms,
Of a blue-clad boy where the strife ran high,
With face to the steel and willing to die—
Just as it used to do.
I wish the kettle would sing again.
Just as it used to do.
The lyrics it crooned, and the tales it told—
But the heart is chill, and the years are old—
The fancies it whispered have all taken wing
And never again will the kettle sing
Just as it used to do!
—John D. Wells, in "Sway Folk and Others."



HOW SHE DID HIM.

He—My wife never got the better of me but once.
She—Luck man! When was that?
He—When she married me.